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COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, JANUARY 1, 1935. No. 1.

SENATE

JANUARY 1, 1935, 12 O'CLOCK M.

This being the day and hour fixed by the Constitution for the meeting of the General Assembly, the members of the Senate, together with the Senators-elect chosen at the last general election held on November 6, 1934, assembled in the Senate Chamber.

The PRESIDENT, (Lieutenant-Governor Edward C. Shannon) called the Senate to order at 12 o'clock noon

PRAYER

The Chaplain, Rev. William E. Howard, D.D., offered the following prayer.

Oh, Thou great Jehovah, Maker and Preserver of all things, we approach Thy presence humbly and expectantly,—humbly because of our unworthiness, expectantly because of Thy promises unto us.

On this the first day of a new year we desire Thee to guide us along the unknown path that leads on into the future. Thou dost hold Eternity in Thy hand, and dost measure it out unto us in periods of time. May this year, now beginning, bring us nearer to Thee.

On this the first day of a new General Assembly of our great Commonwealth of Pennsylvania we ask that each legislator present beneath the dome of this beautiful capitol building may have a vision of God and of duty, so that from God he may gain strength to perform aright every duty.

In a special sense pour out Thy spirit upon the members of this Senate; guide them by Thy counsel so that their deliberations may be approved by Thee and serve to safeguard the peace and prosperity of our Commonwealth and of our beloved nation.

We ask all these things in Thy name. Amen.

PRESENTATION OF RETURNS OF ELECTION OF SENATORS.

The Deputy Secretary of the Commonwealth being introduced, stated that pursuant to the provisions of the 87th section of the Act of July 2, 1839, entitled "An Act relative to elections in this Commonwealth," he presented to the Senate the returns of the election for Senators held on November 6, 1934.

OPENING OF RETURNS

Mr. BUCKMAN. Mr. President, I move that the Secretary proceed to open and read the returns presented.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to and the said returns were opened and read as follows:

SENATORS IN THE GENERAL ASSEMBLY
SECOND SENATORIAL DISTRICT

	Samuel W. Salus, R.	Jay Lit, D.	Bernard Levinson, Soc.	Benjamin Coltri, Com.
Philadelphia (part), --	25,367	14,303	165	104

Salus' majority, 10,795.

FOURTH SENATORIAL DISTRICT

	Bertram G. Frazier, R.	John J. McCreesh, D.	David S. Shick, Soc.	Grover C. Ladner, Pro.
Philadelphia (part), --	68,063	69,391	862	246

McCreesh's majority, 220.

SIXTH SENATORIAL DISTRICT

	George Woodward, R.	Israel Finkelstein, D.	David H. H Felix, Soc.
Philadelphia (part)	68,032	64,593	913

Woodward's majority, 2,526.

EIGHTH SENATORIAL DISTRICT

	John J. McKinley, Jr., R	Walter S. Pytko, D.	Philip Van Gelder, Soc.	Oscar W. Wall, Pro.	Harry N. Monck, Com
Philadelphia (part)	57,441	64,612	1,081	151	203

Pytko's majority, 5,736.

TENTH SENATORIAL DISTRICT

	Clarence J. Buckman, R.	C. William Freed, D.	Marion E Frey, Soc.
Bucks County,	19,239	18,138	600

Buckman's majority, 497. Scattering 4.

TWELFTH SENATORIAL DISTRICT

	James S. Boyd, R.	Gertrude S. Ely, D.	Anthony V. Kaiser, Jr., Soc.	Wm. W. Wadsworth Pro.
Montgomery County.	49,310	38,805	1,073	435

Boyd's majority, 8,997

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FOURTEENTH SENATORIAL DISTRICT

	David Davis, R.	Harvey Huffman, D.	Milburn Edwards, Soc.
Carbon County,	7,530	10,870	252
Monroe County,	3,661	5,839	90
Pike County,	1,631	2,122	39
Wayne County,	5,291	4,934	71
Totals,	18,113	23,765	452

Huffman's majority, 5,193. Scattering 7.

SIXTEENTH SENATORIAL DISTRICT

	Robert G. Kleckner, R.	George A. Rupp, D.	Harvey E. Lapp, Soc.	Victor Brotzman Com.
Lehigh County,	19,791	21,672	831	137

Rupp's majority, 911. Scattering 2.

EIGHTEENTH SENATORIAL DISTRICT

	Benjamin L Haytock, R.	Warren R. Roberts,		Horace D. Hontz, Soc.
		D.	Pro.	
Northampton County,	14,813	27,130	220	663

Roberts' majority, 11,873. Scattering 1

TWENTIETH SENATORIAL DISTRICT

	Andrew J. Sordoni,		John Bradley, No Party
	R.	D.	
Luzerne County,	30,488	20,680	317

Sordoni's majority, 50,851.

TWENTY-SECOND SENATORIAL DISTRICT

	John W. Howell, R.	Edward J. Hart, D.	Herman A Dimlich, Pro.	Helen Dorio, Com.
Lackawanna County,	42,791	36,246	183	198

Howell's majority, 6,164.

TWENTY-FOURTH SENATORIAL DISTRICT

	Chris. S. Knaur, R.	Charles W. Sones,			F. L. Sechrist, Soc.
		D.	Pro.	Non Part.	
Columbia County,	7,549	11,788	332		68
Lycoming County,	13,509	14,159	865	4	528
Montour County,	1,937	3,013	27		17
Sullivan County,	1,532	1,545	30		19
Total,	24,527	30,505	1,254	4	632

Sones' majority, 6,601. Scattering 3.

TWENTY-SIXTH SENATORIAL DISTRICT

	Richard S. Quigley, R.	I. Dana Kahle,		
		D.	Pro.	No Party
Cameron County,	1,461	944	29	
Clarion County,	5,244	7,493	596	
Clinton County,	6,501	4,386	156	
Elk County,	4,897	8,376	213	1
Forest County,	1,234	1,066	73	1
Total,	19,337	22,265	1,067	2

Kahle's majority, 3,996. Scattering 1.

TWENTY-EIGHTH SENATORIAL DISTRICT

	Henry E. Lanius,			Charles H. Zorbaugh, Soc.
	R.	D.	Pro.	
York County,	24,090	29,538	895	810

Lanius' majority, 53,708.

THIRTIETH SENATORIAL DISTRICT

	Charles R. Mallery, R.	Charles L. Sandrus, D.	Ira C. Knisely,		Tarring S. Davis,
			Soc.	Com.	
Blair County,	15,003	16,391	494		1,181
Huntingdon County,	7,593	4,400	32	1	208
Total,	22,596	20,791	526	1	1,389

Mallery's plurality, 1,805 Scattering 1.

THIRTY-SECOND SENATORIAL DISTRICT

	Harry J. Bell, R	Anthony Cavalcante, D.	James E. Manly, Soc.	Asa L. Martin, Pro.
Fayette County,	21,207	30,819	488	525

Cavalcante's majority, 8,598. Scattering 1.

THIRTY-FOURTH SENATORIAL DISTRICT

	T. Reilly Lytle, R	Edw. Jackson Thompson, D.	Harry Matthews, Soc.	Harriet L. Askins, Pro.
Centre County,	7,935	9,433	255	218
Clearfield County,	11,929	14,735	765	250
Total	19,864	24,168	1,020	468

Thompson's majority, 2,815. Scattering 1.

THIRTY-SIXTH SENATORIAL DISTRICT

	Charles H. Ealy, R.	Jacob S Picking, Jr., D.
Bedford County,	6,701	7,010
Fulton County,	1,901	2,031
Somerset County,	11,578	10,772
Total,	20,180	19,813

Ealy's plurality, 367.

THIRTY-EIGHTH SENATORIAL DISTRICT

	Joseph G Armstrong, Jr.		Edward R. Frey, D.	Karl K. Hall, Soc.	George Schuster, Pro.	Fred J. Herrington, Ind.
	R.	Cit.				
Allegheny (part),	15,478	482	25,941	571	195	352

Frey's majority, 8,860. Scattering 3.

FORTIETH SENATORIAL DISTRICT

	Herman P. Brandt,			William B. Rodgers, D.	James H. Fawcett, Soc.	Margaret H. Bowers, Pro.
	R.	Cit.	Ind.			
Allegheny (part),	25,399	346	304	34,359	988	436

Rodgers' majority, 6,875. Scattering 11.

FORTY-SECOND SENATORIAL DISTRICT

	Morris Einstein,			Bernard B. McGinnis, D.	Robert Lieberman, Soc.	Aden Fillmore, Pro.
	R.	Ind	Roos.			
Allegheny (part),	15,263	1,206	961	18,492	480	145

McGinnis' majority, 1,427. Scattering 10.

FORTY-FOURTH SENATORIAL DISTRICT

	James H. McClure,			George Rankin, Jr., D.	Sadie Stark, Soc.	A. T. Weible, Pro.
	R.	Cit.	Ind.			
Allegheny (part),	36,665	380	451	50,131	1,246	427

Rankin's majority, 10,953. Scattering 9.

FORTY-SIXTH SENATORIAL DISTRICT

	Chauncey W. Parkinson, R.	J. Albert Reed,		Mary Sayers, Pro.
		D.	Soc.	
Greene County,	5,933	8,324	31	189
Washington County	18,315	32,000	375	479
Total,	24,248	40,324	406	668

Reed's majority, 15,814.

FORTY-EIGHTH SENATORIAL DISTRICT

	Leroy E. Chapman,		Gerald McGill, D.	Wayne W. Bleakley,		
	R.	Pro.		Soc.	Cit.	No Party
Venango County,	7,181	591	4,842	2,419	6,779	--
Warren County,	6,949	259	5,229	447	435	3
Total,	14,130	850	10,071	2,866	7,214	3

Chapman's plurality, 4,897.

FIFTIETH SENATORIAL DISTRICT

	Raymond A. Cox, R.	Glen R. Law, D.	Hugh M. Stevenson, Pro.
Crawford County,	10,317	9,213	574
Mercer County,	10,736	13,766	2,093
Total,	21,053	22,979	2,667

Law's plurality, 1,926.

Whereupon the following named persons were declared duly elected Senators in the General Assembly of the Commonwealth of Pennsylvania, viz:

Second District—Samuel W. Salus.
Fourth District—John J. McCreesh.
Sixth District—George Woodward.
Eighth District—Walter S. Pytko.
Tenth District—Clarence J. Buckman.
Twelfth District—James S. Boyd.
Fourteenth District—Harvey Huffman.
Sixteenth District—George A. Rupp.
Eighteenth District—Warren R. Roberts.
Twentieth District—Andrew J. Sordoni.
Twenty-second District—John W. Howell.
Twenty-fourth District—Charles W. Sones.
Twenty-sixth District—I. Dana Kahle.
Twenty-eighth District—Henry E. Lanius.
Thirtieth District—Charles R. Mallery.
Thirty-second District—Anthony Cavalcante.
Thirty-fourth District—Edward Jackson Thompson.
Thirty-sixth District—Charles H. Ealy.
Thirty-eighth District—Edward R. Frey.
Fortieth District—William B. Rodgers.
Forty-second District—Bernard B. McGinnis.
Forty-fourth District—George Rankin, Jr.
Forty-sixth District—J. Albert Reed.
Forty-eighth District—Leroy E. Chapman.
Fiftieth District—Glen R. Law.

ROLL CALL

The PRESIDENT. The Chief Clerk will call the roll.

The Chief Clerk called the roll and the following Senators were present:

First District—Joseph C. Trainer.
Second District—Samuel W. Salus.
Third District—William C. Hunsicker.
Fourth District—John J. McCreesh.
Fifth District—Max Aron.
Sixth District—George Woodward.
Seventh District—Harry Shapiro.
Eighth District—Walter S. Pytko.
Ninth District—John J. McClure.
Tenth District—Clarence J. Buckman.
Eleventh District—James E. Norton.
Twelfth District—James S. Boyd.
Thirteenth District—John G. Homsher.
Fourteenth District—Harvey Huffman.
Fifteenth District—George L. Reed.
Sixteenth District—George A. Rupp.
Seventeenth District—Henry J. Pierson.
Eighteenth District—Warren R. Roberts.
Nineteenth District—William H. Clark.
Twenty-first District—Laning Harvey.
Twenty-second District—John W. Howell.
Twenty-third District—Frederick T. Gelder.
Twenty-fourth District—Charles W. Sones.
Twenty-fifth District—G. Mason Owlett.
Twenty-sixth District—I. Dana Kahle.
Twenty-seventh District—Charles E. Miller.
Twenty-eighth District—Henry E. Lanius.
Twenty-ninth District—Charles W. Staudenmeier.
Thirtieth District—Charles R. Mallery.
Thirty-first District—Leon C. Prince.
Thirty-second District—Anthony Cavalcante.
Thirty-third District—John S. Rice.
Thirty-fourth District—Edward Jackson Thompson.
Thirty-fifth District—Herman E. Baumer.
Thirty-sixth District—Charles H. Ealy.
Thirty-seventh District—Edward B. Bennett.
Thirty-eighth District—Edward R. Frey.
Thirty-ninth District—Benjamin H. Thompson.
Fortieth District—William B. Rodgers.
Forty-first District—Peter Graff, III.
Forty-second District—Bernard B. McGinnis.
Forty-third District—James J. Coyne.
Forty-fourth District—George Rankin, Jr.
Forty-fifth District—Frank J. Harris.
Forty-sixth District—J. Albert Reed.
Forty-seventh District—Alonzo S. Batchelor.
Forty-eighth District—Leroy E. Chapman.
Forty-ninth District—Joseph R. Ziesenheim.
Fiftieth District—Glen R. Law.

ABSENT

Twentieth District—Andrew J. Sordoni.

The PRESIDENT. Forty-nine Senators having answered to their names, a quorum is present.

ADMINISTRATION OF OATH OF OFFICE TO SENATORS ELECT

The PRESIDENT. The newly elected Senators will present themselves before the bar of the Senate, where the oath of office as required by law will be administered to them by the Honorable John E. Fox, Additional Law Judge of the Twelfth Judicial District.

The oath of office was then administered to the Senators-elect.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni, on account of illness.

ELECTION OF PRESIDENT PRO TEMPORE

Mr. BUCKMAN. Mr. President, I move that the Senate do now proceed to the election of one of its members to serve as President pro tempore of the Senate for the legislative session of 1935.

Mr. HUNSICKER. Mr. President, I second the motion.

The motion was agreed to.

Mr. BUCKMAN. Mr. President, I am directed by the caucus of the Republican members of the Senate to place in nomination for the office of President pro tempore, the Senator from Lancaster, the Honorable John G. Homsher.

Mr. GELDER. Mr. President, I second the nomination.

Mr. ARON. Mr. President, I also have the privilege of seconding the nomination of Honorable John G. Homsher.

Mr. SONES. Mr. President, I am directed by the caucus of the Democratic members of the Senate to place in nomination for the office of President pro tempore of the Senate, the Senator from Northampton, the Honorable Warren R. Roberts.

Mr. RICE. Mr. President, I second the nomination.

Mr. CLARK. Mr. President, I move that the nominations close.

Mr. GRAFF. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. The roll will be called by the Chief Clerk, and the Clerks of the Senate will act as tellers.

The roll was then called and resulted as follows:

FOR MR. HOMSHER

Aron,	Ealy,	McClure,	Salus,
Batchelor,	Gelder,	Norton,	Shapiro,
Bennett,	Graff,	Owlett,	Staudenmeier,
Boyd,	Harris,	Pierson,	Thompson, E. J
Buckman,	Harvey,	Prince,	(Centre)
Chapman,	Howell,	Reed, G. L.,	Trainer,
Clark,	Hunsicker,	(Dauphin)	Woodward,
Coyne,	Mallery,	Roberts,	Ziesenheim,

FOR MR. ROBERTS

Baumer,	Kahle,	Miller,	Rice,
Cavalcante,	Lanius,	Pytko,	Rodgers,
Frey,	Law,	Rankin,	Rupp,
Homsher,	McCreesh,	Reed, J. A.,	Sones,
Huffman,	McGinnis,	(Washington)	Thompson, B. H., (Westmoreland)

The PRESIDENT. The Clerks agree in their tally. The Honorable John G. Homsher having received thirty votes and the Honorable Warren R. Roberts, nineteen votes, I declare that the Honorable John G. Homsher has been duly elected President Pro Tempore of the Senate for the session of 1935, and appoint the Senator from Chester, Mr. Clark, and the Senator from Northampton, Mr. Roberts, a committee to escort the President Pro Tempore-elect to the bar of the Senate to take oath of office.

ADMINISTRATION OF OATH TO THE PRESIDENT PRO TEMPORE

The PRESIDENT. The oath of office will be administered to the newly elected President Pro Tempore by the Honorable William M. Hargest, President Judge of the Twelfth Judicial District.

The oath of office was accordingly administered.

The PRESIDENT. Gentlemen of the Senate, it is a very happy privilege I have this morning of presenting to you your newly elected President Pro Tempore. Coming from the same county from which I come, it is a double pleasure in occupying the Chair as President of the Senate and presenting this fine old gentleman of my home county to you, whom you have very graciously elected to this high office this morning,—the Honorable John G. Homsher.

ADDRESS OF THE PRESIDENT PRO TEMPORE

Mr. HOMSHER. Mr. President and fellow members of the Senate of Pennsylvania, I want first to express my appreciation of the high honor that you have conferred upon me by electing me President Pro Tempore of this Senate. It is a position of which any man may be proud, particularly as it came to me entirely unexpected and unsolicited. And I want to ask every one of you for your advice and cooperation in all the duties which may come to me to perform. I know that you all comprehend fully with me the vast responsibilities that rest upon this body to meet the problems that are before us; and I believe that we can all work together, regardless of party affiliation, for the general good of the public. I ask your cooperation, and again thank you.

These problems that will come before us will tax the abilities and the judgment of any set of men; and knowing the ability of this Senate as I do, I do not believe that any other body of men that could be gathered together to work disinterestedly, could bring about better results than can be accomplished by this Senate. Again I thank you.

OFFICERS OF THE SENATE

Mr. BUCKMAN. Mr. President, I have been directed by the Republican Caucus to offer the following resolution:

In the Senate, January 1, 1935.

Resolved, That the following persons be elected officers of the Senate, as is provided for by Act of Assembly; Secretary, A. Boyd Hamilton, Harrisburg, Dauphin County; Chief Clerk, John E. McKirdy, Sewickley, Allegheny County; Senate Librarian, Herman P. Miller, Harrisburg, Dauphin County.

On the question,

Will the Senate agree to the resolution?

Mr. CAVALCANTE. Mr. President, I move that the resolution be amended by substituting for the names contained therein the following: for Secretary of the Senate, A. D. Brandon; for Chief Clerk of the Senate, John E Sheridan; for Senate Librarian, E. Yates Catlin.

Mr. ROBERTS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was not agreed to.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

The PRESIDENT. I therefore declare the following named persons elected as officers of the Senate: As Secretary, A. Boyd Hamilton, of Harrisburg, Dauphin County; Chief Clerk, John E. McKirdy, Sewickley, Allegheny County; Senate Librarian, Herman P. Miller, of Harrisburg, Dauphin County.

The oath was then administered to the officers elected by the Honorable John E. Fox, Additional Law Judge of the Twelfth Judicial District.

PRESENTATION OF RETURNS OF ELECTION OF GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS

The Deputy Secretary of the Commonwealth being introduced presented to the Senate the returns of the general election for Governor, Lieutenant-Governor and Secretary of Internal Affairs held November 6, 1934, which were laid upon the table.

AUTHORIZING APPOINTMENT OF COMMITTEES

Mr. GELDER offered the following resolution which, was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That the President Pro Tempore of the Senate be authorized to appoint all special and standing committees of the Senate, and shall be ex-officio a member of all special and standing committee.

ADOPTION OF RULES

Mr. GELDER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That the Standing Rules of the Senate during the Regular Session of 1933 be adopted for the government of the Senate during the Regular Session of 1935, with the exception of Rule 23 which is hereby amended to read as follows:

Rule 23. The following Standing Committees shall be appointed at the commencement of each Session until otherwise ordered:

A Committee on Aeronautics
A Committee on Agriculture
A Committee on Appropriations
A Committee on Banking
A Committee on Congressional Apportionment
A Committee on Constitutional Changes
A Committee on Corporations
A Committee on County Government
A Committee on Education
A Committee on Elections
A Committee on Executive Nominations
A Committee on Federal Relations
A Committee on Finance
A Committee on Forests and Waters
A Committee on Game and Fisheries
A Committee on Highways
A Committee on Insurance
A Committee on Judicial Apportionment
A Committee on Judiciary General
A Committee on Judiciary Special
A Committee on Labor and Industry
A Committee on Law and Order
A Committee on Legislative Apportionment
A Committee on Mines and Mining
A Committee on Military Affairs
A Committee on Municipal Government
A Committee on Pensions
A Committee on Public Health
A Committee on Public Utilities
A Committee on Rules
A Committee on State Government

The President Pro Tempore shall be ex-officio a member of all standing Committees and included in the number of committee members herein provided and he shall be Chairman of the Committee on Rules.

The several committees shall consist of the following: Executive Nominations, Rules, seven (7) Senators each; Aeronautics, Agriculture, Elections, Federal Relations, nine (9) Senators each; Corporations, Judiciary Special, eleven (11) Senators each; Banking, Congressional Apportionment, Education, Finance, Forests and Waters, Games and Fisheries, Judicial Apportionment, Law and Order, Legislative Apportionment, Mines and Mining, Military Affairs, Municipal Government, thirteen (13) Senators each; Constitutional Changes, County Government, Highways, Insurance, Labor and Industry, Public Health, State Government, fifteen (15) Senators each; Pensions, seventeen (17) Senators; Judiciary General, Public Utilities, nineteen (19) Senators each; Appropriations, twenty-one (21) Senators.

INAUGURAL COMMITTEE

Mr. ROBERTS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, (if the House of Representatives concur), That the President of the Senate be and is hereby authorized to appoint a committee of twelve Senators to act in conjunction with a committee of fifteen Members of the House of Representatives to be appointed by the Speaker of the House, to make necessary arrangements for the inauguration of the Governor-elect, to await upon His Excellency, and to conduct him in a suitable manner to the Capitol for the purpose of having the oath of office administered to him; and

Resolved, That the inaugural ceremonies take place at 12 o'clock on the third Tuesday of January, the 15th instant, on the West side of the Capitol, should the weather prove favorable, otherwise, in the Hall of the House of Representatives; and be it further

Resolved, That said committee be and is hereby authorized to make and carry out said arrangements.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

NOTIFICATION TO THE HOUSE

Mr. BATCHELOR offered the following resolution, which was twice, read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That a committee of two be appointed to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business.

The PRESIDENT. The Chair appoints as said committee the Senator from Beaver, Mr. Batchelor, and the Senator from Adams, Mr. Rice.

NOTIFICATION TO THE GOVERNOR

Mr. SALUS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee) to wait on his Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communications he may be pleased to make.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

JOINT CONVENTION TO COMPUTE AND COUNT VOTE FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS AND ELECT DIRECTOR OF LEGISLATIVE REFERENCE BUREAU AND HEAR ADDRESS OF THE GOVERNOR.

Mr. ARON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives will meet in joint convention, Tuesday, January 1, 1935, at 3 o'clock, P. M., for the purpose of witnessing the opening, computing and counting the vote for Governor, Lieutenant-Governor and Secretary of Internal Affairs; and to elect a Director of the Legislative Reference Bureau; also for the purpose of listening to the reading of a message by His Excellency the Governor of the Commonwealth.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

TELLER TO COMPUTE AND COUNT VOTE FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS.

Mr. CLARK offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That the Senator from Schuylkill County, Mr. Charles W. Staudenmeier, be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Governor, Lieutenant-Governor and Secretary of Internal Affairs.

Ordered, That the Clerk inform the House of Representatives accordingly.

WHEN BILLS AND JOINT RESOLUTIONS MAY BE INTRODUCED

Mr. BOYD offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That no bills shall be presented in the Senate until after the appointment of the standing committees of the Senate.

POSTAGE ON LEGISLATIVE JOURNAL

Mr. TRAINOR offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore be it

Resolved, (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

PRINTING OF GOVERNOR'S APPOINTMENTS

Mr. CHAPMAN offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That the list of appointments which may be sent to the Senate by the Governor, as having been made during the recess, be printed for the use of the Senate under the direction of the Chief Clerk.

THANKING JUDGES HARGEST AND FOX FOR ADMINISTERING OATHS

Mr. GEORGE L. REED offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That the thanks of the Senate are hereby tendered to Honorable William M. Hargest, President Judge of the Twelfth Judicial District, and to the Honorable John E. Fox, additional law Judge, Twelfth Judicial District, for their services in qualifying the newly elected Senators and President pro tempore.

PRESENTATIONS OF PETITIONS, MEMORIALS AND REMONSTRANCES

Mr. PIERSON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, That all petitions, memorials and remonstrances be presented by handing the same to the Chief Clerk, properly endorsed with the date thereon, in accordance with the practice of the last session.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows:

REQUEST FOR THE FIXING OF HOUR FOR HEARING GOVERNOR'S MESSAGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session today at your convenience.

GIFFORD PINCHOT.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House (if the House shall appoint such Committee), to escort the Governor to the Hall of the House to address the members of the General Assembly in Joint Session, at 3:00 o'clock P. M., January 1, 1935, pursuant to a concurrent resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 1, 1935.

Resolved, (if the House of Representatives concur), That when the General Assembly adjourns today it reconvene on Monday evening January 14th, at nine o'clock.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

Commonwealth of Pennsylvania,
Governors Office, Harrisburg, Pa., January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following:

SECRETARY OF THE COMMONWEALTH

John J. Owens, Scranton, from October 18, 1934, until superseded.

SECRETARY OF LABOR AND INDUSTRY

(Miss) Charlotte E. Carr, Harrisburg, from September 20, 1934, until the third Tuesday of January, 1935, or until her successor shall have been appointed and qualified.

MEMBER OF THE STATE BOARD FOR THE EXAMINATION OF PUBLIC ACCOUNTANTS

William F. Marsh, Pittsburgh, from December 6, 1934, for the term of four years.

MEMBER OF THE STATE BOARD OF EXAMINERS FOR THE REGISTRATION OF NURSES

(Miss) Emma S. Ballamy, Wilkes-Barre, from November 13, 1934, for the term of six years, and until her successor is appointed and qualified.

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

Jere C. West, Bedford, from September 20, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

MEMBERS OF THE STATE COUNCIL OF EDUCATION

Weir C. Ketler, Grove City, from October 8, 1934, for the term of six years.

LeRoy A. King, Narberth, from December 17, 1934, for the term of six years.

MEMBER OF THE STATE BOARD OF UNDERTAKERS

Warren E. Titus, Philadelphia, from October 5, 1934, for the term of six years.

MEMBER OF THE INDUSTRIAL BOARD

J. O. Keller, State College, from September 24, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

WORKMEN'S COMPENSATION REFEREES

Bruce S. Clayton, Pottsville, from September 20, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

Gregory Ignatius Zatkovich, Pittsburgh, from September 20, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

(Mrs.) Winifred Notman Prince, Swarthmore, from September 20, 1934, until the third Tuesday of January, 1935, or until her successor shall have been appointed and qualified.

MEMBERS OF THE MILK CONTROL BOARD

Edward A. Stanford, Whitemarsh, from September 20, 1934, until April 30, 1935.

John A. Barney, Waterford, from September 20, 1934, until April 30, 1935.

Howard B. Steele, Pittsburgh, from September 20, 1934, until April 30, 1935.

MEMBERS OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF PITTSBURGH

Thomas A. Joyce, Pittsburgh, from September 20, 1934, until the first Monday of January, 1938.

Jacob Frank, Pittsburgh, from September 20, 1934, until the first Monday of January, 1938.

MEMBERS OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF SCRANTON

(Miss) Emma M. Fuhrer, Scranton, from September 20, 1934, until the first Monday of January, 1938.

Samuel H. Bevan, Scranton, from September 20, 1934, until the first Monday of January, 1938.

J. Gerald Collins, Scranton, from September 20, 1934, until the first Monday of January, 1938.

Michael J. McCrea, Scranton, from September 20, 1934, until the first Monday of January, 1938.

MEMBER OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF PHILADELPHIA, PENNSYLVANIA

Todd Daniel, Philadelphia, from October 4, 1934, until July 11, 1935, or until his successor shall be duly qualified.

MEMBER OF THE WATER AND POWER RESOURCES BOARD

Edwin K. Morse, Pittsburgh, from September 20, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' ORPHAN SCHOOL

Benjamin Ralsky, Bradford, from October 15, 1934, for the term of four years and until his successor is qualified.

MEMBER OF THE STATE WELFARE COMMISSION

J. Prentice Murphy, Delaware County, from December 3, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

MEMBER OF THE STATE ATHLETIC COMMISSION

Harvey J. Boyle, Pittsburgh, from October 24, 1934, for the term of two years.

MEMBER OF THE STATE REGISTRATION BOARD FOR PROFESSIONAL ENGINEERS

J. N. Chester, Pittsburgh, from December 21, 1934, for the term of six years.

MEMBERS OF THE BOARD OF TRUSTEES OF COALDALE STATE HOSPITAL

D. G. Watkins, Lansford, from October 16, 1934, for the term of four years, and until his successor is qualified.

B. F. Davis, Nesquehoning, from October 16, 1934, for the term of four years, and until his successor is qualified.

Wm. J. Clements, Coaldale, from October 16, 1934, for the term of four years and until his successor is qualified.

C. C. Boner, Tamaqua, from October 16, 1934, for the term of four years, and until his successor is qualified.

J. C. McCready, Lansford, from October 16, 1934, for the term of four years, and until his successor is qualified.

(Mrs.) Mary F. Jones, Tamaqua, from October 16, 1934, for the term of four years, and until her successor is qualified.

J. F. West, Tamaqua, from October 16, 1934, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF ASHLAND STATE HOSPITAL

Earl E. Miller, Mr. Carmel, from October 16, 1934, for the term of four years, and until his successor is qualified.

(Mrs.) Hawthorne L. Ball, Mahanoy City, from October 16, 1934, for the term of four years, and until her successor is qualified.

A. R. Laubenstein, Ashland, from October 16, 1934, for the term of four years, and until his successor is qualified.

Frank W. Leib, Pottsville, from October 16, 1934, for the term of four years, and until his successor is qualified.

Charles B. Williams, Pottsville, from October 16, 1934, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF LOCUST MOUNTAIN STATE HOSPITAL

Theodore W. Bare, Mahanoy City, from October 16, 1934, for the term of four years, and until his successor is qualified.

(Mrs.) Edith L. Reed, Frackville, from October 16, 1934, for the term of four years, and until her successor is qualified.

Edward Cuderavage, Shenandoah, from October 16, 1934, for the term of four years, and until his successor is qualified.

(Mrs.) Maud Richards, Pottsville, from October 16, 1934, for the term of four years, and until her successor is qualified.

Harry McDonald, Shenandoah, from October 16, 1934, for the term of four years, and until his successor is qualified.

Harrison Powell, Shenandoah, from October 16, 1934, for the term of four years, and until his successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' AND SAILORS' HOME

William E. Maiser, Lebanon, from November 26, 1934, for the term of four years, and until his successor is qualified.

J. Clark Mansfield, Pittsburgh, from November 26, 1934, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS' COLLEGE

Wm. J. Powell, Taylor, from December 10, 1934, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS' COLLEGE

(Mrs.) Myra B. Allen, Mansfield, from October 15, 1934, for the term of four years, and until her successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

G. E. Simpson, Indiana, from December 20, 1934, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS' COLLEGE

(Mrs.) Helen M. Schluraff, Erie, from December 20, 1934, for the term of four years, and until her successor is qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF CHEYNEY TRAINING SCHOOL FOR TEACHERS

Thomas M. Thomas, Chester, from October 16, 1934, for the term of four years, and until his successor is qualified.

David G. Yarnall, Wallingford, from October 16, 1934, for the term of four years, and until his successor is qualified.

(Mrs.) Mary F. Comfort, Delaware County, from October 16, 1934, for the term of four years, and until her successor is qualified.

(Mrs.) Anne Walton Pennell, Moylan, from October 16, 1934, for the term of four years, and until her successor is qualified.

James G. Biddle, Wallingford, from October 16, 1934, for the term of four years, and until his successor is qualified.

Samuel L. Smedley, Newtown Square, from October 16, 1934, for the term of four years, and until his successor is qualified.

Joseph H. Willits, Swarthmore, from October 16, 1934, for the term of four years, and until his successor is qualified.

Also, the following persons to be Members of the Boards of Trustees of the Mothers' Assistance Fund.

ALLEGHENY COUNTY

(Miss) Eleanor Hanson, Pittsburgh, from December 4, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Henrietta I. Spiro, Pittsburgh, from December 4, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Susan C. Fouse, Pittsburgh, from December 4, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Leanah S. Thomas, Sharpsburg, from December 4, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

BEDFORD COUNTY

(Mrs.) Margaretta Fluke, Saxton, from December 20, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

BLAIR COUNTY

(Mrs.) Eva Mattern Montgomery, Altoona, from September 21, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

CAMERON COUNTY

(Mrs.) Perna Klees, Emporium, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Ruth Shaw, Emporium, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Marian K. Blinzler, Emporium, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Eulalia Maude Raycroft, Emporium, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Myra Morrison, Emporium, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Alice Dill, Sterling Run, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Julia Lightner, Sinnamahoning, from October 16, 1934. until June 1, 1935, and until her successor is duly appointed and qualified.

COLUMBIA COUNTY

(Mrs.) Ethel B. Laubach, Benton, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Ann Graham H. Law, Bloomsburg, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

DELAWARE COUNTY

(Mrs.) Harriet K. Turner, Swarthmore, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Eleanor J. Wilson Geary, Wallingford, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) May Y. Howson, Wayne, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Frances L. Norton, Chester, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Miss) Elizabeth Keating, Wawa, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Evelyn Sloat Ellson, Upper Darby, from October 17, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

LACKAWANNA COUNTY

(Miss) Florence E. Robertson, Scranton, from September 20, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Sarah E. Stewart, Old Forge, from September 20, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Pearle Ayres, Carbondale, from September 20, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Edna M. Butler, Dunmore, from September 20, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Dorothy Thomason Beemer, Clarks Summit, from September 20, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Elizabeth Berry, Scranton, from September 20, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Victoria Yanoshat, Scranton, from September 20, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

LAWRENCE COUNTY

(Mrs.) Laura Holliday Miller, New Castle, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Lenore A. Reynolds, Ellwood City, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Clare C. Duff, New Castle, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Grace W. Crawford, New Castle, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Blanche Sampson, Volant, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Lena F. Gilmore, Hillsville, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Maud E. Keyser Duff, New Castle, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

MONTGOMERY COUNTY

(Miss) Marjorie N. MacCoy, Haverford, from December 4, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Ella Keiser Riegner, Pottstown, from December 4, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

POTTER COUNTY

(Mrs.) Nellie Carpenter, Genesee, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Eloise S. Wells, Coudersport, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Blanche S. Huntington, Coudersport, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Emma K. Grover, Ulysses, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Anita L. Prince, Shinglehouse, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Dessie Hernquist, Austin, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Grace M. Lush, Galeton, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

SCHUYLKILL COUNTY

(Mrs.) Edith W. Hoy, Schuylkill Haven, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Eleanor M. Boyd, Shenandoah, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Anna Hoffman, Coaldale, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Catherine Bannan Zerbey, Pottsville, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Cecelia Boezkowski, Mahanoy City, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Emma Lynn, Pottsville, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Elizabeth B. Maul, Llewellyn, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

SULLIVAN COUNTY

(Mrs.) Mildred H. Snyder, Dushore, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Floye A. Davis, Sonestown, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Laura H. McLaughlin, Bernice, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Clara M. Wilcox, Wheelerville, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Orrill W. Avery, Elderdsville, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Anna M. Finan, Mildred, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

UNION COUNTY

(Miss) Annie B. Moore, Allenwood, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Eveline S. Grundy, Lewisburg, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Annie K. Knauff, Mifflinburg, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Martha R. Farley, New Columbia, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Martha W. Kalp, Lewisburg, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

WAYNE COUNTY

(Mrs.) Fanny F. Hocker, Milanville, from November 26, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

WYOMING COUNTY

(Mrs.) Charity Backman, Falls, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Sarah Warner, Laceyville, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Evelyn C. Ellsworth, Meshoppen, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Etta Serfass, Nicholson, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Gertrude E. Thomas, Noxen, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Loretta Greene Slocum, Factoryville, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Helen M. Lewis, Tunkhannock, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

Also, the following to be MEMBERS OF THE BOARDS OF TRUSTEES OF THE OLD AGE ASSISTANCE FUND:

ELK COUNTY

(Mrs.) Effie E. Asplund, Saint Marys, from September 21, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Susie L. Geary, Johnsonburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Miss) Amanda Johnson, Ridgway, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Anna M. Hayes, Force, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Miss) Winifred Maynard, Ridgway, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Mabel H. Aldrich, Wilcox, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Sue M. Bonnert, St. Marys, from November 22, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

FOREST COUNTY

(Mrs.) Mary B. Klinestiver, Nebraska, from December 4, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Anna Mensch, Marienville, from December 4, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Ruth D. Bovard, Tionesta, from December 4, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Adelaide Seigworth, Tionesta, from December 4, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) June Herman Carringer, Tionesta, from December 4, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Grace Pickens, Marienville, from December 4, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

FULTON COUNTY

(Mrs.) Elizabeth P. Neeson, McConnellsburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Estella L. Seylar, McConnellsburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed..

(Mrs.) Lena McClain, Hustontown, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Amanda Lehman, Amaranth, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Gladys Charlton Palmer, Warfordsburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Ethel Hays Duffey, Webster Mills, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Elizabeth Florence Humbert, Big Cove Tannery, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

PERRY COUNTY

(Mrs.) Mae Smith Fickes, Duncannon, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Vera R. Hall, New Bloomfield, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Tillie Wentzel, Blain, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Rillie Beaver, Millerstown, from October 16, 1934, for the term six years, or until the Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Ella Ritter, Liverpool, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Miss) Marion A. Shull, Newport, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

Mrs. Rena M. Dissinger, Marysville, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

PIKE COUNTY

(Mrs.) Ethel Noyes Barckley, Milford, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Grace M. Labar, Matamoras, from October 16, 1934, for the term fo six years, or until a Board of Trustees of the Mothers' Asistance Fund has been appointed.

(Mrs.) Dorette T. Gumble, Paupack, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Martha Y. Beck, Matamoras, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Helen M. Clark, Blooming Grove, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Agnes S. Hopps, Greentown, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE STATE COUNCIL OF EDUCATION

Hon. Aloysius L. Fitzpatrick, of Philadelphia, Philadelphia County, from December 27, 1934, for the term of six years.

MEMBER OF THE BOARD OF TRUSTEES OF THE MOTHERS' ASSISTANCE FUND OF CENTRE COUNTY

Mrs. Julia Noll, of Pleasant Gap, Centre County, from December 27, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

MEMBERS OF THE BOARD OF TRUSTEES OF THE MOTHERS' ASSISTANCE FUND OF COLUMBIA COUNTY

Mrs. Elsie Ent, of Bloomsburg, Columbia County, from December 27, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

Miss Sarah M. Hagenbuch, of Berwick, Columbia County, from December 27, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

GIFFORD PINCHOT.

Mr. BUCKMAN. Mr. President, I move that the nominations lie upon the table.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named persons to be Notaries Public for the for the Commonwealth of Pennsylvania for the term of four years, to compute from the date of their confirmation:

ALLEGHENY COUNTY

Kerr, John K., Pittsburgh.
Goldberg, Miss Helen, McKeesport.
Martin, Miss Mary A., Pittsburgh.
Patterson, C. L., Clairton.
Bruckman, Gustave, Pittsburgh.
McBride, John B., Pittsburgh.
Morgan, David G., Pittsburgh.
Cockcroft, Miss Gladys, Pittsburgh.
Bash, Mrs. Emily A., Pittsburgh.
Shontz, Charles R., Pittsburgh.
Smith, Miss Glenna E., Etna.
Coyle, Norton Van V., Pittsburgh.
Paule, Edward, Pittsburgh.
Hauck, Miss Catherine T., Pittsburgh.
Hibala, Miss Elsie, Pittsburgh.
Schaffnit, William, Pittsburgh.

ARMSTRONG COUNTY

Harris, Mrs. Gladys Neale, Kittanning.
Nichols, Miss Alverda L., Mahoning Twp.

BEAVER COUNTY

Courtney, Mrs. Thelma A., Beaver.
Solomon, J. Leonard, Beaver Falls.

BERKS COUNTY

Stephan, Fred, Jr., Lower Alsace Twp.
Diefenderfer, Wilbur I., Reading.

BUTLER COUNTY

Covert, Arthur J., Butler.
Dodds, T. James, Butler.

CAMBRIA COUNTY

James, Miss Mildred, Johnstown.
Zabric, Miss Vida S., Johnstown.
Bechtel, Martin B., Patton.

CHESTER COUNTY

Miller, Tom Taylor, West Chester.

CLARION COUNTY

Cogley, Andrew A., Jr., East Brady.

CRAWFORD COUNTY

Graham, N. B., Linesville.

CUMBERLAND COUNTY

Etter, Lester T., Shiremanstown.
Stansfield, Bernard E., Mechanicsburg.

DAUPHIN COUNTY

Fitting, Miss Anna M., Harrisburg.

DELAWARE COUNTY

McDevitt, Miss Frances, Upper Darby Twp.
Kirkman, Miss Catherine G., Chester.
Mullen, Miss Margaret, Media.

ELK COUNTY

Reiter, Miss Emma, St. Marys.

ERIE COUNTY

Verdecchia, Miss Jean, Erie.

FAYETTE COUNTY

Conaway, Miss Myra, Uniontown.
McClelland, Miss Sarah, Uniontown.
Burns, Miss Rosemarie, South Connellsville.

FRANKLIN COUNTY

Davis, E. W., Chambersburg.

INDIANA COUNTY

Larson, Miss Hattie E., Indiana.
Williams, Miss Anna, Indiana.

LACKAWANNA COUNTY

Ulinskas, Miss Anna, Scranton.
Williams, Mrs. Janet L., Scranton.
Kelly, Mrs. Marie H., Scranton.
Bush, William A., Olyphant.
Walkey, A. W., Scranton.
Taylor, Paul G., Scranton.

LAWRENCE COUNTY

McNeill, T. J., Ellwood City.

LEBANON COUNTY

Bucher, Mrs. Katherine K., Lebanon.
Leibowitz, Herman, Lebanon.

LEHIGH COUNTY

Oberly, Miss Helen R., Allentown.
Kleppinger, Miss Rachel W., Allentown.

LUZERNE COUNTY

Albert, Miss Edith M., Wilkes-Barre.
Boyle, Miss Katherine, Wilkes-Barre.
Richards, Thomas J., Jr., Freeland.
Roth, Carl F., Edwardsville.
Brown, George B., Wilkes-Barre.
Antonello, Miss Sadie, Pittston.

McKEAN COUNTY

Clark, Thomas R., Bradford.
Longshore, Jno. V., Kane.

MERCER COUNTY

Amos, iMss Eunice L., Farrell.

MONTGOMERY COUNTY

Ruth, Wm. F. K., Towamencin Twp.
VanMeter, Miss Pearl, Jenkintown.
Hoover, Mrs. Dorothy M., Norristown.
Campbell, Charles L., Jr., Lower Merion Twp.
Funk, U. G., Ambler.

NORTHAMPTON COUNTY

Hale, Miss Marie, Easton.
Garis, Charles A., Easton.

NORTHUMBERLAND COUNTY

Strouss, Miss Helen I., Mount Carmel.

PHILADELPHIA COUNTY

Campbell, Wilson D.,
Maurer, Fred A.,
Sinnamon, Miss Margaret H.
Miller, James D.
Leidy, Miss Gertrude H.
McMahon, Thomas D.
Mercer, Ernest.
Sugarman, Harry G.
Zeller, Fred.
Farmer, Miss Helen E.,
Hagerty, Mrs. Claudine S.,
Jones, Miss Miriam L.
Pilkington, Chas. G.
Bonner, Miss Jane E.
Gartland, Daniel A.
Jacoby, Miss Ethel.
McGettigan, H. J.
Pepples, Norman.
Brehm, Frank R.
Mintz, Miss Lillian.
Stewart, Miss Geraldine.
Moran, Miss Kathryn R.
Duckett, Miss Marguerite A.
Tully, W. J.
Weisberg, Miss Gertrude.
Goodwin, George W.
Michael, Xenophon J.
Morrison, Wm. R.
Smith, Howard.
Debring, Miss Florence M.
Vallely, Miss Catherine R.
Blenk, Miss Caroline.
Lecher, Wallace O.
Seuffert, George W.
Sullivan, Maurice.

SCHUYLKILL COUNTY

Faulls, John T., Pottsville.

SOMERSET COUNTY

Berkey, Edward L., Hooversville.

TIOGA COUNTY

Lewis, Elwyn S., Wellsboro.

WARREN COUNTY

Jackson, Miss Lucy M., Brokenstraw Twp.

WASHINGTON COUNTY

McKercher, James M., Charleroi.
Rankin, Mrs. Bess W., Washington.
Colvin, Julien G., Monongahela.

WESTMORELAND COUNTY

Lee, Miss Mary, Latrobe.
Slaine, Miss Dorothy C., Greensburg.
Coyle, P. J., Irwin.

WYOMING COUNTY

Cramer, Miss Gladys E., Factoryville.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Pa., January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate, the following named person to be a Commissioner of Deeds, for the term of five years, to compute from the date set opposite his name:

Krauser, Stephen H., New York, New York, October 15, 1934.

GIFFORD PINCHOT.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BLAIR COUNTY

John J. R. Williams, Altoona.

MONTGOMERY COUNTY

Frank H. Fuhrman, Collegeville.
James Herbert Egan, Norristown.
Miss Magaret Potter, Norristown.
Miss Mary A. Hammond, Norristown.

YORK COUNTY

Samuel M. Hunt, Red Lion.

CRAWFORD COUNTY

Robert C. Curtis, Cochranton.

MONTGOMERY COUNTY

Miss Ethel M. Wilson, Norristown.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Harry R. Burr, Pittsburgh, P. O. Box 1137.
Ralph W. Carson, Pittsburgh, 2201 First Nat'l Bank Bldg.
Charles A. Collier, Pittsburgh, 14 Wood St.
R. L. Fisher, McKees Rocks.
John C. Heck, Wilkinsburg.
Miss Viola Rogers, Pittsburgh, 623 Grant Bldg.
Robert J. Ryan, Pittsburgh, 14 Wood St.
Pearley A. Ullum, Homestead.
John F. Witter, Swissvale.
Charles Zinsner, West View.

ARMSTRONG COUNTY

R. C. Ambrose, Rural Valley.
O. S. Geiger, Rural Valley.

BERKS COUNTY

R. S. Dunkleberger, Reading.
Miss Doris E. Ketterer, Reading.
Paul A. Matten, Reading.
Mrs. Cora Bard Miller, Reading.

BUCKS COUNTY

George R. Shelly, Doylestown.

CLARION COUNTY

Ellis L. Hatfield, Newmansville.

CRAWFORD COUNTY

George G. Garwood, Linesville.

CUMBERLAND COUNTY

Miss Alice Bailor, Lemoyne.

DAUPHIN COUNTY

George W. Bricker, Harrisburg.

DELAWARE COUNTY

Miss Anna E. Bisler, Stonehurst.

DELAWARE COUNTY

John R. Flynn, Aldan.

ERIE COUNTY

Clarence J. Rapp, Erie.
David H. Smith, Erie.
Mrs. Bernadine Ward, Union City.

FRANKLIN COUNTY

Ernest R. Smith, Mercersburg.

JEFFERSON COUNTY

Miss Bessie R. Black, Punxsutawney.

LACKAWANNA COUNTY

Simon S. Miller, Scranton.

LANCASTER COUNTY

Miss Anna Mary Heiland, Lancaster.
J. Paul Ranck, Lancaster.
John K. Shenk, Lancaster.

LEBANON COUNTY

Harry D. Swanger, Lebanon.
Mrs. Irene E. Yeiser, Myerstown.

LEHIGH COUNTY

Russel J. Geiger, Allentown.

LUZERNE COUNTY

Leo J. Bergsmann, Wilkes-Barre.
August Bianco, Pittston.
Joseph A. Krall, Pittston.

MONTGOMERY COUNTY

Stanley H. Bardman, Schwenksville.
Robert E. Synnestvedt, Bryn Athyn.

PHILADELPHIA COUNTY

W. P. Berrien, 400 N. Broad St.
Frederick H. Champagne, 5229 Locust St.
Philip F. Cowan, 261 N. Broad St.
Miss Nan M. Evans, 1720 Lincoln-Liberty Bldg.
Miss Florence B. Gross, 1528 Walnut St.
Morris Krassen, 3034 N. 25th St.
Thomas M. McCracken, 1400 S. Penn Sq.
Mrs. Anna M. McKnight, 1419 Land Title Bldg.
Mrs. Elsye Morris, 1528 Walnut St.
Morton S. Orman, 500 Heymann Bldg.
John E. Prizer, 261 N. Broad St.
R. C. Rosenfelt, Land Title Bldg.
Nathan Simelsohn, 523 N. 6th St.
Maurice D. Smith, 905 Hardt Bldg.

SCHUYLKILL COUNTY

Miss Bessie M. McGoey, Cressona.

WARREN COUNTY

Walter H. Murphy, Warren.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

CLEARFIELD COUNTY

J. J. Mikelonis, DuBois.

PHILADELPHIA COUNTY

Paul R. Stein, Sr.

LEHIGH COUNTY

Morris J. Dimmick, Bethlehem.

LUZERNE COUNTY

Geo. H. McDonnell, Wilkes-Barre.

PHILADELPHIA COUNTY

John N. Davis.
H. G. Spahmer.

DELAWARE COUNTY

Russell S. Fine, Drexel Hill.

PHILADELPHIA COUNTY

Edgar F. Shinehouse.

ALLEGHENY COUNTY

A. J. Epstein, Pittsburgh.

NORTHAMPTON COUNTY

Michael E. Falcone, Roseto.

PHILADELPHIA COUNTY

C. W. Tomlinson.

WARREN COUNTY

Howard A. Pinney, Sheffield.

MONTGOMERY COUNTY

Leon Kohl, Norristown.

WESTMORELAND COUNTY

Russell St. Clair, New Florence.

LACKAWANNA COUNTY

David Landau, Scranton.

PHILADELPHIA COUNTY

Clarence M. Dudley.

ALLEGHENY COUNTY

Miss Dorothea E. Craig, Pittsburgh.

PHILADELPHIA COUNTY

Edward N. Schachterle.

WASHINGTON COUNTY

Miss Margaret McCue, Washington.

PHILADELPHIA COUNTY

Winfield S. Sheard.

ALLEGHENY COUNTY

Herman King, Pittsburgh.

PHILADELPHIA COUNTY

Edgar A. Hobson.
A. H. Nichols.

CAMBRIA COUNTY

H. A. Brown, Beaverdale.

PHILADELPHIA COUNTY

A. C. Carrigan.
Thomas Donnelly.
Matteo Moffa.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a Notary Public, for a term of four years to compute from the date of confirmation:

BUTLER COUNTY

Miss Frances A. Peaco, Butler.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Mrs. Edith B. Gumbel, Clairton.
Gerald E. Born, Mt. Oliver.
J. H. DeWall, Braddock.
Miss Margaret J. Grundman, Pittsburgh.
Geo. A. Jones, Jr., Pittsburgh.
William H. Olischar, Pittsburgh.
Samuel E. Price, Pittsburgh.
Sigmund Spiegel, McKeesport.
Robert L. Stevenson, Pittsburgh.

ARMSTRONG COUNTY

Miss Pearle John, Kittanning.

BEAVER COUNTY

Adams Anderson, Beaver.
Miss Zenobia S. Jurkowski, Ambridge.

BLAIR COUNTY

J. E. Ake, Williamsburg.
Cal G. Griffith, Jr., Altoona.

BUTLER COUNTY

Harry Miller, Butler.

CHESTER COUNTY

Joseph P. Wentz, Atglen.

CRAWFORD COUNTY

Arthur W. Farmer, Meadville.
C. G. Mercatoris, Meadville.

DELAWARE COUNTY

Miss Nellie J. Culbert, Chester.
Howard Gallagher, Chester.
Harvey G. Pennington, Boothwyn.

FAYETTE COUNTY

Joseph Halporn, Uniontown.

LACKAWANNA COUNTY

Harry S. Seamans, Scranton.

LANCASTER COUNTY

Miss Miriam E. Good, Lancaster.

LEBANON COUNTY

Dorman J. Grace, Palmyra.

LEHIGH COUNTY

Miss Minerva Kriebel, Allentown.

McKEAN COUNTY

Miss Finetta E. McFadden, Bradford.

MONTGOMERY COUNTY

Miss Anna M. Klenk, Ardmore.

PHILADELPHIA COUNTY

Thomas H. Cassidy, J.
Mrs. Dorothy M. Chew.
Miss Helen L. Davy.
Jacob J. Duffey.
James G. Faunce.
Mrs. Helen G. Gabell.
Abraham Goldner.
Samuel Goldner.
Joseph Greenberg.
Theodore Hug.
Adolf H. J. Kellner.
Miss Carrie T. Knight.
Morris Lieberman.
John F. McGill.
John J. McNerney.
Louis Moskowitz.
Mrs. Mary B. Plumer.
H. E. Reinhardt, Jr.
Charles H. Simon.
Ralph D. Stadon.
Morris H. Starr.
John J. Tobin.
Harry J. Tomlinson.
Miss Elise E. Waser.

SCHUYLKILL COUNTY

Mrs. Roma E. Achenbach, Pine Grove.
Guy A. Bowe, Frackville.
A. Hower Glick, Frackville.

VENANGO COUNTY

B. H. McMullen, Oil City.

WASHINGTON COUNTY

Joseph F. Boyer, Finleyville.
Mrs. Margaret B. Farner, Washington.
Mrs. Garnett D. Young, Washington.

WESTMORELAND COUNTY

Grover E. Flack, Latrobe.
Frank B. Palmer, Greensburg.

YORK COUNTY

Arthur W. Sponsler, York.

ALLEGHENY COUNTY

Miss Gertrude Ohl, Pittsburgh.
Miss W. M. Townsend, Swissvale.
W. Herbert Walter, Pittsburgh.
James L. Wible, Morgan.

NORTHUMBERLAND COUNTY

Guy L. Young, Dewart.

PHILADELPHIA COUNTY

James A. Moran.
Rocco Prete.
Mrs. A. R. Sweeney.
Walker B. Webb.

BEAVER COUNTY

James A. C. Ruffner, Aliquippa.

PHILADELPHIA COUNTY

Bernard J. Arndt.
George Bree.
Thomas Curran.
Mrs. Leora S. Lutz.
Benjamin Weinroth.

WESTMORELAND COUNTY

Miss Minnie S. Wineman, Greensburg.

ALLEGHENY COUNTY

Samuel Glick, Clairton.
Edwin Logan, Pittsburgh.

NORTHUMBERLAND COUNTY

C Elmer John, Mount Carmel.

PHILADELPHIA COUNTY

Winfield S. H. Knopf.
Miss Amelia E. Lembert.
Arthur J. Purssell.

WASHINGTON COUNTY

Miss N. J Hammond, Monongahela.

WESTMORELAND COUNTY

James B. Smail, S. W. Greensburg.
Jeffery W. Taylor, Greensburg.

COLUMBIA COUNTY

J. R. Snyder. Catawissa.

McKEAN COUNTY

R. J. Brennan, Bradford.
T C. Morrison, Bradford.

PHILADELPHIA COUNTY

Mrs. Elizabeth Bothwell.
Thomas S. Craven.
Jesse C. Douglass.
Joseph R. Embery, Jr.
H. La Verne Erwin.

ALLEGHENY COUNTY

Clarence F. Hilty, Pittsburgh.
William G. Seabrook, Erie.

PHILADELPHIA COUNTY

Miss A. A. Jones.

YORK COUNTY

James C. Overmiller, Spring Grove.

ALLEGHENY COUNTY

Jas. S. Weldon, Wilkinsburg.

CLEARFIELD COUNTY

L. R. Korman, Osceola Mills.

DELAWARE COUNTY

Mrs Mary Worrell Kirk, Newtown Square.

LEHIGH COUNTY

W. H. Cruse, Allentown.

MERCER COUNTY

Miss Mary Adams, Sharon.

PHILADELPHIA COUNTY

George M. Brodhead, Jr.
R. I. Flitcraft.
Miss Lillian L. Gimbel.
Miss A E. Haley.
Harry Panzer.
Stephen J. Tieser.

POTTER COUNTY

Miss Fannie A. Perkins, Coudersport.

SOMERSET COUNTY

Don L. Morford, Windber.

WAYNE COUNTY

Miss Rena S. Edgett, Honesdale.

ALLEGHENY COUNTY

Miss Katherine K. George, Pittsburgh.
Paul J. Friday, Pittsburgh.

BLAIR COUNTY

Miss Sara R. Hess, Williamsburg.

CHESTER COUNTY

Edgar I. Griffith, Downingtown.

DAUPHIN COUNTY

Miss Mabel P. Wilbar, Harrisburg.

LANCASTER COUNTY

Geo. L. Keith, Lititz.

PHILADELPHIA COUNTY

Jacob S. Blumberg.

SCHUYLKILL COUNTY

Frank J. Laubenstein, Ashland.

ALLEGHENY COUNTY

Leo J. Coyle, Pittsburgh.
Clyde N. Shaw, McKeesport.

CENTRE COUNTY

W. Harrison Walker, Bellefonte.

COLUMBIA COUNTY

Henry F. Traugh, Berwick.

CRAWFORD COUNTY

Miss Maude Harper, Meadville.

ERIE COUNTY

Geo. K. Frank, Erie.

LANCASTER COUNTY

Walter A. Miller, Lancaster.

LEHIGH COUNTY

Charles D. Peters, Slatington.

LYCOMING COUNTY

Ermin F. Hill, Hughesville.

PHILADELPHIA COUNTY

John W. Armstrong.
James A. Martin.
Fenton H. Middleton.
Victor Paul.
J. Howard Rhoads.

SCHUYLKILL COUNTY

P. W. Bierstein, Shenandoah.

TIOGA COUNTY

Chester H. Ashton, Knoxville.

VENANGO COUNTY

John M. McGill, Oil City.

WESTMORELAND COUNTY

A. M. Dick, West Newton.

DELAWARE COUNTY

Frank E. DeFuria, Chester.

PHILADELPHIA COUNTY

Harry Green.

SCHUYLKILL COUNTY

Carb· J. Stack, Shenandoah.

WYOMING COUNTY

Mrs. Bertha E. Reynolds, Nicholson.

ERIE COUNTY

Miss Anna Tierney, Union City.

ALLEGHENY COUNTY

Albert R. Blume, Pittsburgh.

LEHIGH COUNTY

Mrs. Grace Kern, Allentown.

PHILADELPHIA COUNTY

Miss Carmen Kee.
William G. Smith.

ADAMS COUNTY

Felix V. Topper, McSherrystown.

ALLEGHENY COUNTY

R. J. Macoubray, McKees Rocks.
G. R. McDonald, Turtle Creek.

PHILADELPHIA COUNTY

Miss Helena S. Haines.
William A. Barr.
Miss Helen M. Dougherty.
Herman T. Gruninger, Sr.
Abe Whitman.
Marmaduke D. Smith.

ALLEGHENY COUNTY

J. M. Hall, McKees Rocks.

LEHIGH COUNTY

Austin A. Glick, Catasauqua.

SCHUYLKILL COUNTY

Mrs. Carrie H. Kirchner, Mahanoy City.

PHILADELPHIA COUNTY

Clifford P. Allen, Jr.
William H. Betz.

ALLEGHENY COUNTY

Kier M. Ewing, Verona.

DELAWARE COUNTY

Miss Nellie M. Finegan, Chester.

LANCASTER COUNTY

Harold G. Ripple, Lancaster.

PHILADELPHIA COUNTY

George Braeunig, Jr.
Miss Sarah Whiteman.
J. Henry Erbee.

ERIE COUNTY

Miss Nellie E. Riley, Erie.

ALLEGHENY COUNTY

E. B. Hungerman, Pittsburgh.

PHILADELPHIA COUNTY

Raymond Gleadall.
Henry H. Funk.
John C. Dittmar.

DELAWARE COUNTY

W. J. Berkheiser, Chester.

PHILADELPHIA COUNTY

John D. Battersby.
Wilbur V Hopkins.

LACKAWANNA COUNTY

George L. Peck, Scranton

LUZERNE COUNTY

Clemence Bloch, Wilkes-Barre.

PHILADELPHIA COUNTY

Robert E. Erwin.
Clarence A. Goslin.
Charles A. Sadler.
George F. Shinehouse.
J. K. Lee Smith.

WASHINGTON COUNTY

Jess P. Miller, Beallsville.

PHILADELPHIA COUNTY

Earl P. Miles.

CHESTER COUNTY

Jacob Dorsam, Spring City.

PHILADELPHIA COUNTY

Geo. W. Beehler, Jr.
Charles W. Doane.
Robert L. Frank.
Miss Grace I. Thom.
F. Stapleton Ward, Jr.
Miss Harriet Weingarten.

YORK COUNTY

Mrs. M. E. Freed, York.

ALLEGHENY COUNTY

J. J. Demskie, Pittsburgh.
Edward C. Trautman, East McKeesport.
Michael J. Wargovich, McKeesport.

PHILADELPHIA COUNTY

Mrs. Catherine E. Crowe.
Miss Florence E. Harshaw.
William H. Liggett.
Joseph Wainer.
Henry Weilenmann.

ALLEGHENY COUNTY

Miss Sara Corry, Pittsburgh.
Lee D. Hemingway, Pittsburgh.
Edward J. Misklow, Pittsburgh.

BEAVER COUNTY

Stewart C. Moore, Aliquippa.

CAMBRIA COUNTY

Elder C. Kerr, Johnstown.

FAYETTE COUNTY

Max Schilling, Connellsville.

LEBANON COUNTY

Irwin A. Heisey, Cleona.

McKEAN COUNTY

Kevin B. Ogilvie, Bradford.
C. H. Snyder, Bradford.

PHILADELPHIA COUNTY

George Braeunig.
Miss J. Bertha Bull.
Geo. H. Dodge.
Fred L. Ebinger.
Martin M. Gelber.
Thomas S. Howland.
O. Walter Marden.
Joseph Daniel McIntyre.
Vincent D. Olivet.
Harry C. Parker.
Miss Bessie Portenar.
C. E. Richman.
Joseph W. Roberts.
Patrick F. Ryan.

WESTMORELAND COUNTY

Joseph A. Donnelly, Jr., Latrobe.

ALLEGHENY COUNTY

Joseph A. Murphy, Pittsburgh.

MONTGOMERY COUNTY

John M. Dettra, Norristown.

PHILADELPHIA COUNTY

W. Irving Trotter.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

John A. Freney.

BEAVER COUNTY

Miss Agnes M. Mannion, Josephtown.

BERKS COUNTY

Tobias W. Minner, Bally.

LYCOMING COUNTY

Mrs. Grace B. Myers, S. Williamsport.
L. F. Witzeman, Williamsport.

DELAWARE COUNTY

Ralph L. Amen, Wayne.

INDIANA COUNTY

M. S. Mitchell, Indiana.

ALLEGHENY COUNTY

Theo. Schleid, Bellevue.
Miss Alice Linnert, Pittsburgh.
E. A. Hess, Pittsburgh.
Joseph L. Sabino, Rankin.

BLAIR COUNTY

J. C. Fegan, Altoona.

LUZERNE COUNTY

Miss Clara L. Roberts, W. Pittston.

CRAWFORD COUNTY

John Schuler, Meadville.

ALLEGHENY COUNTY

Frank J. Busch, Pittsburgh.

CUMBERLAND COUNTY

Miss Mary E. Coover, Mechanicsburg.

ALLEGHENY COUNTY

Mrs. Loyola Burgunder, McKees Rocks.

PHILADELPHIA COUNTY

H. T. Sterling.

WASHINGTON COUNTY

J. H. Hupp, W. Alexander.

MONTGOMERY COUNTY

Ulysses S. G. Finkbiner, Royersford.

SCHUYLKILL COUNTY

Samuel R. Beard, Tamaqua.

PHILADELPHIA COUNTY

John G. Keck.
P. Elmer Ritter.

ALLEGHENY COUNTY

Carl E. Koch, Pittsburgh.

PHILADELPHIA COUNTY

Paul Gonnelli.
Leland I. Stauffer.

ALLEGHENY COUNTY

R. W. Hoffman, Pittsburgh.

PHILADELPHIA COUNTY

Miss Helen E. Brotzman.
Abr. I. Cassover.
William H. Leibfrid.

SOMERSET COUNTY

Chas. J. Harrison, Jr., Somerset.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Edna V. Reish, Pittsburgh, 218 Frick Bldg.
Miss Charlotte Veneir, Pittsburgh, 600 Second Ave.

BEAVER COUNTY

Miss Mary Reising, Beaver Falls.
Morton W. Sill, Rochester.

CHESTER COUNTY

John J. Gallagher, Paoli.

WASHINGTON COUNTY

Matthew A. Powers, Fredericktown.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

JEFFERSON COUNTY

Mrs. Mary E. Replogle, Brookville.

LUZERNE COUNTY

John P. Feeley, Hazleton.

LYCOMING COUNTY

W. C. Horn, Williamsport.

PHILADELPHIA COUNTY

Mrs. Gertrude B. Alrich, Philadelphia.
Alex. C. Mowbray, Philadelphia.

SCHUYLKILL COUNTY

Mrs. Minnie L. Cummings, Pottsville.

NORTHAMPTON COUNTY

W. H. Stahlnecker, Bethlehem.

LACKAWANNA COUNTY

Samuel H. Chipak, Scranton.

PHILADELPHIA COUNTY

Miss Mary E. Clayton, Philadelphia.

CRAWFORD COUNTY

Miss Bernice McGinnett, Titusville.

CAMBRIA COUNTY

Miss Clara M. Staehr, Johnstown.

WYOMING COUNTY

Mrs. Eulalie Piatt Ogden, Tunkhannock.

ALLEGHENY COUNTY

Mrs. Lillian Newman, Pittsburgh.

MERCER COUNTY

G. R. Grosscope, Farrell.

PHILADELPHIA COUNTY

John Ennis, Jr., Philadelphia.

LANCASTER COUNTY

Geo. A. Weaver, New Holland.

ALLEGHENY COUNTY

Henry W. Armstrong, Pittsburgh.

LACKAWANNA COUNTY

M. D. Carey, Scranton.

LANCASTER COUNTY

William H. Kready, Lancaster.
Amos E. Burkholder, Lancaster.

CRAWFORD COUNTY

Gordon E. Hunter, Saegerstown.

GREENE COUNTY

Miss Edna A. Pryor, Waynesburg.

LANCASTER COUNTY

Miss Esther Shear, Lancaster.

PHILADELPHIA COUNTY

A. Gordon McConnell, Philadelphia.
William Friedrich, Philadelphia.

ALLEGHENY COUNTY

Mrs. Emma Lea Montgomery, Pittsburgh.

PHILADELPHIA COUNTY

Charles B. Zimmerling, Philadelphia.

ERIE COUNTY

H. H. Nichols, Girard.

PHILADELPHIA COUNTY

George Ortlieb, Philadelphia.

YORK COUNTY

Franklin M. Beecher, York.

McKEAN COUNTY

Albert Johnson, Smethport.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Robert P. Murdoch, Pittsburgh.
Miss Louise G. Walker, Pittsburgh.

BERKS COUNTY

Miss Helen B. Gottshall, Boyertown.

CENTRE COUNTY

J. S. Boozer, Centre Hall.

CLEARFIELD COUNTY

Joseph T. Carter, Osceola Mills.

DAUPHIN COUNTY

Charles A. Groff, Steelton.

LACKAWANNA COUNTY

Miss Annie L. Price, Scranton.

NORTHUMBERLAND COUNTY

Ely Biow, Sunbury.

PHILADELPHIA COUNTY

Harold A. Belen.
Frank H. Gable.

VENANGO COUNTY

Robert Martin, Oil City.

BERKS COUNTY

Miss Mary B. Freed, Boyertown.
Frank J. Printz, Reading.

CHESTER COUNTY

Mrs. Caroline L. McFarlan, West Chester.

BERKS COUNTY

Horace P. Fetter, Reading.

MONTGOMERY COUNTY

Miss Susanna L. Walton, Horsham.

PHILADELPHIA COUNTY

Clifford K. Cassel.
James J. Doyle.

LANCASTER COUNTY

J. B. Herr, Lititz.

ALLEGHENY COUNTY

Harry Fink, Pittsburgh.

LACKAWANNA COUNTY

Charles H. Welles, Jr., Scranton.

PHILADELPHIA COUNTY

Richard K. Hunter.

WESTMORELAND COUNTY

Miss Hazel J. Dick, Greensburg.

ALLEGHENY COUNTY

A. L. Floto, Pittsburgh.

LUZERNE COUNTY

Arthur L. Turner, Wilkes-Barre.

MONTGOMERY COUNTY

G. Herbert Jenkins, Norristown.

PHILADELPHIA COUNTY

Ferdinand S. Knowles.
Charles W. Snyder, Jr.

CAMBRIA COUNTY

James Mellon, Patton.

LANCASTER COUNTY

C. G. Engle, Lancaster.
J. Guy Eshleman, Lancaster.

MONTGOMERY COUNTY

A. Lincoln Saxton, North Wales.

PHILADELPHIA COUNTY

Wm. Gebhardtsbauer.
Miss Ellen R. Kroneberger.

VENANGO COUNTY

Alvin A. Anderson, Emlenton.

ALLEGHENY COUNTY

R. D. Paul, Glassport.

PHILADELPHIA COUNTY

John J. Rutherford, Philadelphia.

NORTHAMPTON COUNTY

Wm. J. Strauss, Treichlers.

LUZERNE COUNTY

Miss Eleanor G. Davenport, Wilkes-Barre.

NORTHUMBERLAND COUNTY

Miss Mildred C. Cawley, Milton.

NORTHAMPTON COUNTY

M. A. McNamara, Bethlehem.

BUCKS COUNTY

Saverio Aita, Bristol.

MONTGOMERY COUNTY

Aaron S. Swartz, Jr., Norristown.

PHILADELPHIA COUNTY

Louis J. Suess, Philadelphia.
William Jeffries, Jr., Philadelphia.
Miss Elsie M. Sell, Philadelphia.
Peter Wylie, Philadelphia.
James J. Grady, Philadelphia.

LUZERNE COUNTY

Miss Emma C. Berger, Hazleton.

ALLEGHENY COUNTY

Carl A. Geib, Pittsburgh.

ERIE COUNTY

Clifton D. Horrocks, Erie.
Miss Mae McDonald, Erie.
Albert E. Rose, Erie.

FAYETTE COUNTY

John A. Allen, Smock.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Miss Marian E. Lodge, Philadelphia.

BUTLER COUNTY

Hiram C. Eicholtz, Zelienople.

POTTER COUNTY

Miss E. A. Lignian, Coudersport.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for appointment as a Notary Public, for a term of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Miss Genevieve Donnelly, Kittanning.

GIFFORD PINCHOT.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the appointment of Robert E. Groh, of Strasburg, Lancaster County, as

Justice of the Peace in the Borough of Strasburg, Lancaster County, vice J. Ross Hildebrand, deceased, until the first Monday in January, 1936.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

MEMBER OF THE BOARD OF TRUSTEES OF THE NORRISTOWN STATE HOSPITAL.

(Mrs.) Therese B. Salus, Philadelphia, from October 15, 1934, for the term of four years and until her successor is qualified.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49.

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Pierson,	Sones,
Buckman,	Huffman,	Prince,	Sordoni,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson, B. H.,
Clark,	Lanius,	Reed, G. L.,	Thompson, J. E.,
Coyne,	Law,	Reed, J. A.,	Trainer,
Ealy,	Mallery,	Rice,	Woodward,
Frey,	McClure,	Roberts,	Ziesenheim,
Gelder,	McCreesh,		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HUNSICKER. Mr. President, I move that the Executive Session do now rise.

Mr. RANKIN. Mr. President. I second the motion.

The motion was agreed to.

APPOINTMENT BY THE SECRETARY.

The PRESIDENT. The Secretary announces the following appointment:

ASSISTANT TO SECRETARY.

Miss Anna C. Carroll, Harrisburg, Dauphin County.

APPOINTMENT BY SENATE LIBRARIAN.

The PRESIDENT. The Senate Librarian announces the following appointment:

ASSISTANT SENATE LIBRARIAN.

Alex. S. Cooper, Harrisburg, Dauphin County.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows:

REASONS FOR PARDONS.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania

I have the honor to present herewith the reasons for pardons granted by me from September 12, 1934 to December 31, 1934.

GIFFORD PINCHOT.

(For reasons see Appendix)

PRESENTING PRELIMINARY REPORT OF THE PENNSYLVANIA STATE PLANNING BOARD.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a copy of the Preliminary Report of the Pennsylvania State Planning Board, dated December 31, 1934, submitted to me as Governor of the Commonwealth and to the National Resources Board.

The members of the Pennsylvania State Planning Board were appointed by me on July 23, 1934, in accordance with Circular Letter Number 5 of the National Planning Board.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a copy of a letter addressed to me from The President of the United States, dated December 17, 1934, together with copies of the enclosures to which he refers, and a copy of my reply, dated December 18, 1934.

GIFFORD PINCHOT.

THE WHITE HOUSE
Washington

December 17, 1934.

Received in Governor's Office, December 18, 1934 and referred to: Governor.

My Dear Governor:

I am enclosing a copy of a letter to me from Mr. James A. Moffett, the Administrator of the Federal Housing Administration. This letter calls my attention to the need for certain legislation to make Titles II and III of the National Housing Act more effective.

Amendments to existing State laws seem to be called for in practically every State—forty-four of them—in which State Legislatures are meeting this winter.

Mr. Moffett tells me that the bill passed by the Legislature of the State of New York, in Special Session last August, seems to meet the general needs. I am enclosing a copy of this bill.

It would give me great satisfaction if you would give this matter your most careful consideration with the object, if you approve, of obtaining legislation in your State in 1935.

If you would care to have any further information in regard to the details or objects relating to this subject, I shall be glad to have you call on Mr. Moffett at any time.

Very sincerely yours,

FRANKLIN D. ROOSEVELT.

His Excellency,
Gifford Pinchot,
Governor of Pennsylvania,
Harrisburg, Pennsylvania.

FEDERAL HOUSING ADMINISTRATION
Washington

December 11, 1934

My dear Mr. President:

In order that the Federal Housing Administration may attain a full measure of success throughout the country, it is essential that banks, insurance companies, building and loan associations, trust companies, fiduciaries, and other investors be able legally to make insured mortgage loans, and to invest in insured mortgages and in national mortgage association obligations, as provided by the National Housing Act.

You may recall that Title II of the National Housing Act, in order to create a sound mortgage market and induce mortgage money to finance new construction, provided for the insurance of long term, low interest-bearing, fully amortized home mortgage loans, by authorizing the creation of a federal mutual insurance fund. Title III of that Act authorizes the creation of national mortgage associations subject to the supervision and control of the Federal Housing Administrator. The object of these associations is to provide a liquid market for home mortgages and thus to aid in establishing a more sound national credit system.

At the present time there are in the states various statutory limitations upon loans and investments by the aforementioned investing institutions, which restrict their ability to benefit fully from the National Housing program. A similar limitation upon the lending power of national banks has already been removed by the Congress.

The legislatures of many states will convene during the next few months. Could you not, with propriety, suggest to the Governors of these states that their statutes should be amended as soon as possible so that banks, insurance companies, building and loan associations, trust companies, fiduciaries and all other investors under statutory restrictions might be permitted legally to make insured mortgage loans and to invest in insured mortgages and in national mortgage association obligations as provided by the National Housing Act?

Respectfully yours,

J. A. MOFFETT,
Administrator.

The President,
The White House,
Washington, D. C.

STATE OF NEW YORK.
No. 195 Rec. 60

IN ASSEMBLY
Extraordinary Session

August 17, 1934

Senate bill No. 187, introduced by Mr. WALD—amended on second reading, ordered reprinted and passed

AN ACT

To authorize corporations and private bankers subject to the provisions of the banking law to make loans, advances of credit and purchases in accordance with the provisions of an act of Congress, entitled "National Housing Act," approved by the president on June twenty-seven nineteen hundred thirty-four, and exempting such loans, advances of credit and purchases from the application of general statutes

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subject to such regulations as may be prescribed by the federal housing administrator, acting pursuant to the act of Congress, entitled "National Housing Act," approved on June twenty-seventh, nineteen hundred thirty-four, and to such regulations as the banking board finds to be necessary and proper, corporations and private bankers subject to the banking law are authorized.

(a) To make such loans and advances of credit and purchases of obligations representing loans and advances of credit as are eligible for insurance pursuant to title one section two of such national housing act and to obtain such insurance.

(b) To make such loans secured by mortgages on real property as are eligible for insurance pursuant to title two of such national housing act and to obtain such insurance.

No law of this state prescribing the nature, amount or form of security or requiring security upon which loans or advances of credit may be made, or prescribing or limiting interest rates upon loans or advances of credit, or prescribing or limiting the period for which loans or advances of credit may be made shall be deemed to apply to loans, advances of credit or purchases made pursuant to the foregoing paragraphs (a) and (b).

2. Subject to such regulations as the banking board finds to be necessary and proper, building and loan associations and savings and loan associations are authorized to secure insurance from the Federal Savings and Loan Insurance Corporation pursuant to title four of such national housing act.

3. This act shall take effect immediately.

(2473 Rev. 11-20-34)

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, December 18, 1934

The President,
The White House,
Washington, D. C.

Dear Mr. President:

Many thanks for yours of December 17th. I shall take great pleasure in laying your letter and the enclosed document before the coming session of the Legislature. Action upon it, however, will devolve upon my successor.

Sincerely yours,

GIFFORD PINCHOT.

The PRESIDENT. It will be entered in the Journal and lie over until the committees are appointed.

RESOLUTION RELATIVE TO NUMBER AND SALARIES OF EMPLOYEES.

Mr. THOMPSON offered the following resolution, which was twice read:

In the Senate, January 1, 1935

Resolved, That the number and salaries of the employees of the Senate be reduced.

Mr. BUCKMAN. Mr. President, I move that the resolution just read lie upon the table.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

REPORT OF THE LEHIGH COAL AND NAVIGATION COMPANY.

The Chair cleared his table and laid before the Senate the report of the Lehigh Coal and Navigation Company for the year 1934 as follows:

THE LEHIGH COAL AND NAVIGATION COMPANY

Philadelphia, Pa., December 29, 1934

To the Senate and House of Representatives of the Commonwealth of Pennsylvania in the General Assembly met:

In compliance with the requirements of the 19th Section of the Act of Assembly, passed March 20, 1818, entitled "An Act to Improve the Navigation of the River Lehigh," I would respectfully report that the tolls received on the Lehigh Navigation during the year 1934 amount to FIVE THOUSAND ONE HUNDRED TWENTY DOLLARS AND EIGHTY-THREE CENTS ($5,120.83) according to the returns made to this office.

Very truly yours,

HENRY H. PEASE,
Secretary.

State of Pennsylvania }
City of Philadelphia } ss:

Before me, the subscriber, a Notary Public of the County of Philadelphia and State of Pennsylvania, personally appeared on this twenty-ninth day of December, A. D. 1934, HENRY H. PEASE, Secretary of the Lehigh Coal and Navigation Company, who being duly affirmed according to law, did depose and say that the above statement is just and true to the best of his knowledge, information and belief.

HENRY H. PEASE

Affirmed and Subscribed
before me the day and year aforesaid.

R. V. PIERCE
Notary Public

SCIENTIFIC STUDY OF MODERN CIVILIZED MAN.

The Chair cleared his table and laid before the Senate communication from Arthur MacDonald, Washington, D. C., enclosing plan for Scientific Study of Legislators of Modern Civilzed Man.

The PRESIDENT. There is a communication from the Secretary of War which was received during the last Special Session in September. As the call of the Governor did not include legislation that could handle this matter, it was held over. It refers to the Carlisle Barracks Military Reservation near Carlisle, Pennsylvania; and when the proper committees are appointed this will be referred, and action taken, I presume. I wanted the Senate to know the actual situation.

REPORT OF COMMITTEE OF NOTIFICATION TO THE HOUSE.

Mr. BATCHELOR. Mr. President, the committee appointed by the Senate to notify the House of Representatives that the Senate is duly organized and ready to proceed with its business, desires to report that it has performed that duty.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

NOTIFICATION FROM HOUSE.

Mr. William J. Eroe, Jr., Mr. William Sinwell, and Mr. John F. Stone, a Committee of the House of Representatives being introduced, informed the Senate that the House is duly organized and ready to proceed with business.

RECESS

Mr. HOMSHER. Mr. President, I move that the Senate do now take a recess for thirty minutes.

Mr. NORTON. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGES

NOTIFICATION TO GOVERNOR.

The Clerk of the House of Representatives being introduced informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 1, 1935

Resolved, That a committee of three be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee) to wait on his Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communications he may be pleased to make.

The PRESIDENT. The Chair appoints as said committee the Senator from Philadelphia, Mr. Salus, the Senator from Indiana, Mr. Bennett, and the Senator from Northumberland, Mr. Miller.

JOINT CONVENTION TO COMPUTE AND COUNT VOTE FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS.

He also informed the Senate that that House has concurred in resolution from the Senate as follows:

In the Senate, January 1, 1935

Resolved (if the House of Representatives concur), That the Senate and House of Representatives will meet in joint convention, Tuesday, January 1, 1935, at 3 o'clock, P. M., for the purpose of witnessing the opening, computing and counting the vote for Governor, Lieutenant-Governor and Secretary of Internal Affairs; and to elect a Director of the Legislative Reference Bureau; also for the purpose of listening to the reading of a message by His Excellency the Governor of the Commonwealth.

POSTAGE ON LEGISLATIVE JOURNAL

He also informed the Senate that that House had concurred in resolution from the Senate as follows:

In the Senate, January 1, 1935

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and has so instructed the Postmaster at Harrisburg, therefore be it

Resolved (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

INAUGURAL COMMITTEE.

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur), That the President of the Senate be and is hereby authorized to appoint a committee of twelve senators to act in conjunction with a committee of fifteen Members of the House of Representatives to be appointed by the Speaker of the House, to make necessary arrangements for the inauguration of the Governor-elect, to await upon His Excellency, and to conduct him in a suitable manner to the Capitol for the purpose of having the oath of office administered to him; and

Resolved, That the inaugural ceremonies take place at 12 o'clock on the third Tuesday of January, the 15th instant, on the West side of the Capitol, should the weather prove favorable, otherwise, in the Hall of the House of Representatives; and be it further

Resolved, That said committee be and is hereby authorized to make and carry out said arrangements.

INAUGURAL COMMITTEE.

The President. On behalf of the President Pro Tempore, the Chair announces the following Inaugural Committee: The Senator from Northampton, Mr. Roberts; the Senator from Cambria, Mr. Baumer; The Senator from York, Mr. Lanius; the Senator from Northumberland, Mr. Miller;

the Senator from Lycoming, Mr. Sones; the Senator from Adams, Mr. Rice; the Senator from Monroe, Mr. Huffman; the Senator from Centre, Mr. Edward Jackson Thompson; the Senator from Allegheny, Mr. Rankin; the Senator from Philadelphia, Mr. McCreesh; and the Senator from Fayette, Mr. Cavalcante.

TIME OF NEXT MEETING

He also informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur), That when the General Assembly adjourns today it reconvene on Monday evening, January 14th, at nine o'clock.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE.

He also presented communication from the House of Representatives informing the Senate that the House had concurred in resolution from the Senate as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House, if the House shall appoint such committee), to escort the Governor to the Hall of the House to address the members of the General Assembly in Joint Session, at 3:00 o'clock P. M., January 1, 1935, pursuant to a concurrent resolution already adopted by the Senate and House of Representatives.

The PRESIDENT. The Chair appoints as said committee on the part of the Senate the Senator from Philadelphia, Mr. Salus, the Senator from Philadelphia, Mr. Aron, and the Senator from Northampton, Mr. Roberts.

RECESS

Mr. HARRIS. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT, The time of recess having elapsed, the Senate will be in order.

REPORT OF COMMITTEE TO WAIT UPON GOVERNOR.

Mr. SALUS. Mr. President, the Committee appointed by the Senate to act in conjunction with a similar committee of the House of Representatives to inform the Governor that the General Assembly is organized and ready to receive any communications he might be pleased to make, has performed its duty, and the Governor has informed the Committee that he will submit communications in writing.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE AND COUNT VOTE FOR STATE OFFICERS.

The hour of three o'clock P. M. having arrived, Mr. Harry N. Boyd and Henry .A Male, a committee from the House of Representatives being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and Members of the Senate for the purpose of listening to the reading by his Excellency the Governor of his final message and witnessing the opening, counting and publishing of the official returns of the votes cast on the first Tuesday of November, A. D. 1934, for Governor, Lieutenant-Governor and Secretary of Internal Affairs.

Whereupon,

The President and members of the Senate proceeded to the Hall of the House of Representaives.

SENATE RETURNS FROM HOUSE.

After some time, the President and Senators returned to the Senate Chamber.

TELLER'S REPORT OF PROCEEDINGS OF JOINT SESSION OF SENATE AND HOUSE OF REPRESENTATIVES FOR THE OPENING, COUNTING AND PUBLISHING OF VOTES FOR GOVERNOR, LIEUTENANT-GOVERNOR AND SECRETARY OF INTERNAL AFFAIRS.

Mr. STAUDENMEIER, teller on the part of the Senate, made a report, which was read as follows:

That the President and members of the Senate and the Speaker and members of the House of Representatives, met in the Hall of the House of Representatives at three o'clock P. M. this day, and the Honorable Edward C. Shannon, President of the Senate, in pursuance of the Constitution and laws of the Commonwealth, did then and there proceed to open and count and publish the official returns of the election for Governor, Lieutenant-Governor, and Secretary of Internal Affairs, held on the first Tuesday after the first Monday last, being the sixth day of November, Anno Domini One thousand nine hundred and thirty-four, in the City of Philadelphia and the several counties of the Commonwealth, as follows:

VOTES CAST AT THE GENERAL ELECTION HELD ON TUESDAY, NOVEMBER 6, 1934, FOR THE OFFICE OF GOVERNOR.

Counties	Republican, William A. Schnader.	Democratic, George H. Earle.	Socialist, Jesse H. Holmes.	Prohibition, Herbert T. Ames.	Communist, Emmett Patrick Cush.	Industrial Labor, Bess Gyrkis.
Adams,	6,608	7,366	48	52	7	3
Allegheny,	148,291	222,178	4,969	1,182	1,600	447
Armstrong,	9,734	9,343	102	188	7	17
Beaver,	14,815	25,203	320	236	156	75
Bedford,	6,710	7,175	69	61	15	18
Berks,	19,604	26,709	15,931	105	66	31
Blair,	15,458	16,852	384	202	5	29
Bradford,	11,619	5,542	210	169	6	19
Bucks,	19,992	17,571	534	105	44	23
Butler,	10,954	12,074	120	374	22	19
Cambria,	20,140	32,337	435	184	113	38
Cameron,	1,493	941	4	16		
Carbon,	7,983	10,464	232	24	12	15
Centre,	8,319	9,221	246	117	6	10
Chester,	25,960	17,878	305	273	14	10
Clarion,	5,925	7,247	144	215	7	6
Clearfield,	11,776	15,203	691	174	20	24
Clinton,	5,443	5,427	77	77	10	7
Columbia,	7,685	12,003	72	182	11	11
Crawford,	10,616	9,377	124	319	5	14
Cumberland,	14,099	15,850	65	179	2	5
Dauphin,	40,121	26,056	498	243	17	60
Delaware,	61,576	43,130	1,116	334	70	87
Elk,	5,246	8,625	57	128	5	19
Erie,	17,368	23,761	445	238	92	61
Fayette,	20,401	32,528	381	214	97	51
Forest,	1,308	1,020	2	44	2	2
Franklin,	10,255	10,614	65	84	2	7
Fulton,	1,924	2,147	6	9	1	2
Greene,	5,186	9,257	27	66	7	6
Huntingdon,	7,792	4,546	49	86	7	17
Indiana,	10,949	9,730	201	181	28	15
Jefferson,	8,196	8,753	339	182	8	17
Juniata,	3,098	3,246	14	21	1	1
Lackawanna,	42,542	36,800	319	146	166	21
Lancaster,	33,257	25,580	356	202	51	41
Lawrence,	10,279	13,672	224	578	46	30
Lebanon,	9,008	7,713	440	130	11	4
Lehigh,	20,198	21,669	819	81	123	19
Luzerne,	63,523	53,262	843	454	226	57
Lycoming,	13,487	14,743	288	615	13	15
McKean,	6,388	5,326	150	103	4	7
Mercer,	12,318	13,807	236	515	36	26
Mifflin,	4,978	5,021	30	67	4	9
Monroe,	3,853	5,758	60	47	4	2
Montgomery,	50,832	37,833	1,065	179	37	59
Montour,	2,013	3,045	8	16	1	
Northampton,	17,274	25,276	562	134	78	31
Northumberland,	19,064	19,962	445	103	48	23
Perry,	5,191	4,533	11	31	3	3
Philadelphia,	343,979	324,143	4,296	754	1,542	472
Pike,	1,807	1,993	24	16	5	1
Potter,	3,209	2,856	111	77	3	3
Schuylkill,	32,930	35,268	949	61	155	37
Snyder,	3,970	2,525	14	23	4	1
Somerset,	11,853	10,686	72	76	17	13
Sullivan,	1,632	1,520	9	20		3
Susquehanna,	7,494	4,447	47	47	6	4
Tioga,	8,573	3,971	27	86	4	6
Union,	3,546	2,303	30	58		6
Venango,	12,646	7,997	124	855	14	21
Warren,	6,527	6,381	97	224	7	28
Washington,	19,462	21,245	471	319	223	62
Wayne,	6,998	3,290	43	59	6	1
Westmoreland,	26,171	41,899	1,432	404	257	80
Wyoming,	4,144	2,829	34	78	6	2
York,	25,253	29,685	509	749	19	21
Total,	1,410,138	1,476,467	42,417	13,521	5,584	2,271

Scattering votes 47.

VOTES CAST AT THE GENERAL ELECTION HELD ON TUESDAY, NOVEMBER 6, 1934, FOR THE OFFICE OF LIEUTENANT GOVERNOR.

Counties	Republican, Harry B. Scott.	Democratic, Thomas Kennedy.	Socialist, Birch Wilson.	Prohibition, William B. Alter.	Communist, William R. Powell.	Industrial Labor, William H. Thomas.
Adams	6,485	7,231	49	67	4	11
Allegheny	140,308	224,615	5,297	2,280	1,714	953
Armstrong	9,291	9,263	118	378	16	44
Beaver	14,227	25,278	330	311	158	92
Bedford	6,513	7,020	84	110	17	27
Berks	18,072	25,692	17,601	164	76	47
Blair	15,111	16,606	369	273	10	101
Bradford	11,977	5,265	217	225	10	48
Bucks	19,649	17,580	547	149	42	30
Butler	10,569	12,001	129	495	19	40
Cambria	19,134	32,763	457	253	132	114
Cameron	1,449	925	5	20	----------	6
Carbon	7,681	10,632	225	35	18	31
Centre	8,371	9,035	246	167	5	21
Chester	24,874	17,450	306	395	20	29
Clarion	5,572	7,284	138	305	10	24
Clearfield	11,259	15,449	689	257	18	81
Clinton	5,296	5,172	90	102	14	40
Columbia	7,406	11,936	57	282	15	25
Crawford	10,186	9,338	129	424	13	30
Cumberland	14,042	15,616	79	229	4	12
Dauphin	39,545	25,966	541	355	30	102
Delaware	60,816	43,153	961	412	70	93
Elk	4,927	8,599	53	151	11	40
Erie	16,797	23,769	458	247	101	66
Fayette	19,423	32,780	378	272	102	76
Forest	1,311	992	2	59	2	6
Franklin	10,114	10,512	78	107	6	10
Fulton	1,840	2,111	7	11	1	1
Greene	4,543	9,398	29	119	9	11
Huntingdon	7,591	4,44-	50	125	12	29
Indiana	10,534	9,723	215	283	15	30
Jefferson	7,857	8,711	333	287	12	28
Juniata	3,043	3,133	16	31	2	6
Lackawanna	41,946	36,463	335	157	180	43
Lancaster	32,871	25,430	389	262	57	54
Lawrence	9,621	13,822	283	733	64	65
Lebanon	8,869	7,477	504	189	12	22
Lehigh	18,802	22,291	820	100	131	47
Luzerne	81,372	52,491	1,125	474	277	128
Lycoming	13,761	14,432	345	601	17	57
McKean	6,264	5,289	153	134	9	18
Mercer	11,724	13,953	241	625	49	53
Mifflin	4,805	5,030	29	96	7	13
Monroe	5,572	5,746	58	58	7	20
Montgomery	50,139	37,594	1,101	336	44	80
Montour	1,944	2,949	11	18	----------	4
Northampton	16,410	25,23-	596	200	95	66
Northumberland	16,596	21,329	569	146	113	95
Perry	5,135	4,336	17	49	6	11
Philadelphia	339,855	325,236	4,229	785	1,545	505
Pike	1,738	1,966	28	19	5	3
Potter	3,164	2,738	121	88	6	15
Schuylkill	31,744	35,546	1,064	98	210	113
Snyder	3,922	2,263	19	33	5	12
Somerset	11,491	10,764	64	105	18	23
Sullivan	1,572	1,403	7	22	1	5
Susquehanna	7,150	4,576	49	68	7	7
Tioga	8,417	3,843	33	111	8	10
Union	3,536	2,083	41	92	2	21
Venango	12,099	7,773	131	1,067	21	76
Warren	6,485	6,047	106	251	13	28
Washington	17,079	32,066	448	429	231	80
Wayne	6,460	3,369	62	86	6	19
Westmoreland	28,549	42,811	1,544	652	271	188
Wyoming	4,013	2,554	35	100	11	13
York	24,440	29,514	536	952	31	66
Total	1,365,863	1,473,000	45,326	18,482	6,152	4,326

Scattering votes 46.

VOTES CAST AT THE GENERAL ELECTION HELD ON TUESDAY, NOVEMBER 6, 1934, FOR THE OFFICE OF SECRETARY OF INTERNAL AFFAIRS.

Counties	Republican, M. Harvey Taylor.	Democratic, Thomas A. Logue.	Socialist, Franz E. Daniel.	Prohibition, Mabel D. Pennock.	Communist, Dan H. Slinger.	Industrial Labor, Charles W. Kane.
Adams	6,544	7,205	45	73	4	14
Allegheny	141,935	220,528	5,636	2,145	1,684	1,765
Armstrong	9,420	9,090	137	261	12	54
Beaver	14,320	25,018	370	359	162	128
Bedford	6,599	6,888	98	139	14	42
Berks	18,358	25,898	16,943	206	68	60
Blair	15,440	16,200	426	326	12	82
Bradford	11,323	5,166	241	278	5	45
Bucks	19,691	17,467	542	189	43	27
Butler	10,890	11,800	148	491	26	57
Cambria	19,504	32,092	815	259	140	135
Cameron	1,458	934	4	18		2
Carbon	7,976	10,226	269	51	21	26
Centre	8,135	9,093	272	908	4	28
Chester	24,987	17,297	295	496	19	32
Clarion	5,601	7,259	164	331	5	21
Clearfield	11,227	15,082	792	389	20	65
Clinton	6,345	5,266	106	197	11	32
Columbia	7,441	11,387	68	287	16	21
Crawford	10,188	9,242	196	460	28	37
Cumberland	14,164	15,448	81	238	6	18
Dauphin	40,168	25,404	558	356	28	94
Delaware	60,861	42,907	943	512	71	91
Elk	4,362	8,486	74	181	13	58
Erie	16,901	23,599	452	251	101	68
Fayette	16,558	32,450	398	286	107	76
Forest	1,526	978	7	64	4	3
Franklin	10,204	10,414	72	124	7	18
Fulton	1,860	2,082	9	11		3
Greene	4,602	9,307	37	136	4	18
Huntingdon	7,568	4,852	59	152	10	37
Indiana	10,857	9,514	240	318	15	35
Jefferson	7,990	8,530	356	282	10	136
Juniata	3,056	3,115	11	32		2
Lackawanna	41,860	36,501	312	173	176	35
Lancaster	32,863	25,302	402	299	56	52
Lawrence	9,797	13,538	240	752	59	53
Lebanon	8,987	7,369	502	198	11	19
Lehigh	18,800	21,771	852	121	138	37
Luzerne	62,553	51,933	789	484	280	94
Lycoming	13,298	14,370	374	586	15	72
McKean	6,242	5,186	158	155	11	46
Mercer	11,837	13,789	287	670	39	58
Mifflin	4,828	5,669	31	87	5	24
Monroe	3,574	5,061	63	77	7	23
Montgomery	50,150	37,514	1,084	608	41	89
Montour	1,972	2,987	11	20		3
Northampton	16,665	24,851	595	213	89	85
Northumberland	17,313	20,118	632	106	59	79
Perry	5,187	4,260	27	50	4	11
Philadelphia	339,805	324,944	4,244	887	1,560	482
Pike	1,768	1,948	29	23	6	3
Potter	3,132	2,752	127	110	5	10
Schuylkill	32,418	34,273	1,197	120	170	111
Snyder	3,941	2,325	30	35	5	10
Somerset	11,616	10,550	65	108	18	27
Sullivan	1,686	1,427	13	21	1	6
Susquehanna	6,995	4,426	56	91	10	13
Tioga	8,523	3,738	35	131	3	22
Union	3,587	2,037	43	97		20
Venango	12,248	7,604	153	1,099	13	89
Warren	6,519	6,049	98	259	10	28
Washington	17,962	31,581	515	495	283	140
Wayne	6,547	3,390	62	109	6	15
Westmoreland	22,965	42,818	1,609	577	274	193
Wyoming	4,054	2,485	36	116	9	11
York	24,603	29,498	552	945	22	40
Total	1,275,053	1,461,691	45,657	19,774	5,944	5,319

Scattering votes 36.

CERTIFICATE OF ELECTION OF GOVERNOR

Commonwealth of Pennsylvania,
Harrisburg, January 1, 1935

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A. D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that George H. Earle had the highest number of votes; whereupon the said George H. Earle was declared to have been duly elected Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON,
President of the Senate

WILSON G. SARIG,
Speaker of the House of Representatives

CHARLES W. STAUDENMEIER,
Teller on the part of the Senate

J. M. FLINCHBAUGH,
Teller on the part of the House of Representatives

CERTIFICATE OF ELECTION OF LIEUTENANT-GOVERNOR.

Commonwealth of Pennsylvania,
Harrisburg, January 1, 1935

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A. D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Lieutenant Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that Thomas Kennedy had the highest number of votes; whereupon the said Thomas Kennedy was declared to have been duly elected Lieutenant Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON,
President of the Senate

WILSON G. SARIG,
Speaker of the House of Representatives

CHARLES W. STAUDENMEIER,
Teller on the part of the Senate

J. M. FLINCHBAUGH,
Teller on the part of the House of Representatives

CERTIFICATE OF ELECTION OF SECRETARY OF INTERNAL AFFAIRS.

Commonwealth of Pennsylvania,
Harrisburg, January 1, 1935

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A. D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Secretary of Internal Affairs of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that Thomas A. Logue had the highest number of votes; whereupon the said Thomas A. Logue was declared to have been duly elected Secretary of Internal Affairs of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON,
President of the Senate.

WILSON G. SARIG,
Speaker of the House of Representatives

CHARLES W. STAUDENMEIER,
Teller on the part of the Senate

J. M. FLINCHBAUGH,
Teller on the part of the House of Representatives

NOMINATIONS CONFIRMED

Mr. BUCKMAN. Mr. President, I move that the Senate proceed to the consideration of the following nominations, now on the table:

MEMBER OF THE STATE COUNCIL OF EDUCATION

Hon. Aloysius L. Fitzpatrick, of Philadelphia, Philadelphia County, from December 27, 1934, for the term of six years.

MEMBER OF THE STATE BOARD OF UNDERTAKERS

Warren E. Titus, Philadelphia, from October 5, 1934, for the term of six years.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' AND SAILORS' HOME.

J. Clark Mansfield, Pittsburgh, from November 26, 1934, for the term of four years, and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF EDINBORO STATE TEACHERS' COLLEGE.

(Mrs.) Helen M. Schluraff, Erie, from December 20, 1934, for the term of four years, and until her successor is qualified.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN

That Rule 38 which requires nominations made by the Governor to be referred to proper committees be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting on the foregoing nominations,

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN

That the Senate do advise and consent to said nominations.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49.

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Pierson,	Sones,
Buckman,	Huffman,	Prince,	Sordoni,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson, J. E.,
Clark,	Lanius,	Reed, G. L.,	Thompson, B. H.,
Coyne,	Law,	Reed, J. A.,	Trainer,
Ealy,	Mallery,	Rice,	Woodward,
Frey,	McClure,	Roberts,	Ziesenheim,
Gelder,	McCreesh,		

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. RANKIN. Mr. President, I move that the Executive Session do now rise.

Mr. PYTKO. Mr. President, I second the motion.

The motion was agreed to.

The Chair cleared his table and laid before the Senate the following communications:

RESIGNATION OF JOHN S. WINCH.

Harrisburg, Pa., December 31, 1934.

General Edward C. Shannon,
Lieutenant-Governor,
Harrisburg, Pennsylvania.

My dear Sir:

Will you kindly accept my resignation as Assistant Journal Clerk of the Senate, effective January 1, 1935. This resignation is necessitated by reason of the fact of holding a position in another Department of the State Government.

Respectfully yours,

JOHN S. WINCH.

RESIGNATION OF CLIFFORD I. BOUGHER.

Senate of Pennsylvania
Harrisburg, Pa.

Gentlemen:

Owing to an unavoidable absence from Pennsylvania I was unable to attend the recent Extraordinary Session.

I hereby tender my resignation as Stenographer to the President Pro Tempore.

Respectfully yours,

CLIFFORD I. BOUGHTER.

Stuart, Florida
Dec. 10, 1934

EMPLOYE OF THE SENATE.

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

ASSISTANT JOURNAL CLERK.

In the Senate, January 1, 1935.

Resolved, That, by reason of a vacancy existing in the office of Assistant Journal Clerk, that Louis Gabler, 336 South Seventeenth Street, Philadelphia, be appointed vice John S. Winch.

ADJOURNMENT

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn.

Mr. BENNETT. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:40 P. M. until 9 o'clock Monday evening, January 14, 1935.

HOUSE OF REPRESENTATIVES

TUESDAY, January 1, 1935.

(At eleven o'clock A. M. Mr. FLINCHBAUGH made the following announcement in the Hall of the House.)

The members-elect of the House of Representatives will meet this day at twelve o'clock noon in the Hall of the House of Representatives for the purpose of organization.

The hour of twelve o'clock having arrived, Honorable Milton K. Burgner, Resident Clerk of the House of Representatives, called the members-elect to order and announced, that

This being the day and the hour fixed by Article II, Clause 4 of the Constitution of Pennsylvania for the meeting of the General Assembly, and there appearing to be a sufficient number of ladies and gentlemen present, members elected to the House of Representatives at the last general election on November 6, 1934 to constitute a quorum, the body will come to order.

PRAYER

The Chaplain, Rev. George F. Conner, offered the following prayer:

Almighty and everliving God, the sweep of time brings us again to the threshold of another new year.

"Time like an ever rolling stream,
Bears all her sons away."

We pause a moment in reverent silence in memory of our comrades, John J. Williams and J. Hampton Wright, who are not among us, for God took them. May they rest in peace.

"Now the laborer's task is o'er,
Now the battle day is past,
Now upon a farther shore
Lands the voyager at last.
Father in thy gracious keeping
Leave us now thy servants sleeping."

Solemn, tender and wistful thoughts fill our minds as we pray that the New Year may hold for each of us mental and spiritual treasure to enrich our lives.

We recall with reverent thanksgiving that in days of old, Thou didst lead Thy people out of bondage and slavery across sea, wilderness and river into a land of rich promise. Today, in behalf of our great Commonwealth, we humbly beseech Thee that the angels of Thy providence may go before us, and the angels of Thy mercy may camp round about us, and from Thy throne in Glory may divine light shine upon our pathway.

Wilt Thou sustain and direct all those who have been called to high office and grave responsibility in the Commonwealth—His Excellency the Governor elect, members and officers of the Senate, The Speaker and members of the House.

May these chosen servants of the people hearken to the highest challenge of faith and hope in these tense and agitated times. Grant that all selfishness sectarian bias, and evil design may melt away into brotherly love, and that the highest interests of our citizenry may be sought and secured by this General Assembly.

We ask this in Thy name, O Ancient of Days. Amen.

RESOLUTION

SPEAKER PRO TEMPORE CHOSEN.

Mr. O'KEEFE, a member-elect, offered the following esolution which was twice read, considered and adopted.

In the House of Representatives, January 1, 1935.

Resolved, That Anna M. Brancato of Philadelphia County, be chosen Speaker Pro-Tempore to preside over his House until it is organized and a Speaker has been lected.

PEAKER PRO TEMPORE ESCORTED TO ROSTRUM.

RESIDENT CLERK BURGNER. Mr. O'Keefe will lease escort Miss Brancato to the Chair.

MISS BRANCATO SPEAKER PRO TEMPORE IN THE CHAIR.)

GAVEL PRESENTED TO SPEAKER PRO TEMPORE.

Mr. FLANAGAN. Speaker Pro Tempore, we, the Philaelphia Democratic members of the House, present you ith this gavel. May you keep it for many years and herish it as a token of responsibility and honor of this ccasion.

The SPEAKER PRO TEMPORE. I want to thank you, Ir. Flanagan, for the splendid gift presented to me.

LOWERS PRESENTED TO SPEAKER PRO TEMPORE.

Mr. MELCHIORRE. Speaker Pro Tempore, we, your emocratic colleagues from Philadelphia, present to you his basket of flowers that has been sent to you by John . Kelley, Democratic County Chairman.

THE SECRETARY OF THE COMMONWEALTH PRESENTS RETURNS OF ELECTION OF MEMBERS.

The Secretary of the Commonwealth, being introduced, ated that pursuant to the provisions of the eighty-eighth ction of the Act of July 2, 1839, entitled "An act relative the election in this Commonwealth," presented to the ouse of Representatives the returns of the election for embers held on November 6, 1934.

RESOLUTION

OPENING OF ELECTION RETURNS.

Mr. FURMAN, a member-elect, offered the following solution which was twice read, considered and adopted.

In the House of Representatives, January 1, 1935.

Resolved, That the returns for the election of Members the House of Representatives held Tuesday, November 1934, be now opened and read.

The said returns were opened and read as follows:

ADAMS COUNTY.

One Elected	
Robert E. Tipton, R.,	6,321
H. M. Hartman, D.,	7,598

ALLEGHENY COUNTY.

Dist.—	
Two Elected	
Homer S. Brown, R.	4,595
Homer S. Brown, D.	5,534
	10,129
Robert Cohen, R.	4,430
Al Tronzo, D.	5,531
John S. Sciens, Soc.	137
Abe Solomon, Soc.	173
P. I. Gamble, Pro.	42
A. H. Potts, Pro.	37
Max Jenkins, Com.	184
William Thornton, Com.	219
M. A. Marcus, Ind.	2,003

ALLEGHENY COUNTY (Continued)

Joseph R. Lynch, New Deal,	712
John D. Scorza, Tax Payers,	578
Scattering,	161
2nd Dist.—	
Two Elected	
Patrick J. Maloney R.	6,588
William J. Gallagher, R.	6,232
George J. Sarraf, D.	10,905
George J. Sarraf, Ind.	354
	11,259
Thomas P. Mooney, D.	10,391
Norman H. Merkel, Soc.	268
Doraf W. Blakeslee, Soc.	178
Raymond Boll, Ind	619
Scattering	72
3rd Dist.—	
One Elected	
John M. Haverty, Jr., R.	6,096
Herman P. Eberharter, D.	8,738
Max Weisman, Soc	236
Frank Alsup, Com.	97
Thomas Kamil Hupert, Ind.	129
Scattering,	15
4th Dist.—	
One Elected	
Leonard P. Kane, R.	8,209
James W. Patterson, D.	9,487
Julius Weisberg, Soc.	197
John W. Grubbs, Pro.	132
Edward E. Strauss, Ind.	283
Scattering	3
5th Dist.—	
One Elected	
Max J. Spann, R.	10,254
Frank J. Zappala, D.	13,096
Isadore Kerber, Soc.	322
Ralfe O. P. Silverman, Pro.	128
Ralfe O. P. Silverman, Ind.	183
	311
J. Frank McAllister, Citizens' Progressive,	295
Harry A. Eigenrauch, Jr., Free Port,	73
Sarah C. McClelland, Liberty,	1,801
Scattering	5
6th Dist.—	
Three Elected	
James T. Philpott, R.	11,798
James T. Philpott, Citizens	53
James T. Philpott, Ind.	363
James T. Philpott, Labor,	407
James T. Philpott, Lib.	74
James T. Philpott, Non-P.	80
James T. Philpott, Roos.	1,155
James T. Philpott, Sq. D.	221
	14,151
Jacob Yeager R.	11,438
Jacob Yeager, Ind.	1,076
	12,514
Frank J. Kobelak, R.	9,789
Frank J. Kobelak, D.	20,055
	29,844
John J. Baker, D.	21,809
Elmer J. Holland, D.	21,783
Anna Van Essen, Soc.	945
David Rinne, Soc.	696
Samuel Bluestone, Soc.	563
Ronald Negley, Pro.	420
J. E. Downey, Pro.	280
Wm. Prosser, Pro.	361
Jacob W. Shenkel, Ind.	1,847
Scattering	59
7th Dist.—	
Two Elected	
James P. Rooney, R.	5,929
James P. Rooney, D.	7,308
James P. Rooney, Roos.	166
	13,403
Paul F. Hanzel, R.	6,602
Paul F. Hanzel, Roos.	663
	7,265
John L. Powers, D.	9,264
Lawrence A. Wolfe, Soc.	410
Peter A. Daugherty, Soc.	361
John M. McElvany Pro.	96
William H. Brown, Pro.	116
Roy E. Noel, Ind.	682
Scattering	20
8th Dist.—	
Two Elected	
Edward M. Hough, R.	7,928

ALLEGHENY COUNTY (Continued)

Edward M. Hough, Roos. ... 628 — 8,556
William H. Robertson, R. .. 6,884
William H. Robertson, Roos. 434 — 7,318
John J. O'Keefe, D. 11,214
William A. Shaw, D. 10,125
Edward C. Mueller, Soc. 245
George F. Griffiths, Soc. 217
Albert J. Marsh, Com. 166
James Richards, Com. 129
Donald D. Mangone, Ind. 143
George H. Gardner, Ind. 177
Herbert S. Schaeffer, Non-Part. . 954
Scattering 10

9th Dist.—
One Elected
James K. Ruby, R. 6,173
John E. McElroy, D. 7,054
Albert Kunze, Soc. . 187
Albert Kunze, Ind. . 7 — 194
John F. Strayer, Pro. 52
William P. Mikades, Com. 43

10th Dist.—
Four Elected
Frank J. Riddle R. 23,465
Frank J. Riddle, Cit. ..... 287 — 23,752
James C. Murray, R. 22,212
James C. Murray, Citizens' . 545
James C. Murray, Ind. ..... 236 — 22,993
William J. McBride, R. 22,400
William J. McBride, Cit. 594
William J. McBride, Ind. .... 268 — 23,262
Ruel B. Wolford, R. 22,250
Ruel B. Wolford, Cit. ..... 283 — 22,533
J. P. Moran, D. .. 35,054
Samuel A. Weiss, D. 35,074
Al. K. Robinson, D. 34,760
Joseph B. Baine, D. 34,173
Mildred Adler, Soc. 1,005
Louis Stark, Soc. . 989
Max Kumer, Soc. . 810
Harry Rath, Soc. . 844
Elizabeth Nesbit, Pro. 675
Goldie Scott, Pro. 352
Nancy Thomas, Pro. 428
Clarence Lynn, Pro. 355
Morris Schindler, Com. 563
James C. Barnes, Com. 550
John F. McGuire, Com. 564
Walter Marcus, Com. 588
Michael E. Swersey, Ind. 320
Scattering 42

11th Dist.—
Two Elected
Frank E. Hoffman, R. 10,832
George F. Howe, R. 8,624
Frank F. Summey, D. 13,931
Frank F. Summey, Pro. .... 250 — 14,181
L. Kenneth Harkins, D. 13,674
Valentine Hensler, Soc. 315
Michael M. Luft, Soc. 258
Frank M. Reed, Pro. 209
Joseph P. Passaflume, Ind. 350
John Connelly, Ind. 89
Scattering 7

12th Dist.—
Four Elected
John R. Haudenshield, R. 20,823
John R. Haudenshield, Pro. .... 402 — 21,225
John M. O'Rourke, R.. 19,789
Kenneth Ketchum, R. 19,312
Kenneth Ketchum, Cit. 230
Kenneth Ketchum, Ind. 567
Kenneth Ketchum, Lib. ..... 75 — 20,184
Joseph M. Hall, R. 19,769
Charles Harmuth, D. 33,434

ALLEGHENY COUNTY (Concluded)

Anthony J. Gerard D. 32,989
Cyril F. Ruffennach, D. 33,321
Frank A. Coolahan D. 32,110
Jacob Herman, Soc 1,056
Mary B. Lehner, Soc. 1,028
George W. Torrence, Soc. 957
Nunzio Fusco, Soc. 750
Karl E. Kahley, Pro. 503
Ronald D. Negley, Pro. 1,053
William H. Prosser Pro. 1,501
Edison C. Speer, Cit. 411
William H. Frasher, Cit. 746
William H. Frasher, Ind. .... 1,076 — 1,822
Joseph A. Rectenwald, Ind. 1,527
Charles W. Beckman, Lib. 555
Scattering 52

13th Dist.—
Two Elected
Lee A. Donaldson, R. 22,440
Lee A. Donaldson, Cit. ..... 325 — 22,765
William A. Walker, R. 20,390
William A. Walker, Pro. 622
William A. Walker, Cit. ..... 126 — 21,138
Joseph F. Piole, D. 23,505
Howard R. Pearson, D. 24,131
Richard H. Allenberg, Soc. 843
Frank Laklia, Soc. 683
James Stauffer, Pro. 407
James Dillon, Ind. 338
Scattering 22

ARMSTRONG COUNTY.

Two Elected
Herbert G. Gates, R. 10,479
Herbert G. Gates, Soc. 155
Herbert G. Gates, Non-P. .. 1 — 10,635
Frank J. Atkins, R. 10,164
Frank J. Atkins, Soc. ..... 155 — 10,319
J. L. O'Harrow, D. 8,049
Ralph A. Males, D. 7,896
Frank D. Scott, Ind. 193

BEAVER COUNTY.

1st Dist.—
One Elected
C. Roy Kerr R. 5,140
C. Roy Kerr, Pro. .... 161 — 5,301
Eugene A. Caputo, D. 9,434

2nd Dist.—
Two Elected
Harold E. Craig, R. 9,907
A. M. F. Stiteler, R. 9,720
Reuben A. Nagel, D. 15,113
Peter P. Reising, D. 14,643
Peter P. Reising, Soc. 158
Peter P. Reising, Non-P. .. 2 — 14,803
Alfred Grocott, Soc. 255
Harry A. Henderson, Pro. 255

BEDFORD COUNTY.

One Elected
Simon H. Sell, R., 5,989
Charles W. Allen, D., ... 8,038

BERKS COUNTY.

1st Dist.—
Two Elected
Herbert M. Rapp, R. 6,985
Herbert M. Rapp, D. 6,605
Herbert M. Rapp, Non-Part. 3 — 13,593
Darlington R. Kulp. R. 7,871
Mark L. Powers, D. 7,770
Darlington Hoopes, Soc. 15,029
Lilith M. Wilson, Soc. 14,261
Harold John, Com. 55
Herman Weyman, Jr., Com. 53

2nd Dist.—
One Elected
Chester A. Mohn, R. 4,816

BERKS COUNTY (Concluded)

Mahlon F. LaRue, D.	5,640
Jacob W. Halderman, Jr., Soc.	3,532
3rd Dist.—	
One Elected	
Wm. F. McFee, R.	1,960
Frank W. Ruth, D.	4,911
John A. Reifsnyder, Soc.	703
4th Dist.—	
One Elected	
Clifford G. Landis, R.	2,573
Wilson G. Sarig, D.	6,163
Arthur Schultz, Soc.	1,403
Scattering	4

BLAIR COUNTY.

1st Dist.—		Joseph W. Parks, Non-Part.	1
One Elected			9,403
William Sherman Aaron, R.	5,807	David R. Perry, R.	8,391
William M. Aukerman, D.	7,728	Harry E. Diehl, D.	8,968
Thomas J. Kennedy, Soc.	299	James A. McCoy, D.	8,487
2nd Dist.—		Wm. George Chronister, Soc.	293
Joseph W. Parks, R.	9,181	Herbert W. Lear, Soc.	259
Joseph W. Parks, Pro.	221	Samuel G. Hartsock, Pro.	1,016
		Scattering	2

BRADFORD COUNTY.

One Elected		David Burchell, Soc.	163
Wilson D. Gillette, R.	9,126	John B. Connolly, Save Your Homes	56
William R. Campbell, D.	8,348	Scattering	2

BUCKS COUNTY.

Two Elected		John F. Smoyer, D.	17,352
Wilson L. Yeakel, R.	19,664	Howard S. Besch, Soc.	584
Thomas B. Stockham, R.	19,369	Mabel Groff, Soc.	518
Roger O. Mason, D.	17,384	Scattering	1

BUTLER COUNTY.

Two Elected		James T. McCandless, Pro.	198
John M. Negley, R.	9,940	James T. McCandless, Non-Part.	94
John M. Negley, Pro.	207		10,025
John M. Negley, Non-Part.	108	J. Brady Murrin, D.	12,883
	10,255	William J. Klingler, D.	11,365
James T. McCandless, R.	9,733	Scattering	1

CAMBRIA COUNTY.

1st Dist.—		Charles H. DeFrehn, No Party	5
Two Elected			5,482
Samuel P. Boyer, R.	6,239	Hiram G. Andrews, D.	6,780
Samuel P. Boyer, Pro.	84	Hiram G. Andrews, Ind. Citizens'	348
Samuel P. Boyer, No Party	9	Hiram G. Andrews, Non-Part.	11
	6,332	Hiram G. Andrews, No Party	1
Charles H. DeFrehn, R.	5,392		7,140
Charles H. DeFrehn, Pro.	85		

CAMBRIA COUNTY (Concluded)

H. S. Bender, D.	6,294	Scattering	3
Anton Gabrenya, Soc.	76	2nd Dist.—	
Charles Peterson, Golden Rule	5	Three Elected	
Stephen Gavura, Com.	90	Henry M. Gooderham, R.	13,283
Elmer Kish, Com.	30	Harry E. Simmons, R.	12,439
John Maley, Jobless	423	Harry E. Simmons, Pro.	198
John Maley, Labor,	1,203	Harry E. Simmons, Non Part.	1
John Maley Progressive	133		12,638
John Maley No Party	8	Meade Stineman, R.	12,402
	1,767	Michael C. Chervenak, Jr., D.	23,768
James Gatins, Jobless,	206	John J. Haluska, D.	23,564
James Gatins, Labor	573	Denis L. Westrick, D.	23,903
James Gatins, Progressive	57	Frank Podboy, Soc.	466
James Ga- No Party	5	Anthony Zalor, Soc.	384
	841	Rose Glavach, Soc.	357
		David Gordon, Pro.	402
		Scattering	10

CAMERON COUNTY.

One Elected		John Schwab, D.	939
John Schwab, R.	1,476		2,415
		Scattering	3

CARBON COUNTY.

One Elected		Joseph J. Matyas, D.	8,479
Frank Bernhard, R.	9,995	Scattering	1

CENTRE COUNTY.

One Elected		John L. Holmes, No Party	2
John L. Holmes, R.	7,849		8,006
John L. Holmes, Pro.	155	John W. Decker, D.	9,353
		Elizabeth B. Beach, Soc.	451

CHESTER COUNTY.

1st Dist.—		Henry M. Hiffner, Jr., R.	17,769
One Elected		Haines D. White, R.	17,518
Charles J. Stott, R.	6,829	Lewis D. Woodland, D.	11,835
Charles J. Stott, Pro.	111	Ira J. Oakes, D.	11,515
	6,940	David Pike Howlett, Soc.	394
Louis A. Holton, D.	6,039	Warren Kirkpatrick, Soc.	270
2nd Dist.—			
Two Elected			

CLARION COUNTY.

One Elected		Alexander D. Alexander, Soc.	329
W. Clement Martin, R.	5,299	George Geyer Whitehill, Pro.	601
Allen H. Panton, D.	7,211		

CLEARFIELD COUNTY.

1st Dist.—		2nd Dist.—	
One Elected		One Elected	
Charles Thornton Hile, R.	6,294	Albert P. Way, R.	4,910
Blake B. Shugarts, D.	8,915	Albert P. Way, Pro.	145
Arthur Ogden, Soc.	374		5,055
S. W. McLarren, Pro.	138	Frank P. Hamilton, D.	6,589
Fred W. McKofka, Ind.	37	Clara Bradbury, Soc.	364

CLINTON COUNTY.

One Elected			
Joseph A. Simon, R.	5,395	Joseph A. Simon, D.	4,348
			9,743
		Estelle Wagner, Pro.	1,028
		Scattering	14

COLUMBIA COUNTY

One Elected			
Daniel W. Sterner, R.	7,318	Oliver S. McHenry, D.	12,011
Daniel W. Sterner, Pro.	274	Leslie M. Moody, Pro.	240
	7,592		

CRAWFORD COUNTY.

One Elected			
Floyd G. Altenberg, R.	10,082	Mary Elizabeth Costello, Pro.	591
William G. Smith, D.	9,309	Cyrus McMichael, Lincoln	249
		Scattering	2

CUMBERLAND COUNTY.

One Elected			
William R. Shearer, R.	14,219	Jno. A. Smith, Pro.	245
Jno. A. Smith, D.	15,544		15,789

DAUPHIN COUNTY.

1st Dist.— Two Elected		2nd Dist.— Two Elected	
Thomas R. Wickersham, R.	22,251	William E. Habbyshaw, R.	16,641
Roy W. Shreiner, R.	21,950	Robert E. Woodside, Jr., R.	16,597
Roy Egolf, D.	12,832	Harold V. McNair, D.	13,745
John F. Morgenthaler, D.	12,848	William D. Steely, D.	13,027
Lewis A. Sterick, Soc.	299	John C. Zigner, Soc.	334
Harry E. Wilbert, Soc.	208	Edward W. Rhoads, Soc.	321
Geo. Rost, Pro.	148	Flora J. Diefenderfer, Pro.	243
W. B. Zeigler, Pro.	116	H. R. Detweiler, Pro.	260
Scattering	49	Scattering	6

DELAWARE COUNTY.

1st Dist.— One Elected			
Edward Nothnagle, R.	10,322	James Walter Turner, D.	35,271
John J. Stetser, D.	7,995	Charles B. O'Donnell, D.	35,195
Jock Smith, Soc.	100	Joseph C. Dougherty, D.	35,067
George C. Webster, Pro.	94	Thomas Reed, Soc.	901
Julius Malachi, Com.	23	Richard A. Montgomery, Soc.	914
2nd Dist.— Three Elected		George R. Cooper, Soc.	876
Thomas Weidemann, R.	49,874	John E. Frazier, Jr., Pro.	476
Ellwood J. Turner, R.	49,879	James A. Maxwell, Pro.	477
Thomas Jay Sproul, R.	50,335	Joseph P. Palmer, Pro.	474

ELK COUNTY.

One Elected			
John M. Flynn, R.	8,042	John M. Flynn, Non-Part.	9
John M. Flynn, Pro.	219		8,270

ELK COUNTF (Concluded)

George S. Ruprecht, D.	6,199	George S. Ruprecht, Non-Part	17
George S. Ruprecht, Farmer-Labor	183		6,399
		Scattering	1

ERIE COUNTY.

1st Dist.— One Elected		3rd Dist.— One Elected	
David S. Gifford, R.	5,085	John E. Van Allsburg, R.	4,354
William D. Kinney, D.	6,923	John E. Van Allsburg, D.	4,112
Emil Kesselring, Soc.	180	John E. Van Allsburg, Pro.	133
William H. Grieshober, Com.	25		8,599
2nd Dist.— One Elected		Louis N. Harris, Soc.	57
Thomas W. Barber, R.	3,197	4th Dist.— One Elected	
Thomas W. Barber, D.	8,607	Ralph S. McCreary, R.	4,550
	11,804	Ralph S. McCreary, Pro.	82
Carl R. Schneider, Soc.	205		4,632
Casimier Niemyjski, Com.	70	Frank B. McCarty, D.	3,943

FAYETTE COUNTY

1st Dist.— One Elected			
John W. Younkin, R.	6,871	Matthew J. Welsh, D.	19,484
Harry J. Brownfield, D.	13,381	J. Harold Arnold, D.	19,413
Harry J. Brownfield, Pro.	163	Harry Cochran, D.	19,337
	13,544	Martha Croushore, Soc.	313
Scattering	1	Anna A. Welsh, Soc.	338
2nd Dist.— Three Elected		Samuel Fingerett, Soc.	303
William E. Crowe, R.	12,678	W. Q. Maust, Pro.	226
R. S. Goldstein, R.	12,265	H. J. Arnold, Pro.	188
Lloyd L. Clark, R.	12,118	J. R. Morrow, Pro.	203
		Agnes Snear, Com.	53
		Robert B. Thompson, Com.	53

FOREST COUNTY.

One Elected			
Alexander R. Wheeler, R.	1,352	J. Ed. McClellan, D.	1,066
Alexander R. Wheeler, Pro.	55	J. Ed. McClellan, Soc.	16
Alexander R. Wheeler, No Party	3	J. Ed. McClellan, No Party	1
	1,410		1,083

FRANKLIN COUNTY.

One Elected			
A. J. White Hutton, R.	10,095	P. C. Mocmaw, D.	10,763
		Scattering	1

FULTON COUNTY.

One Elected			
Harry L. Baumgardner, R	2,031	Marshall Lynch, D.	2,058

GREENE COUNTY.

One Elected
Judson M. Bell, R. 4,323
Roy E. Furman, D. 10,000
Scattering 1

HUNTINGDON COUNTY.

One Elected
Richard M. Simpson, R. 7,758
Richard M. Simpson, Com. ... 1
7,759
Harry E. Hutson, D. 4,583
Scattering 1

INDIANA COUNTY.

Two Elected
Joshua T. Stewart, R. 10,153
Joshua T. Stewart, Pro. ... 205
Joshua T. Stewart, No Party 1
10,359
J. Clair Sloan, R. 10,622
E. A. Goodfellow, D. 3,763
Charles E. Held, D. 9,369
Marie E. Widdowson, Soc. 406
Hezekiah J. Lohr, Soc. 269
J. Elder Peelor, Pro. 953
Scattering 7

JEFFERSON COUNTY.

One Elected
Charles S. Lord, R. 7,933
Charles S. Lord, Pro. 223
Charles S. Lord, No Party .. 5
8,161
Burt B. Brumbaugh, D. 8,675
Roland V. Johns, Soc. 383
Ira M. Kephart, Ind. 105

JUNIATA COUNTY.

One Elected
Samuel C. Sieber, R. 2,808
D. Murray Hetrick, D. 3,547

LACKAWANNA COUNTY.

1st Dist.—
One Elected
Albert Williams, R. 5,349
Edward J. Coleman, D. 5,513
Stanislaw Szalkiewicz, Com. 46
2nd Dist.—
One Elected
Russell Phillips, R. 7,298
Roy P. Loftus, D. 5,139
Stanley Sonas, Com. 39
3rd Dist.—
One Elected
Robert J. Cordier, R. 6,368
Martin B. McGurrin, D. 4,690
Joseph Kwiatkowski, Com. 21
4th Dist.—
One Elected
Harry P. O'Neill, R. 6,504
Harry P. O'Neill, Dem. ... 8,738
15,242
Louis Szczepanski, Com. 120
5th Dist.—
One Elected
William J. Munley, R. 7,562
William J. Munley, D. 7,527
15,089
Edward Mathoski, Com. 197
6th Dist.—
One Elected
E. T. Davies, R. 8,691
E. T. Davies, D. 5,142
13,833
J. J. Rankin, Pro. 105
John Dargewicz, Com. 46

LANCASTER COUNTY.

1st Dist.—
One Elected
H. Earl DeHaven, R. 10,372
George E. Downey, D. 10,521
2nd —
Three Elected
Harry E. Trout, R. 22,613
Norman Wood, R. 22,443
Edwin R. Spangler, R. 22,585
John A. Myers, D. 14,815
Harry S. Ziemer, D. 14,786
Harry R. Schneitman, D. 14,574
John M. Mohn, Soc. 312
Frank H. Walters, Soc. 295
Alvin W. Keiper, Soc. 279

LAWRENCE COUNTY.

1st Dist.—
One Elected
Joseph Leta, Jr., R. 4,122
William J. Eroe, Jr., D. 5,739
Samuel W. McKee, Soc. 104
Robert M. Strickler, Jr., Pro... 1,336
Robert M. Strickler, Jr., Ind... 1,121
Robert M. Strickler, Jr., No Party .. 6
2,463
William E. Erk, Labor 140
Scattering 1
2nd Dist.—
One Elected
Paul J. Cartwright, R. 4,562
James Kelso, D. .. 6,861
Alex W. Nelson, Soc. 138
James Peebles, Pro. 594
Scattering 11

LEBANON COUNTY.

One Elected
Miles Horst, R. ... 8,685
Pierce E. Swope, D. 7,662
Pierce E. Swope, Pro. ... 204
7,866
Paul H. Lindermuth, Soc. 571

LEHIGH COUNTY.

1st Dist.—
Two Elected
Eugene J. Gorman, R. 8,635
Charles F. Crowder, R. 8,487
James J. McDermott, D. 10,088
George R. Holstrom, D. 10,759
Charles W. Young, Soc. 520
Harry H. Gsell, Soc. 483
2nd Dist.—
One Elected
Roland S. Dorney, R. 10,455
Albert E. Rinn, D. 11,708
Russell R. Ux, Soc. 325
John H. Waschek, Com. 71
Scattering, ... 5

LUZERNE COUNTY.

1st Dist.—
One Elected
John Yourishin, R. . 7,261
John Yourishin, D. . 6,345
John Yourishin, Soc. 95
13,701
2nd Dist.—
One Elected
Benjamin H. Rhys, R. 7,335
Benjamin H. Rhys, D. 4,195
Benjamin H. Rhys, Soc. 24
11,554
John H. Evans, Roosevelt, ... 3,312
3rd Dist.—
One Elected
John J. Hefferon, R. 9,364
John J. Hefferon, D. 9,131
18,495
Louis J. Salonas, Com. 85
4th Dist.—
One Elected
John C. Hermansen, R. 8,020
Anthony Chrzan, D. 6,979
5th Dist.—
One Elected
William P. Roan, R. . 7,926
William P. Roan, D. . 6,235
14,161
6th Dist.—
One Elected
William G. Shortz, R. 12,102
William G. Shortz, Pro. 260
12,362
Felix J. Pawloski, D. 8,528
Paul A. Pacenka, Com. 53
7th Dist.—
Two Elected
J. Gordon Mason, R. 10,195
Benjamin Jones, R. 9,750
Anthony C. Dougherty, D. 8,302
Anthony Love Lynch, D. 8,116
Anthony Love Lynch, Soc. 174
8,290
Emerson P. Jennings, Soc. 192
Bernard Zilinskas, Com. 29
Dominick P. Pachick, Com. 32

LYCOMING COUNTY.

Two Elected		Charles Lose, R.	12,239
Harry H. Brennan, R.	13,166	Charles Lose, Pro.	775
Harry H. Brennan, Pro.	696		13,014
Harry H. Brennan, NonPart.	8	John H. Siegel, D.	14,460
	13,870	John A. Mader, D.	13,160
		Monroe Case, Soc.	408
		Walter L. Hood, Soc.	328
		Scattering,	4

McKEAN COUNTY.

One Elected		Wm. D. Barry, D.	4,903
E. Kent Kane, R.	6,707	Carl L. Peterson, Soc.	281
E. Kent Kane, Pro.	138		
	6,845		

MERCER COUNTY.

Two Elected		Ray W. McKay, Pro.	567
Harvey E. Moore, R.	11,974	Ray W. McKay, No Party	1
Harvey E. Moore, Pro.	597		11,562
Harvey E. Moore, No Party,	3	William G. Smith, D.	13,596
	12,574	Lee Norman Dilley, D.	14,711
Ray W. McKay, R.	10,994	R. M. Shaffer, Soc.	241
		Scattering,	1

MIFFLIN COUNTY.

One Elected		Lowell H. Alexander, D.	5,155
A. L. Shaffer, R.	4,939		
A. L. Shaffer, Pro.	19		
	4,958		

MONROE COUNTY.

One Elected		Leo A. Achterman, D.	5,616
Charles N. Thompson, R.	3,987	Scattering,	1

MONTGOMERY COUNTY.

1st Dist.—		Clarence L. Ederer, R.	29,499
One Elected		John H. Longaker, R.	30,009
Frederick C. Peters, R.	12,075	Wellington H. Rosenberry, Jr. D.	22,513
James E. Meredith, D.	7,728	Carroll L. Rutter, D.	22,872
2nd Dist.—		David White, D.	22,727
One Elected		Edwin S. Orr, Soc.	1,123
E. Arnold Forrest, R.	8,477	Howard Fredericks, Soc.	918
Frank J. Bradley, D.	6,403	Howard Snyder, Soc.	886
Olive Walton, Pro.	204		
3rd Dist.—			
Three Elected			
William Ellis Zimmerman, R.	30,288		

MONTOUR COUNTY.

One Elected		Lloyd W. Welliver, D.	2,679
Walter S. Lovett, R.	2,405		

NORTHAMPTON COUNTY.

1st Dist.—		William Sinwell, D.	7,123
One Elected		Charles M. Sandwick, Soc.	228
Natt M. Emery, Jr., R.	3,912		

NORTHAMPTON COUNTY (Concluded)

2nd Dist.—		Charles B. Coakley, D.	16,896
Three Elected		William Leverington, Soc.	485
J. Horace Strunk, R.	13,110	Frank E. Hammerman, Soc.	436
Chauncey D. Howell, R.	12,695	Reginald M. Wilson, Soc.	408
John Francis Goldsmith R.	11,204	Wilmer Albert, Pro.	633
Henry K. Van Sickle, D.	17,731	Howard Sarson, Pro.	205
Henry A. Male, D.	16,801	Scattering,	3
Henry A. Male, Pro.	209		
	17,010		

NORTHUMBERLAND COUNTY.

1st Dist.—		Ollie J. Powell, R.	10,474
One Elected		John F. Stank, D.	13,292
John J. Perry R.	7,080	Joseph P. Brandley, D.	12,138
J. Frank Wentzel, D.	6,651	Lewis E. Welker, Soc.	510
B. Bud Cannon, Pro.	214	Anthony Mialinowski, Soc.	303
2nd Dist.—		John Kuchinski, Com.	86
Two Elected			
W. Atwater Eveland, R.	9,905		

PERRY COUNTY.

One Elected		Clarence H. Rebert, D.	4,434
James L. Snyder, R.	5,051	Jesse R. Potter, Perry Ind.	181

PHILADELPHIA COUNTY.

1st Dist.—		Jack Hutchins, Com,	43
Two Elected		John J. Ellis, Com.	42
Stephen C. Denning, R.	17,717	4th Dist.—	
L. Arthur Greenstein, R.	17,868	One Elected	
Biagio Catania, D.	17,138	George J. Mallen, R.	3,213
Alexander S. Lipschultz, D.	17,136	Gabriel D. Weiss, D.	1,072
Louis Savitz, Soc.	197	Helene Murphy, Soc.	44
Sarah Lockstein, Soc.	202	5th Dist.—	
Constantino Lippa, Com.	121	Three Elected	
Jack Stepansky, Com.	121	Frank X. O'Connor, R.	23,275
Philip Bocchini, Fac.	31	Daniel J. Green, R.	23,113
George K. Cuthbert, Progressive,	56	Chas. P. Mirarchi, R.	23,172
John F. Meck, Progressive,	56	Anna Brancato, D.	25,673
2nd Dist.—		Chas. Melchiorre, D.	25,783
One Elected		Francis J. Falkenstein, D.	25,651
Charles C. A. Baldi, Jr., R.	4,731	Chas. Mazer, Soc.	155
Irvin Stander, D.	3,139	6th Dist.—	
Emanuel Kline, Soc.	20	One Elected	
Samuel Lee, Com.	21	Samuel B. Hart, R.	5,371
3rd Dist.—		Harry B. Cahan, D.	2,688
Two Elected		Joseph Schwartz, Soc.	57
Morris J. Root, R.	9,049	7th Dist.—	
Arnold M. Blumberg, R.	9,056	Walker K. Jackson, R.	5,313
David H. Kubert, D.	4,371	John B. Summers, D.	3,915
Joseph E. Abrams, D.	4,360	John A. McDevitt, Emancipation,	37
Samuel Hecht, Soc.	28	8th Dist.—	
Samuel Colton, Soc.	32	Two Elected	
		Morton Witkin, R.	8,838
		William Patrick Condon, R.	8,861

PHILADELPHIA COUNTY (Continued)

H. Jerome Jaspan, D. 3,683
James P. Conlin, D. 3,665
William P. Jefferson, Com. 27
James Martin Doyle, Com. 30

9th Dist.—
One Elected
Herman J. Tahl, R. 2,970
Lewis J. Finestone, D. 1,391
William Shafter, Com. 14

10th Dist.—
Two Elected
Alexander C. Green, R. 7,185
Robert H. Moore, R. 7,219
John J. Hogan, D. 6,321
James J. Hayden, D. 6,287
Sonia Teitelman, Soc. 15
George Murray, Com. 15
John J. Williams, Com. 14

11th Dist.—
One Elected
Patrick J. Carey, R. 5,254
Leo V. Tumelty, D. 5,683
Robert Cullum, Soc. 46

12th Dist.—
Two Elected
Frederick H. Myers, Jr., R. .. 6,327
James A. Bennett, R. 6,322
Albert L. Pfaff, D. 8,363
Benjamin L. Long, D. 8,360
Karl Hoehn, Soc. . 84
Harry Close, Soc. . 82
Joseph F. McGrother, Roosevelt Liberty League, 80
Thomas A. F. Fitzpatrick, Roosevelt Liberty League, ... 84

13th Dist.—
Two Elected
Clinton A. Sowers, R. 11,053
Louis Schwartz, R. 11,107
Israel Stiefel, D. . 7,708
Morris P. Freed, D. 7,638
Rose Epstein, Soc. 103
Franz Bilder, Soc. 101

14th Dist.—
One Elected
Robert S. Hamilton, R. 9,246
Robert S. Hamilton, Personal Liberty, . 34
9,280
John F. O'Connor, D. 6,175
Stephen Ratajczak, Com. 31

15th Dist.—
One Elected
John J. McDevitt, 3rd., R. 23,191
Gilbert Cassidy, Jr., D. 15,002
Edward Mulvey, Soc. 272

16th Dist.—
One Elected
Nathaniel E. Jaffe, R. 25,433
Frank J. Fitch, D. 28,270
Isador Nagin, Soc. 421
Harry C. Visor, Pro. 46

17th Dist.—
One Elected
Lewis F. Castor, Jr., R. 27,843
James D. Bradley, D. 26,750
Otto Roth, Soc. .. 411
John Weir, Com. . 76

18th Dist.—
Three Elected
Manuel Fleisher, R. 29,767
James J. Heffernan, R. 29,868
John Norris Serena, R. 29,752
John J. Finnerty, D. 31,490
Marshall L. Shepard, D. 31,222
Joseph Ominsky, D. 31,470
Reba Moskowitz, Soc. 393
M. Herbert Syme, Soc. 391
Lina Price Silverglate, Soc. 382
Frank Wilson, Com. 195
Anthony Civetti, Com. 192
Daniel De Marco, Com. 193

19th Dist.—
Two Elected
Harry Greeby, R. . 11,934
Martin P. Newell, R. 11,907
Andrew A. Cannon, D. 14,278
Joseph David Burke, D. 14,274
Robert Elliott, Soc. 147
Edward Gentzsch, Soc. 150
John E. Malina, American Liberties, ... 17
Albert F. Schultz, American Liberties, ... 12
John Nowak, Com. 44
Walter Cook, Com. 51
William McKinley, Pro. 36
Joseph Strozyk, Pro. 35

20th Dist.—
Two Elected
Edward Haws, R. . 12,119
Samuel Lucas, R. . 12,128
Eugene J. Hagerty, D. 12,444

PHILADELPHIA COUNTY (Concluded)

Edward Flanagan, D. 12,413
Joseph Backer, Soc. 260
Harry Dordick, Soc. 260
George Kintch, Com. 134
Thomas Goldstein, States Rights, .. 52
John Sallary, States Rights, .. 51

21st Dist.—
Two Elected
Patrick Connor, R. 11,978
Hobson R. Reynolds, R. 11,563
Thomas F. O'Brien, D. 9,854
Thomas F. O'Brien, Roosevelt Prog, Deal, ... 108
9,962
Joseph N. Corcoran, D. 9,953
Joseph N. Corcoran, Roosevelt Prog. Deal, ... 108
10,060
Abraham Hirschman, Soc. 81
Herbert Woods, Com. 80
George Johnson, Com. 80

22nd Dist.—
Two Elected
Harry L. Duffort, R. 38,267
John J. Carr, R. .. 38,339
James F. Whelan, D. 37,821
Martin P. Killeen, D. 37,652
Rose Krouse, Soc.. 459
Isaac Lindset, Soc. 465
Lillian H. Pitts, Pro. 116
Oliver H. Frankenfield, Pro. 131
Oliver H. Frankenfield, Prog. ... 40
171
Harry J. Leary, Prog. 42

23rd Dist.—
One Elected
A. Alfred Wasserman, R. 7,510
John E. Sheridan, D. 6,615
Jacob Friedman, Soc. 106
Leon Tissian, Com. 81
Granville V. Clark, States Rights, .. 186

24th Dist.—
One Elected
Palmer Laubach, R. 10,856
Elmer Kilroy, D. . 14,531
Hans Bismarck, Com. 54
Michael Yannessa, States Rights, .. 46

25th Dist.—
One Elected
Christian Sautter, R. 8,919
Joseph A. Scanlon, D. 12,869
John Green, Soc. 391
John Weaver, Com. 46

26th Dist.—
One Elected
Joseph A. Ferko, R. 8,799
Joseph A. Ferko, D. 10,609
19,408
Nellie Litgow Chew, Soc. 142
Frederick Beyer, Beyer Citizens Ticket, ... 73

27th Dist.—
One Elected
Robert Boyd, R. .. 5,313
James Edward Gordon, D. 4,691
Elwin Rimensnyder, Soc. ... 44

PIKE COUNTY.

One Elected
Ralph E. Kelder, R. 1,860
Edward B. Labor, D. 1,963
Julius W. Keisel, Soc. 38

POTTER COUNTY.

One Elected
Herman O. Braun, R. 2,921
John F. Stone, D. 3,353
John F. Stone, Pro. 1
3,354
Scattering, ... 1

SCHUYLKILL COUNTY.

1st Dist.—
One Elected
George J. Post, R. 8,629
John J. Downey, D. 10,330
Ida Dengler, Soc. 128
Peter Onisick, Com. 59

2nd Dist.—
One Elected
Edgar A. Schrope, R. 2,769
Edgar A. Schrope, D. 3,958
6,727

SCHUYLKILL COUNTY (Concluded)

Louis F. Pounder, Soc. 2,771
3rd Dist.—
One Elected
John G. Scott, R. 6,232
J. Noble Hirsch, D. 7,754
Ernest S. Swenson, Soc. 152
4th Dist.—
Two Elected
Daniel C. Linderman, R. 13,785
Walter L. Barnhart, R. 13,770
Michael W. McDonald, D. 11,709
Lee R. Hummel, D. 11,456
Thomas Howells, Soc. 394
Peter J. Paul, Com. 86
Kathryn Gallagher, Com. 90

SNYDER COUNTY.

One Elected
Harvey A. Surface, R. 3.881
Harvey A. Surface, Pro. .... 38 — 3,919
Thomas G. Herrold, D. 2,533
Scattering, ... 4

SOMERSET COUNTY.

Two Elected
Jacob B. Schrock, R. 11,799
Jacob B. Schrock, Pro. 128
Jacob B. Schrock, Non Part. 6 — 11,933
Ellis C. Boose, R. 11,378
Harry C. Benford, D. 10,335
Martin Luther Shoff, D. 9,934
Joseph W. Johns, Pro. 320

SULLIVAN COUNTY.

One Elected
John H. Diffenbach, R. 1,539
John H. Diffenbach, Pro. .... 14 — 7,181
George E. Walker, D. 1,617

SUSQUEHANNA COUNTY.

One Elected
Albert F. Merrell, R. 7,120
Albert F. Merrell, Pro. .... 61 — 7,181
Thomas H. Murray, D. 4,679

TIOGA COUNTY.

One Elected
Frank E. Snyder, R. 8,718
Frank E. Snyder, Pro. .... 82 — 8,800
Emory B. Rockwell, D. 3,881

UNION COUNTY.

One Elected
Francis T. Baker, R. 3,767
Charles F. Lindig, D. 2,131

VENANGO COUNTY.

One Elected
John H. McKinney, R. 11,580
John H. McKinney, Pro. .... 1,009 — 12,589
Joseph D. Plumer, D. 8,162
Joseph D. Plumer, Soc. ..... 490 — 8,652

WARREN COUNTY.

One Elected
W. W. Muir, R. 6,984
W. W. Muir, Soc. 121
W. W. Muir, No Party, 1 — 7,106
Clyde W. Elder, D. 5,829
T. T. Moll, Pro. .. 255

WASHINGTON COUNTY.

1st Dist.—
Two Elected
John W.-McIlvaine, R. 10,298
John W.-McIlvaine, Pro. 173
John W.-McIlvaine, Non Part. 5 — 10,476
T. A. Riggle, R. .. 9,395
John E. Brown, D. 14,434
A. O. Hindman, D. 14,021
A. O. Hindman, Soc. 125 — 14,146
Eli S. Gable, Soc. 233
Eli S. Gable, Pro. .... 319 — 552
Harry A. Hunker, Com. 97
Earl Marcus, Com. 81
Scattering, ... 3
2nd Dist.—
Two Elected
Claude E. Towner, R. 8,525
Claude E. Towner, Pro. 140
Claude E. Towner, Non Part. 3 — 8,668
Paul N. Barna, R. 7,881
Paul N. Barna, Soc. 245
Paul N. Barna, Non Part. 1 — 8,127
Cliff Patterson, D. .. 16,754
Cliff Patterson, Pro. 154
Cliff Patterson, Non Part. .... 2 — 16,910
Walter Carson, D. 15,559
Winston A. Dunn, Soc. 464
John Smoody, Com. 162
Charles W. Woody, Com. 144
Scattering, ... 3

WAYNE COUNTY.

One Elected
Arthur J. Wall, R. 7,305
Fred G. Kimble, D. 3,007

WESTMORELAND COUNTY.

1st Dist.—
Two Elected
Samuel P. Stevens, R. 6,239
Samuel P. Stevens, D. ..... 8,289 — 14,528
David N. Denman, R. 7,029
Roy C. Haberlen, D. 9,341
Charles Cunningham, Soc. 451
Weller Matthews, Soc. 319
R. S. McKee, Pro. 161
Elmer Myers, Pro. 131
2nd Dist.—
Two Elected
John W. Hunger, R. 8,180
Fredo J. Broad, R. 8,054
John H. Dent, D. 13,754
James E. Lovett, D. 13,958
Andrew Panezick, Soc. 655
Salvatore J. Marino, Soc. 653
Carrie Johnson, Pro. 413
R. E. Blair, Pro. .. 415
William H. Morgan, Ind. 3,249
3rd Dist.—
Two Elected
Dan E. Dunmore, R. 9,346
S. M. Kelly, R. ... 8,318
C. Fred Mentzer, D. 16,004
Harry N. Boyd, D. 15,655
Anton Zornik, Soc. 448
John Guidas, Soc. 405
Anna Greenawalt, Pro. 350
Hulda Oplinger, Pro. 204

WYOMING COUNTY.

One Elected
Charles L. Terry, R. 3,699
Jesse W. Ryder, D. 3,089
Jesse W. Ryder, Pro. .... 350 — 3,439

YORK COUNTY.

1st Dist.—
One Elected
James E. Chalfant, R. 7,632
Herbert B. Cohen, D. 9,084
Henry D. Ritter, Soc. 122
Raymond E. Fehl, Pro. 238

2nd Dist.—
One Elected
Elias S. Detwiler, R. 10,035
Clayton E. Moul, D. 13,628
Charles E. Martin, Soc. 243
James H. Welsh, Pro. 301
Scattering, ... 1

3rd Dist.—
One Elected
Harry M. Ruff, R. 6,656
Jacob M. Flinchbaugh, D. 7,208
Jacob M. Flinchbaugh, Pro. 459 7,667
Charles E. Strickler, Soc. 244
Scattering, ... 2

ROLL CALL

The SPEAKER PRO TEMPORE. The roll will now be called.

The roll being called the following members were present:

MEMBERS PRESENT.

Achterman,	Ederer,	Mason,	Shaw,
Alexander,	Eroe,	McCreary,	Shepard,
Allen,	Falkenstein,	McDermott,	Shortz,
Altenburg,	Ferko,	McDevitt,	Shreiner,
Andrews,	Finnerty,	McElroy,	Shugarts,
Arnold,	Fitch,	McHenry,	Siegel,
Atkins,	Flanagan,	McKinney,	Simon,
Aukerman,	Flinchbaugh,	Melchiorre,	Simpson,
Baine,	Forrest,	Mentzer,	Sinwell,
Baker, F. T.,	Furman,	Merrell,	Sloan,
Baker, J. J.,	Gerard,	Moomaw,	Smith, J. A.,
Baldi,	Gillette,	Mooney,	Smith, W. G.,
Barber,	Green,	Moore,	Snyder, F. E.,
Barnhart,	Greenstein,	Moran,	Snyder, J. L.,
Bernard,	Habbyshaw,	Moul,	Sowers,
Blumberg,	Haberlen,	Muir,	Spangler,
Boose,	Hagerty,	Munley,	Sproul,
Boyd, H. N.,	Haluska	Murrin,	Stank,
Boyd, R.,	Hamilton, F. P.	Nagel,	Stevens,
Boyer,	Hamilton, R. S.	Nothnagle,	Stewart,
Bradley,	Harkins,	O'Keefe,	Stockham,
Brancato,	Harmuth,	Ominsky,	Stone,
Brennan,	Hart,	O'Neill,	Stott,
Brown, H. S.,	Hartman,	Panton,	Sumney,
Brown, J. E.,	Hefferon,	Parks,	Surface,
Brownfield,	Hermansen,	Patterson, C.,	Tahl,
Brumbaugh,	Hetrick,	Patterson, J. W.	Terry,
Burke,	Hindman,	Pearson,	Tronzo,
Cannon,	Hirsch,	Perry,	Trout,
Caputo,	Hoffner,	Peters,	Tumelty,
Carr,	Holland,	Pfaff,	Turner,
Carson,	Holstrom,	Phillips,	Van Allsburg,
Castor,	Hoopes,	Piole,	Van Sickle,
Chervenak,	Horst,	Powers,	Walker,
Coakley,	Jackson,	Reising,	Wall,
Cochran,	Jones,	Reynolds,	Wasserman,
Cohen,	Kane,	Rhys,	Weidemann,
Coleman,	Kelso,	Rinn,	Weiss,
Condon,	Kilroy,	Roan,	Welliver,
Conner,	Kinney,	Robinson,	Welsh,
Coolahan,	Klingler,	Rooney,	Westrick,
Cordier,	Kobelak,	Root,	White,
Davies,	Labar,	Ruffennach,	Wickersham,
Decker,	Larue,	Ruth,	Wilson,
Denning,	Linderman,	Sarig,	Witkin,
Dent,	Long,	Sarraf,	Wood,
Diehl,	Longaker,	Scanlon,	Woodside,
Dilley,	Lovett,	Schrock,	Yeakel,
Downey, G. E.,	Lynch,	Schrope,	Yourishin,
Downey, J. J.,	Male,	Schwab,	Zappala,
Duffort,	Mallen,	Schwartz,	Zimmerman,
Eberharter,			

MEMBERS ABSENT.

Flynn,	Gates,	Wheeler,

The SPEAKER PRO TEMPORE. Two hundred and five members having answered to their names, a quorum is present. The House is now ready to proceed to business.

RESOLUTION

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT.

Mr. MOUL, a member-elect, offered the following resolution, which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That the Honorable Henry C. Niles, Judge of the Court of Common Pleas of York County, learned in the law, be requested to administer the oath of office required by Article VII of the Constitution to be taken by the Members-elect of the House of Representatives.

COMMITTEE APPOINTED TO ESCORT HON. HENRY C. NILES TO ROSTRUM

The SPEAKER PRO TEMPORE appointed Messrs. Moul and Cohen to escort the Hon. Henry C. Niles to the rostrum to administer the oath of office to the members elect.

OATH OF OFFICE ADMINISTERED TO MEMBERS-ELECT

The SPEAKER PRO TEMPORE. A Bible will be found in the desk of each member. The members-elect will present themselves before the bar of the House where the oath of office, as required by law, will be administered to them by the Honorable Henry C. Niles, a Judge of the Court of Common Pleas of York County.

The oath of office was then administered to all the members-elect, except Messrs. Flynn, Gates and Wheeler.

LEAVE OF ABSENCE

The SPEAKER PRO TEMPORE. Are there any requests for leave of absence? The Chair hears none.

RESOLUTION

ELECTION OF SPEAKER.

Mr. SCHROPE offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That in accordance with the provisions of Article II, Section 9, of the Constitution of Pennsylvania, the House now proceed to the election of a Speaker, and that the Clerks act as tellers.

NOMINATIONS FOR SPEAKER.

Mr. RUTH. Speaker Pro Tempore, ladies and gentlemen of the House, I arise to an opportunity which I have coveted for a long time. During the years of ones life and activity in public life you touch the lives of other men. Those men become your friends, and I arise today to place before this House the nomination of my friend.

If we go back into the history of our country more than one hundred and twenty years, we find that there was a group of men of the early pioneers and founders of this nation who organized what is known as the Democratic Party. During the years at times the government of this nation and of this state wandered away from the homestead but again and again as opportunity and emergency arose they have come back like the wandering son. So, again this year Pennsylvania has come back to the old homestead, the Democratic Party.

In our county we have a man who was born sixty-two years ago; who started to teach school when he was sixteen years old and when he was twenty years of age,

before he was even allowed to vote, he was active in campaigns for the Democratic Party. Most every one in this House and also in the Commonwealth knows his record and his history as a Democrat. For more than forty-two years he has carried the banner high. He has striven and worked and labored for the interests of his party. Time and time again his district in Berks County has sent him to the State House of Representatives.

In this House he has held the banner of the Democratic Party high and today we have come together to pay him this honor, and I take this privilege of placing in nomination the name of one of my dearest friends and colleagues, the Honorable Wilson G. Sarig of Berks County.

Mr. ANDREWS. Speaker Pro Tempore, ladies and gentlemen of the House, two years ago almost to the day, almost to the hour, almost to the minute, I stood in the rear of this House hesitant, stammering, friendless and alone endeavoring to participate in ceremonies of this sort. Prompted as I believe by the gentleman from Delaware, the Chairman upon that occasion interrupted my faltering remarks to ask whether I was making a political speech. The answer to the inquiry was "Sir, this is a political occasion." Unfortunately I did not have the right answer until two years had rolled around, but that is not unusual, because I can see here within my purview gentlemen who have not found the right answer even after two years.

I did say at that time and intimated cautiously to the Chairman that two years hence while I might stutter and hesitate in the rear of the House at that time, that two years hence I would be back in this forum with my gang. Ladies and gentlemen, survey them! Here they are and are they not magnificent? Jewels in the coronet of a triumphant Democracy.

This ladies and gentlemen of the House, is a political occasion, but it is not a partisan occasion: a political occasion because it witnesses the passing of the balance of political power and there is a peculiar justice, a poetic justice in the nomination that has just been so eloquently made by my friend the gentlemen from Berks. If there ever was a man whose career to the unseeing eye seemed to be one of political frustration it was the career of Wilson G. Sarig. Year after year a record of persistent unending defeat, and yet doggedly, and "doggedly and grimly" are the words, he stuck to his post. Only the all-seeing eye of Providence could see that instead of fighting a rear guard action of disaster that out of these defeats Wilson G. Sarig was moving forward, forward, forward until he stood in what seemed the darkest hour of his defeat beneath the very shadow of the honor that he coveted.

Ladies and gentlemen of the House, if you will take the record of the measures for which Wilson G. Sarig contended and on behalf of which he was defeated and survey that catalog, you will find that the measures he struggled for and lost are the measures which both the majority and the minority parties are pledged to enact into law.

I commend Wilson G. Sarig to the minority. If there ever was a man who should have a kindly feeling for political minorities it is Wilson G. Sarig. He inherits a great party tradition, and I would be unfaithful to what is to me a very dear memory if I did not attempt upon the floor of this House to point out that Wilson G. Sarig inherits a great parliamentary tradition, in that he succeers a Speaker who among all of the Speakers I have known was uniformly fair in his treatment of the minority and if in his functioning in the Chair Wilson G. Sarig operates in keeping with those traditions—as he will—the Democratic Party will have reason to be proud of him.

I say that this is a political occasion but not a partisan occasion. It will be Wilson G. Sarig's opportunity to take this House and weld it into an instrument, irrespective of party alignment, attuned not to a legislative funeral march marking the burial of the people's hopes but rather to an anthem of legislative accomplishment, keyed to the people's needs and in accordance with their will and to that high purpose I second the nomination of Wilson G. Sarig as Speaker of this Right Honorable Assembly.

Mr. SOWERS. Speaker Pro Tempore, Members of the House of Representatives Assembled: We are now in the process of organizing the House of Representatives for the regular session of 1935. Our decisions today will leave their impression on the character of the legislature we shall enact. It is indeed a great honor to have the privilege to nominate for the Office of Speaker, the candidate of a militant and courageous, Republican party.

A party stimulated with a great desire to serve the people and put on the statute books liberal, progressive and Social Legislation, their expressed will.

We have in our midst, a man of ability, physically as active as the best of us, mentally alert, ripened by more than 20 years experience in this Hall, calm by nature, slow to anger, forgiving, and yet stable for right and justice.

A man of the common people, reared with them, educated in the common schools, engaged in a competitive business, religious, honest, loyal to his Country, State, City and neighborhood.

A man who has rubbed elbows with the poor and the rich and knows their desires.

An advocate of liberal, progressive and social legislation and economic reforms.

He has demonstrated to his neighbors and the people, his belief that every man is by right, entitled by labor to food, clothing, shelter, entertainment and reasonable vacation periods from labor.

He is a believer in private property and that its use shall be so regulated as to prevent detriment to the general welfare. He has supported all working men's compensation laws and improvements thereto.

He stands for equal rights for all Americans regardless of race, color, creed or religion.

He believes that the economic conditions, created by labor saving machines, has brought to us serious problems for solution.

He believes that labor saving machinery makes it the duty of all to assist in the maintenance of widowed mothers and their children. He believes the farmer and the industrial employee are by right and not by charity, entitled to an Old Age Pension as an economic compensation for their years of service in the production of articles for human use.

That the lack of buyers, at the merchant stores, is caused by the present machine age that no longer requires the services of the aged.

That like the old, the disabled victim of the machine, is likewise entitled to more than the workingmen's compensation laws give them—namely, a living for life.

That social legislation is not charity but a right which grows out of our increased ability to produce.

This man has vision and he knew that prohibitory laws

would be more disobeyed than obeyed and that regulation is the best way to control vices and appetites of man and that education and examples of men in high places, are worth more to guide a people than hundreds of law books.

He has never faltered in his support of rightful assistance to the aged, infirmed, disabled and the blind. His conduct demonstrates a belief that the complexity of our social and economic life of today, makes us for our own good, our brother's keeper.

He has always supported the enactment of laws for the protection of life and limb and for the destruction of racketeers and criminals.

He is a married man, with a wife and a large family, conscious by experience of the duties and responsibilities of a husband and a father, and stands for the upholding of our American family.

He has been in our midst for a long while. These qualifications, as well as many others, you have observed. He has been your friend on all occasions. He has never been lacking in service. He has never played with the weapons of flattery and deceit. With honesty and candor, he gives you his opinions and criticisms.

If you see fit to select him as your speaker, I assure you he will give to you a non-partisan administration. He will preside over your deliberations with dignity, fairness, justice and equity. He will be fair and square to all and partial to none. It is with great pleasure that I place in nomination, the Hon. Patrick Connor of Philadelphia.

Mr. CORDIER. Speaker Pro Tempore, Ladies and Gentlemen of the House: It is indeed a great honor to me to have the privilege to rise and second the nomination of the candidate for the office of Speaker, of the presently constituted minority party in the House. The candidate of the minority party through his many years of service in these Legislative Halls has proven to be a man of ability, having a rich experience of more than twenty years' service. Calm by nature and forgiving and yet always found in the forefront for right and justice. Reared among the common people and educated in the common schools, religious, honest, one who understands the problems of both the poor and the rich and who is well informed as to their desires. He was always found in the forefront in advocating liberal, progressive and social legislation and economic reform. He stands for equal rights for all American citizens regardless of their race, color, creed or religion. He knows the problems of labor. He has never faltered in his support of assistance to the infirm, disabled and blind. His record shows active support for the enactment of laws for the protection of life and limb and for the destruction of criminal groups. He understands the problems of the farmer and the employees of industry and was found to be in the forefront in the enactment of the old age pension law. We who have associated with him for the past several sessions have found his experience and advice to be invaluable. He has served here for a long time. He is conscious of those duties and requirements which are expected of a conscientious legislator and recognizes the present needs of the people of this great Commonwealth. He is the head of a happy and large family, realizing the responsibilities of the home and believes in upholding the traditions of the American home. Those of us who have associated with him for the past several Sessions have found him our friend on all occasions. Since I first entered these halls in 1930 as a baby member I have always been proud of my associations with him. He has willingly offered his services to any Member of the House regardless of party that he may have been of some help to through his years of experience. We have found him honest, outspoken and candid in giving his opinions and criticisms. If he is successful in being elected Speaker of this House, I feel sure that I can say with many more of the older Members of the General Assembly that his administration will be non-partisan and will be so guaged that it will do the most good for the most people in the Commonwealth. He will be fair to all and show no partiality to any Member. We who know him best know that his heart beats for that which is right. If you ladies and gentlemen of the House see fit to elect him your Speaker he will bring to this House a calm, ripe and mature thought on all matters of proceedure and legislation gleaned through his rich experience.

It is indeed an honor and a privilege to commend to you ladies and gentlemen of the house as a candidate for Speaker the Honorable Patrick Connor, of Philadelphia.

The SPEAKER PRO TEMPORE. Are there any other nominations?

Mr. KINNEY. Speaker Pro Tempore, I move the nominations be closed.

The motion was agreed to.

ROLL CALL

The SPEAKER PRO TEMPORE. The Clerk will call the roll. The members will name the candidate for whom they desire to vote.

The roll was called and the vote was as follows:

FOR MR. SARIG

Achterman,	Dilley,	Larue,	Robinson,
Alexander,	Downey, G. E.,	Long,	Ruffennach,
Allen,	Downey, J. J.,	Lovett,	Ruth,
Andrews,	Eberharter,	Lynch,	Sarraf,
Arnold,	Eroe,	Male,	Scanlon,
Aukerman,	Falkenstein,	McCreary,	Schrope,
Baine,	Finnerty,	McDermott,	Schwab,
Baker, J J.,	Fitch,	McElroy,	Shaw,
Barber,	Flanagan,	McHenry,	Shepard,
Boyd, H. N.,	Flinchbaugh,	Melchiorre,	Shugarts,
Bradley,	Furman,	Mentzer,	Siegel,
Brancato,	Gerard,	Moomaw,	Simon,
Brown, H. S.,	Haberlen,	Mooney,	Sinwell,
Brown, J. E.,	Hagerty,	Moran,	Smith, J. A.,
Brownfield,	Haluska	Moul,	Smith, W. G.,
Brumbaugh,	Hamilton, F. P.	Munley,	Stank,
Burke,	Harkins,	Murrin,	Stevens,
Cannon,	Harmuth,	Nagel,	Stone,
Caputo,	Hetrick,	O'Keefe,	Sumney,
Carson,	Hindman,	Ominsky,	Tronzo,
Chervenak,	Hirsch,	O'Neill,	Tumelty,
Coakley,	Holland,	Panton,	Van Allsburg,
Cochran,	Holstrom,	Patterson, C.,	Van Sickle,
Cohen,	Hoopes,	Patterson, J. W.	Weiss,
Coleman,	Kelso,	Pearson,	Welliver,
Conner,	Kilroy,	Pfaff,	Welsh,
Coolahan,	Kinney,	Powers,	Westrick,
Decker,	Klingler,	Reising,	Yourishin,
Dent,	Kobelak,	Rinn,	Zappala,
Diehl.			

FOR MR. CONNER

Altenburg,	Gillette,	Muir,	Spangler,
Atkins,	Green,	Nothnagle,	Sproul,
Baker, F. T.,	Greenstein,	Perry,	Stewart,
Baldi,	Habbyshaw,	Peters,	Stockham,
Barnhart,	Hamilton, R. S.	Phillips,	Stott,
Bernard,	Hart,	Reynolds,	Surface,
Blumberg,	Hefferon,	Rhys,	Tahl.
Boose,	Hermansen,	Roan,	Trout,
Boyd, R.,	Hoffner,	Rooney,	Turner,
Boyer,	Horst,	Root,	Wall,
Brennan,	Jackson,	Sarig,	Wasserman,
Carr,	Kane,	Schrock,	Weidemann,
Castor,	Linderman,	Schwartz,	White,
Condon,	Longaker,	Shortz,	Wickersham,
Cordier,	Mallen,	Shreiner,	Witkin,

Davies,	Mason,	Simpson,	Wood.
Denning,	McDevitt,	Sloan,	Woodside,
Duffort,	McKinney,	Snyder, F. E.,	Yeakel,
Ferko,	Merrell,	Snyder, J. L.,	Zimmerman,
Forrest,	Moore,	Sowers,	

PRESENT

Mrs. Wilson.

The SPEAKER PRO TEMPORE. The Tellers agree in their count and the vote cast by the members is as follows:

Honorable Wilson G. Sarig received one hundred and sixteen votes;

Honorable Patrick Conner received seventy-nine votes.

Honorable Wilson G. Sarig having received a majority of all the votes cast, is declared elected Speaker of the House of Representatives for the Session of 1935.

The Chair appoints Messrs. Conner and Ruth to escort the Speaker-elect to the Chair.

ELECTION OF SPEAKER MADE UNANIMOUS.

Mr. STOCKHAM. Speaker Pro Tempore, I move you that we make the election of Honorable Wilson G. Sarig unanimous.

Mr. SOWERS. Speaker Pro Tempore, I second the motion.

The motion was agreed to.

Mr. CONNER. Speaker Pro Tempore, the Committee appointed to escort the newly elected Speaker to the Chair has performed that duty. I would like to say in my many. many years of service I have had many pleasant duties to perform but none to excel this one.

The SPEAKER PRO TEMPORE. Members of the House. I have the honor to present to you the Honorable Wilson G. Sarig, Speaker-elect of this House of Representatives for the session of 1935.

The oath of office will now be administered to the Speaker-elect, the Honorable Wilson G. Sarig.

OATH OF OFFICE ADMINISTERED TO SPEAKER.

The oath of office was then administered to Honorable Wilson G. Sarig, Speaker-elect of the House of Representatives, by the Hon. Henry C. Niles, Judge of the Court of Common Pleas of York County.

THE SPEAKER (WILSON G. SARIG) IN THE CHAIR.

ADDRESS OF THE SPEAKER

The SPEAKER. Ladies and gentlemen of the House, first of all a Happy New Year to you all. This greeting includes both the guests as well as the members of the House. There is an old saying that when the heart is gladdest the tongue is stiffest. That may be your good fortune today; otherwise I might be inclined to inflict upon you what might be called an inaugural address. As it is I want to say merely a few words.

In the first place I want to thank you for electing me to this high office. This is the highest gift within your power to confer or to bestow. I approach this situation with no feeling of personal vanity. On the other hand I feel most keenly the terrific responsibility that rests upon me and upon every member of this House during this coming session. I will try so to conduct this office that not one of you will have cause to regret your action in electing me today.

I shall try to give fair and impartial treatment to every member regardless of party or political affiliations. We meet here today not as Democrats, not as Republicans, not as Socialists, but all engaged in a great public duty.

The events of the past few years constitute a great human drama. No language can describe the waste, the heartaches, the misery which has befallen our people during this depression. The eyes of Pennsylvania are upon us this day, this hour, this minute. Millions of Pennsylvanians are looking to us for some measure of comfort and some measure of relief. What shall our answer be? Our actions during the coming session will answer that question. By our fruits we shall be judged by our constitutents. Let us hope that a Divine Providence will guide us and direct us in the great task that now lies immediately before us. Pennsylvania expects every member to do his or her full duty during this session. We must not fail Pennsylvania in this her hour of need and in this her hour of distress.

Again I thank you.

PRIVILEGE OF FLOOR GRANTED TO REVEREND HAROLD E. KELLER.

The SPEAKER. The Chair at this time asks that the privilege of the floor be granted to the Reverend Harold E. Keller of Harrisburg for a few remarks. The Chair hears no objection and that privilege is therefore granted. The Chair now recognizes Father Keller of Harrisburg.

Rev. HAROLD D. KELLER. Mr. Speaker, in behalf of the Niagara Association, whose delegate I am to-day. I present to you this gavel made from the wood of the Flag Ship of Commodore Perry's squadron on Lake Erie, the "Niagara." Originally a part of a giant oak tree, which grew on the shores of the lake, it was cut down at the command of Daniel Dobbins who was commissioned a sailing master in the Navy by the President of the United States and ordered to begin the construction of a fleet. After Perry's victory and the closing of the naval station the "Niagara" was sunk and rested, through the orders of the Navy Department, on the bottom of the Lake for almost one hundred years. During the Centennial Celebration this Legislature appropriated money to raise the vessel and at the last regular session again appropriated money to reconstruct the boat.

This wood has been taken from the keel of the vessel. The Niagara Association presents it to you with best wishes, in the hope and wish that your work as Speaker of the House may bring the same successful results as came to Perry on Lake Erie.

The SPEAKER. Father Keller I thank you sincerely for this historic gavel and the message which it conveys. I feel that I shall keep it and cherish it to the end of my days.

I feel that this gift is very appropriate at this time. When Commodore Perry reached the shores of Lake Erie he was confronted by what were then considered insurmountable difficulties, but imbued with high patriotism and with a strong faith in God above and in the work in which he was engaged he surmounted all those difficulties and at the end of the combat he could respond with that laconic and now historic dispatch "We have met the enemy and they are ours."

This Legislature at the present time is also faced by almost insurmountable difficulties. As we look at the grave financial and humanitarian problems that now beset us, we too, sometimes feel almost inclined to shrink from the task that is before us. I hope that this gavel, with the historic message which it conveys will give us added strength and the courage during this session so that when

the end of the session shall be reached we as members of the 1935 Session may say with Commodore Perry "We have met the enemy and they are ours". I thank you again for this historic present.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

NOTIFICATION FROM SENATE

The SERGEANT-AT-ARMS. Mr. Speaker, a committee on the part of the Senate.

Senator BATCHELOR. Mr. Speaker, I have the honor to inform you that the Senate of the State of Pennsylvania is duly organized and ready to proceed with business.

The SPEAKER. The Chair receives with thanks the message of the Committee of the Senate.

NOMINATIONS FOR CHIEF CLERK

Mr. YOURISHIN offered a resolution which was twice read, as follows:

In the House of Representatives, January 1, 1935.

Resolved, That William P. Gallagher, of Luzerne County, be elected Chief Clerk of this House of Representatives.

Mr. NOTHNAGLE. Mr. Speaker, for the office of Chief Clerk I place in nomination the name of Mr. William Martin, of Delaware County.

Mr. FLANAGAN. Mr. Speaker, I move that nominations for the office of Chief Clerk be now closed.

The motion was agreed to.

ROLL CALL

The SPEAKER. The Clerk will call the roll. Each member will name the candidate for whom he votes clearly and distinctly.

The roll was called and the vote was as follows:

FOR MR. GALLAGHER.

Achterman,	Eberharter,	Lovett,	Ruffennach,
Alexander,	Eroe,	Lynch,	Ruth,
Allen,	Falkenstein,	Male,	Sarig,
Andrews,	Finnerty,	Mason,	Sarraf,
Arnold,	Fitch,	McCreary,	Scanlon,
Aukerman,	Flanagan,	McDermott,	Schrope,
Baine,	Flinchbaugh,	McElroy,	Schwab,
Baker, J. J.,	Furman,	McHenry,	Shaw,
Barber,	Gerard,	Melchiorre,	Shepard,
Boyd, H. N.,	Haberlen,	Mentzer,	Shortz,
Bradley,	Hagerty,	Moomaw,	Shugarts,
Brancato,	Haluska	Mooney,	Siegel,
Brown, H. S.,	Hamilton, F. P.	Moore,	Simon,
Brown, J. E.,	Harkins,	Moran,	Sinwell,
Brownfield,	Harmuth,	Moul,	Smith, J. A.,
Brumbaugh,	Hartman,	Munley,	Smith, W. G.,
Burke,	Hefferon,	Murrin,	Stank,
Cannon,	Hermansen,	Nagel,	Stevens,
Caputo,	Hetrick,	O'Keefe,	Stone,
Carson,	Hindman,	Ominsky,	Sumney,
Chervenak,	Hirsch,	O'Neill,	Tronzo,
Coakley,	Hoffner,	Panton,	Tumelty,
Cochran,	Holland,	Patterson, C.,	Van Allsburg,
Cohen,	Holstrom,	Patterson, J. W.	Van Sickle,
Coleman,	Kelso,	Pearson,	Walker,
Decker,	Kilroy,	Pfaff,	Weiss,
Dent,	Kinney,	Powers,	Welsh,
Diehl,	Klingler,	Reising,	Westrick,
Dilley,	Kobelak,	Rhys,	Yourishin,
Downey, G. E.,	Larue,	Rinn,	Zappala,
Downey, J. J.,	Long,	Roan,	

FOR MR. MARTIN.

Atkins,	Dufort,	McKinney,	Stewart,
Baker, F. T.,	Ferko,	Merrell,	Stockham,
Baldi,	Forrest,	Muir,	Surface,
Barnhart,	Gillette,	Nothnagle,	Tahl,
Bernard,	Green,	Parks,	Trout,
Blumberg,	Greenstein,	Peters,	Turner,
Boose,	Habbyshaw,	Phillips,	Wall,
Boyd, R.,	Hamilton, R. S.	Schrock,	Wasserman,
Boyer,	Hart,	Schwartz,	Weidemann,
Brennan,	Horst,	Shreiner,	Wickersham,
Carr,	Jackson,	Simpson,	Witkin,
Castor,	Linderman,	Sloan,	Wood,
Condon,	Longaker,	Snyder, F. E.,	Woodside,
Conner,	Mallen,	Sowers,	Yeakel,
Cordier,	McDevitt,	Sproul,	Zimmerman,
Davies,			

PRESENT

Hoopes,	Wilson.

The SPEAKER. Mr. William P. Gallagher having received the majority of all the votes cast is declared elected Chief Clerk of the House of Representatives for the Session 1935.

OATH OF OFFICE ADMINISTERED TO CHIEF CLERK.

The oath of office was then administered to William P. Gallagher, Chief Clerk-elect of the House of Representatives, by the Honorable Henry C. Niles, Judge of the Court of Common Pleas of York County.

CHIEF CLERK WHITE. It is a pleasure to present the new Chief Clerk, Mr. Gallagher.

OFFICE OF RESIDENT CLERK DECLARED VACANT.

Mr. COHEN offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That the office of Resident Clerk of the House of Representatives be declared vacant and that during any vacancy in said office, the powers and duties of the Resident Clerk shall be exercised and performed by the Chief Clerk of the House of Representatives as ex-officio Resident Clerk, but without additional compensation.

THANKING JUDGE HENRY C. NILES FOR ADMINISTERING OATH.

Mr. SHUGARTS offered the following resolution, which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That the Members of the House of Representatives hereby extend their thanks to the Honorable Henry C. Niles, of York County, for his services in administering the oath of office to its Members and Officers.

RULES OF THE HOUSE

Mr. COHEN offered a resolution which was twice read as follows:

In the House of Representatives, January 1st, 1935.

Resolved, That the Rules of the last House of Representatives of Pennsylvania be the Rules of this House with the following amendments

AMENDMENTS TO RULES 5 AND 27

That Rule 5 of the House of Representatives which reads as follows:

"He (the Speaker) shall appoint the members of standing, select and conference committees, unless otherwise ordered by the House," is hereby amended to read as follows:

"He (the Speaker) shall appoint the members of select and conference committees unless otherwise ordered by the House."

and that Rule 27, which reads as follows:

"The following standing committees shall be appointed at the beginning of each session until otherwise ordered:

"A committee on Aeronautics, Agriculture, Appropriations, Banking, Boroughs and Townships, Building and Loan Associations, Cities, Congressional Apportionment, Constitutional Amendments, Corporations, Counties, Education, Election, Federal Relations, Fisheries, Forestry, Game, Geological Survey, Highways, Insurance, Judicial Apportionment, Judiciary General, Judiciary Local, Judiciary Special, Labor, Law and Order, Legislative Apportionment, Manufactures, Military Affairs, Mines and Mining, Municipal Corporations, Pensions and Gratuities, Printing, Public Health and Sanitation, Public Utilities, Railroads, Repeal Bills, Rules, State Government, Ways and Means.

"The Committee on Apportionment shall be appointed only at such times when apportionments are required to be made," is hereby amended to read as follows:

"A committee composed of the Speaker, four Members of the House selected by the Democratic House Steering Committee, and two Members of the House selected by the Republican House Steering Committee, shall constitute a committee to be styled 'The Committee on Committees' whose duty it shall be to recommend to the House the names of the members of the following standing committees together with the chairmen thereof:

"A Committee on Aeronautics, Agriculture, Appropriations, Banking, Boroughs and Townships,, Building and Loan Associations, Cities, Congressional Apportionment, Constitutional Amendments, Corporations, Counties, Education, Elections, Federal Relations, Fisheries, Forestry, Game, Geological Survey, Highways, Insurance, Judicial Apportionment, Judiciary General, Judiciary Local, Judiciary Special, Labor, Law and Order, Legislative Apportionment, Manufactures, Military Affairs, Mines and Mining, Municipal Corporations, Pensions and Gratuities, Printing, Public Health and Sanitation, Public Utilities, Railroads and Railways, Repeal Bills, State Government, Ways and Means.

"The Committee on Apportionment shall be appointed only at such times when apportionments are required to be made."

AMENDMENT TO RULE 40

That Rule 40 of the House of Representatives, which reads as follows:

"That when a bill or resolution has been ten days in the hands of a committee after having been referred to it, any committee may be discharged from the further consideration of the bill or resolution by a majority vote of all the members elect," is hereby amended to read as follows:

"That when a bill or resolution has been ten calendar days in the hands of a committee after having been referred to it, any committee may be discharged from further consideration of the bill or resolution by a vote of eighty-five members."

On the question,

Will the House adopt the resolution?

Mr. HOOPES. Mr. Speaker, I move to amend proposed Rule No. 40 by substituting the word "sixty" for the words "eighty-five."

The SPEAKER. Will the gentleman please present his amendment in writing to the desk.

Mr. HOOPES. I will do so, Mr. Speaker.

The amendment was read by the Clerk as follows:

Amend proposed rule 40 by substituting the word "sixty" for the word "eighty-five."

On the question,

Will the House agree to the amendment?

Mr. HOOPES. Mr. Speaker and members of the House, the amendment which I propose to Rule 40 puts it into the form which the minority of this House——

POINT OF ORDER

Mr. ANDREWS. Mr. Speaker, I arise to a point of order.

The SPEAKER. The gentleman from Cambria will state his point of order.

Mr. ANDREWS. The point of order is, the gentleman from Berks must amend the amendment.

The SPEAKER. The gentleman from Berks has done that.

Mr. ANDREWS. Mr. Speaker he is talking about amending an original rule instead of amending the amendment.

The SPEAKER. The Chair will admit that the gentleman is technically correct but the purpose of the resolution is to amend the amendment.

Mr. ANDREWS. Mr. Speaker, the gentleman from Berks does not so state and the document he has sent to the desk does not so state.

Mr. HOOPES. Mr. Speaker, I submit that the amendment which I sent to the desk proposes an amendment to the proposed rule which is the same thing as an amendment to the proposed amendment to the rule.

Mr. Speaker, I arise at this time to support this amendment and call your attention to the fact that it is the identical amendment which the then minority of this House proposed two years ago, to a day. I am willing to agree that reducing the number of members necessary to vote for the discharge of a committee from one hundred and five, a majority of the House, to eighty-five is an improvement, but I feel that it is desirable to reduce it even further than that. I understand that the argument for fixing the figure at eighty-five is that it is approximately five less than the minority membership of this House, and it is suggested that the amendment proposed by the then minority two years ago was five less than the then minority of this House. I wish to call your attention further to the fact that the number was fixed at sixty for a period of many, many years prior to 1927 and worked very satisfactorily.

There will be a number of matters before this House during the session upon which the members will divide on other than strictly political lines. I refer particularly to labor and social legislation, in which I am particularly interested. I feel that if sixty members of this House think that a particular measure is of sufficient importance to vote to discharge a committee from further consideration thereof, then the entire membership of this House should be given the opportunity to vote upon that particular measure.

I have heard the argument advanced many times in the past by members when reproached for not voting on a motion to discharge that they were opposed to discharging committees but they were in favor of the particular measure, whether it referred to old age pensions or unemployment, relief or whatever it might be; that they would never vote to discharge a committee but they would vote if it came out of committee. I want to make it easier to get the bills before the House so that the members will not be able to dodge a record vote on the measure itself so that we can go home to our constituents and say they voted yes or no on a particular bill, and there won't be any quibbling about it. I think sixty is

an ample number to bring a bill before this House. It was the number that the Democratic minority suggested two years ago and I appeal to you to vote for it at this time.

Mr. COHEN. Mr. Speaker, as the gentleman from Berks has intimated, two years ago the Democratic minority of this House sponsored an amendment to the rules which would have reduced the number required to discharge a committee from one hundred and five, the constitutional majority, to sixty. To-day we, the Democratic majority, are extending to the Republican minority an opportunity to have bills which are in the hands of committees placed upon the floor of the House.

As the gentleman from Berks has intimated the reason that we set the number at sixty-five two years ago was because, as you can see from the Legislative Directory of 1933, the Democratic representation in the House at that time was listed at sixty-five. We presented an amendment to the Rules Committee to make that number five less than the Democratic minority. To-day we are extending to the Republican minority a like opportunity as indicated by the Legislative Directory of 1935, in which the membership is set forth, showing a Republican membership of ninety-one. We are giving the Republican membership an opportunity, if they can hold within five of their membership, or six of their membership, eighty-five, to have a bill discharged from a committee.

I realize that the gentleman from Berks is in a very, very small minority and that it would be legislatively impossible to fix the rules of the House so that they would take in his minority, but nevertheless we feel that the liberalization of the laws and the rules of this House can be accomplished by the reduction of the number from one hundred and five to eighty-five, and I say to the gentleman from Berks, and to the membership of this House that if there is any concern whatsoever that any labor, social, humanitarian or welfare measure will be pickled in any committee, I assure you that there will be enough votes in the Democratic majority to vote the bill out of committee.

I urge the membership of the House to vote down the amendment of the gentleman from Berks and I urge upon them again to pass the amendment to the rules of the House as embodied in this resolution.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. Hoopes and Mrs. Wilson and were as follows:

YEAS—11.

Barnhart,	Hermansen,	McCreary,	Surface,
Bernard,	Hoopes,	Root,	Wilson,
Brown, J. E.,	Linderman,	Sowers,	

NAYS—165.

Achterman,	Ederer,	McKinney,	Shaw,
Alexander,	Eroe,	Melchiorre,	Shepard,
Allen,	Falkenstein,	Mentzer,	Shortz,
Andrews,	Ferko,	Moomaw,	Shreiner,
Arnold,	Finnerty,	Mooney,	Shugarts,
Atkins,	Fitch,	Moore,	Siegel,
Aukerman,	Flanagan,	Moran,	Simon,
Baine,	Flinchbaugh,	Moul,	Simpson,
Baker, F. T.,	Forrest,	Muir,	Sinwell,
Baker, J J.,	Furman,	Munley,	Sloan,
Barber,	Gerard,	Murrin,	Smith, J. A.,
Blumberg,	Green,	Nagel,	Snyder, F. E.,
Boose,	Habbyshaw,	Nothnagle,	Snyder, J. L.,
Boyd, H. N.,	Haberlen,	O'Keefe,	Spangler,
Boyd, R.,	Hagerty,	Ominsky,	Sproul,
Boyer,	Haluska	O'Neill,	Stank,
Brancato,	Hamilton, F. P.	Panton,	Stevens,
Brown, H. S.,	Hamilton, R. S.	Parks,	Stewart,
Brownfield,	Harkins,	Patterson, C.,	Stockham
Brumbaugh,	Harmuth,	Patterson, J. W.	Stone,
Burke,	Hartman,	Pearson,	Sumney,
Cannon,	Hetrick,	Perry,	Terry,
Caputo,	Hindman,	Peters,	Tronzo,
Carr,	Hirsch,	Pfaff,	Trout,
Carson,	Hoffner,	Phillips,	Tumelty,
Castor,	Holland,	Powers,	Turner,
Chervenak,	Holstrom,	Reising,	Van Sickle,
Coakley,	Horst,	Reynolds,	Walker,
Cohen,	Kane,	Rhys,	Wall,
Coleman,	Kilroy,	Rinn,	Weidemann,
Condon,	Klingler,	Roan,	Weiss,
Conner,	Kobelak,	Robinson,	Welliver,
Coolahan,	Larue,	Rooney,	Westrick,
Cordier,	Long,	Ruffennach,	Wickersham,
Davies,	Longaker,	Ruth,	Witkin,
Decker,	Lovett,	Sarig,	Wood,
Dent,	Lynch,	Sarraf,	Woodside,
Diehl,	Male,	Scanlon,	Yeakel,
Dilley,	Mallen,	Schrock,	Yourishin,
Downer, G. E.,	McDevitt,	Schrope,	Zappala,
Duffort,	McElroy,	Schwab,	Zimmerman,
Eberharter,	McHenry,	Schwartz,	

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

RESOLUTION

NOTIFICATION TO THE SENATE.

Mr. EROE asked an obtained unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That a committee of three be appointed to wait upon the Senate and inform that body that the House of Representatives is now organized and ready to proceed with the business of the Session.

APPOINTMENT OF COMMITTEE.

The SPEAKER. The Chair appoints as a Committee to wait upon the Senate to inform that body that the House is organized and ready to proceed with business, Messrs. Eroe, Sinwell and Stone.

The Committee will proceed in the performance of its duty.

SENATE MESSAGE

SENATE COMMITTEE APPOINTED TO WAIT UPON THE GOVERNOR.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 1, 1935.

Resolved, That a committee of three, be appointed to act in conjunction with a similar committee on the part of the House of Representatives (if the House of Representatives shall appoint such committee) to wait on His Excellency, the Governor, and inform him that the General Assembly is organized and ready to receive any communications he may be pleased to make, and has appointed Messrs. Salus, Bennett and Miller.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO WAIT UPON GOVERNOR

The SPEAKER. The Chair appoints as a committee on the part of the House to act in conjunction with a similar committee on the part of the Senate to wait upon His Excellency the Governor, Messrs. Westrick, Stank and Burke.

Ordered, That the Clerk inform the Senate accordingly.

PARLIAMENTARIAN APPOINTED.

The SPEAKER. The Chair wishes to announce the appointment of a Parliamentarian. In compliance with the Act of Assembly approved the twenty-eighth day of May, A. D. 1931, the Chair appoints S. Edward Moore of Cumberland County, as Parliamentarian.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS GENERAL ASSEMBLY.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session today at your convenience.

GIFFORD PINCHOT.

Mr. RUTH. Mr. Speaker, I move that the Governor be invited to address the Joint Session.

The motion was agreed to.

SENATE MESSAGE

JOINT SESSION TO COUNT VOTE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur) that the Senate and House of Representatives meet in joint convention Tuesday, January 1, 1935, at three o'clock P. M. in the Hall of the House of Representatives for the purpose of witnessing the opening, computing and counting the vote for Governor, Lieutenant-Governor and Secretary of Internal Affairs; to elect the Director of the Legislative Reference Bureau and to hear an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House, (if the House shall appoint such Committee), to escort the Governor to the Hall of the House to address the members of the General Assembly in Joint Session, at 3:00 o'clock P. M., January 1, 1935, pursuant to a concurrent resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO ESCORT GOVERNOR.

The SPEAKER. The Chair appoints as a Committee to act in conjunction with a similar committee on the part of the Senate to escort the Governor to the Hall of the House, Messrs. Caputo, John A. Smith and Simon.

RESOLUTION

COMMITTEE TO ESCORT SENATE TO THE HALL OF HOUSE.

Mr. HARRY N. BOYD asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That the Chair appoint a committee of two to escort the Members of the Senate to the Hall of the House this day at 3:00 o'clock for the purpose of attending the Joint Session of the General Assembly.

COMMITTEE APPOINTED TO ESCORT SENATE.

The SPEAKER. The Chair appoints as a Committee to escort the Senate to the Hall of the House, Messrs. Harry N. Boyd and Male.

REPORT AND DISCHARGE OF COMMITTEE.

Mr. EROE. Mr. Speaker, your Committee appointed to wait upon the Senate and inform that body that the House is organized and ready to proceed with the business of the session has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

RESOLUTION

APPOINTMENT OF TELLER.

Mr. GEORGE E. DOWNEY asked and obtain unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 1, 1935.

Resolved, That the gentleman from York, Mr. Flinchbaugh, be appointed teller on the part of the House of Representatives, to open, compute and count the vote for Governor and Lieutenant-Governor and Secretary of Internal Affairs.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

POSTAGE ON LEGISLATIVE JOURNAL.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 1, 1935.

Whereas, The Post Office Department has decided that the Legislative Journal must be third class matter and h

so instructed the Postmaster at Harrisburg, therefore be it

Resolved, (if the House of Representatives concur), That the Chief Clerks of the Senate and House of Representatives be directed to make arrangements for the necessary postage so that the Legislative Journal may be mailed according to the requirements of the Post Office Department, and that the payment of the postage for the Legislative Journal, also for the Bills, Calendars and Histories be provided for in the Appropriation Bill.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

APPOINTMENT OF INAUGURAL COMMITTEE.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which read as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur), That the President of the Senate be and is hereby authoriedz to appoint a committee of twelve Senators to act in conjunction with a committee of fifteen Members of the House of Representatives to be appointed by the Speaker of the House, to make necessary arrangements for the inauguration of the Governor-elect, to await upon His Excellency, and to conduct him in a suitable manner to the Capitol for the purpose of having the oath of office administered to him; and

Resolved, That the inaugural ceremonies take place at 12 o'clock on the third Tuesday of January, the 15th instant on the West side of the Capitol, should the weather prove favorable, otherwise, in the Hall of the House of Representatives; and be it further

Resolved, That said committee be and is hereby authorized to make and carry out said arrangements.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING.

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 1, 1935.

Resolved (if the House of Representatives concur), That when the General Assembly adjourns today it reconvene on Monday evening, January 14th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

REPORT AND DISCHARGE OF COMMITTEE

Mr. WESTRICK. Mr. Speaker, I wish to inform you that the Committee appointed to wait upon the Governor and inform him that this House is organized and ready to proceed with its work has performed that duty.

The SPEAKER. The Chair receives the report and the Committee is discharged with the thanks of the House.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

PRELIMINARY REPORT OF STATE PLANNING BOARD.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a copy of the Preliminary Report of the Pennsylvania State Planning Board, dated December 31, 1934, submitted to me as Governor of the Commonwealth and to the National Resources Board.

The members of the Pennsylvania State Planning Board were appointed by me on July 23, 1934, in accordance with Circular Letter Number 5, of the National Planning Board.

GIFFORD PINCHOT.

The SPEAKER. The report will be noted in the Journal and also noted in the Legislative Journal.

INAUGURAL COMMITTEE APPOINTED

The SPEAKER. The Chair at this time wishes to announce the House membership on the Inaugural Committee:

Messrs. Andrews, John E. Brown, Cannon, Cochran, Cohen, Harmuth, Hetrick, Kinney, Lovett, Lynch, Reising, Siegel, Stark, Conner, Witkin.

SENATE MESSAGE

APPOINTMENT OF TELLER

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate which was read as follows:

In the Senate, January 1, 1935.

Resolved, That the Senator from Schuylkill County, Mr. Staudenmeier be appointed Teller on the part of the Senate for the purpose of witnessing the opening, computing and counting the vote for Governor, Lieutenant-Governor and Secretary of Internal Affairs.

Ordered, That the Clerk inform the House of Representatives accordingly.

REPORT AND DISCHARGE OF COMMITTEE

Mr. HARRY N. BOYD. Mr. Speaker, your committee appointed to wait upon the Senate and escort them to the Hall of the House has performed that duty and reports that the Senate is now in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly and the President Pro Tempore is invited to a seat on the rostrum. The Members of the Senate will be seated in the chairs provided for them in the front of the House.

JOINT SESSION

LIEUTENANT-GOVERNOR E. C. SHANNON PRESIDING.

LIEUTENANT-GOVERNOR SHANNON. This being the day and time agreed upon by concurrent resolution of the Senate and House of Representatives in accordance with the laws of this Commonwealth for the opening,

counting and computing of the officials returns for the election of Governor, Lieutenant-Governor and Secretary of Internal Affairs held on Tuesday, November 6, 1934, in the several counties of this Commonwealth, the returns will now be opened and read. The Teller on the part of the Senate is the gentleman from Schuylkill, Mr. Staudenmeier; the Teller on the part of the House is the gentleman from York, Mr. Flinchbaugh. The Tellers will please come to the desk and proceed in the performance of their duty.

The said returns were accordingly opened and read by the clerks.

GOVERNOR.

William A. Schnader, Republican,		1,410,138
George H. Earle, Democratic,		1,476,467
Jesse H. Holmes, Socialist,		42,417
Herbert T. Ames, Prohibition,		13,521
Emmett Patrick Cush, Communist,		5,584
Bess Gyekis, Industrial Labor,		2,272
Scattering,		47
Total,		2,950,446
Earle's Plurality over Schnader,	66,329	
Earle's Majority over all,	2,488	

LIEUTENANT-GOVERNOR.

Harry B. Scott, Republican,		1,365,863
Thomas Kennedy, Democratic,		1,478,000
Birch Wilson, Socialist,		45,326
William B. Alter, Prohibition,		18,482
William R. Powell, Communist,		6,152
William H. Thomas, Industrial Labor,		4,326
Scattering,		45
Total,		2,918,194
Kennedy's Plurality over Scott,	112,137	
Kennedy's Majority over all,	37,806	

SECRETARY OF INTERNAL AFFAIRS.

M. Harvey Taylor, Republican,		1,375,053
Thomas A. Logue, Democratic,		1,461,691
Franz E. Daniel, Socialist,		45,657
Mabel D. Pennock, Prohibition,		19,774
Dan H. Slinger, Communist,		5,944
Charles W. Kane, Industrial Labor,		5,319
Scattering,		38
Total,		2,913,476
Logue's Plurality over Taylor,	86,638	
Logue's Majority over all,	9,906	

Whereupon, the President of the Senate announced that George H. Earle having received the highest number of votes was duly elected Governor for the term of four years from the third Tuesday in January 1935; that Thomas Kennedy having received the highest number of votes was duly elected Lieutenant-Governor for the term of four years from the third Tuesday in January 1935, and that Thomas A. Logue having received the highest number of votes was duly elected Secretary of Internal Affairs for the term of four years from the first Tuesday of May 1935.

Four certificates were signed in each case as follows:

CERTIFICATE OF ELECTION OF GOVERNOR.

Harrisburg, January 1, 1935.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A.D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that George H. Earle had the highest number of votes; whereupon the said George H. Earle was declared to have been duly elected Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON
President of the Senate
WILSON G. SARIG
Speaker of the House of Representatives
CHARLES W. STAUDENMEIER
Teller on the part of the Senate
J. M. FLINCHBAUGH
Teller on the part of the House of Representatives

CERTIFICATE OF ELECTION OF LIEUTENANT GOVERNOR

Commonwealth of Pennsylvania,
Harrisburg, January 1, 1935.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A.D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Lieutenant Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that Thomas Kennedy had the highest number of votes; whereupon the said Thomas Kennedy was declared to have been duly elected Lieutenant Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON
President of the Senate
WILSON G. SARIG
Speaker of the House of Representatives
CHARLES W. STAUDENMEIER
Teller on the part of the Senate
J. M. FLINCHBAUGH
Teller on the part of the House of Representatives

CERTIFICATE OF ELECTION OF SECRETARY OF INTERNAL AFFAIRS

Commonwealth of Pennsylvania,
Harrisburg, January 1, 1935.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A.D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Secretary of Internal Affairs of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that Thomas A. Logue had the highest number of votes; whereupon the said Thomas A. Logue was declared to have been duly elected Secretary of Internal Affairs of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON
President of the Senate
WILSON G. SARIG
Speaker of the House of Representatives
CHARLES W. STAUDENMEIER
Teller on the part of the Senate
J. M. FLINCHBAUGH
Teller on the part of the House of Representatives

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, I present to you the Committee appointed to escort the Governor to the Hall of the House.

Mr. BUCKMAN. Mr. President, I have the honor to present to you His Excellency the Governor of the Commonwealth, the Honorable Gifford Pinchot.

LIEUTENANT-GOVERNOR SHANNON. Ladies and gentlemen, it is a great honor this afternoon to present to you His Excellency the Governor of the Commonwealth, the Honorable Gifford Pinchot, who will now address the Joint Assembly.

FINAL MESSAGE TO THE GENERAL ASSEMBLY

Ladies and Gentlemen of the General Assembly:

I greet you, and I congratulate you on the opportunity which lies before you to serve the people of Pennsylvania. The times are calling you, and the way has been made plain.

The steady and unbroken purpose of this Administration has been to get for the people of Pennsylvania what they ought to have but never had received—simple justice in the things that are nearest to them. I mean relief for the taxpayer, roads for the farmer, a square deal for the consumer, the bank depositor, the worker, and the people generally.

In a word, I have tried to bring security to those whose lives were a constant battle against adversity.

Four Principal Objectives

To carry out this central purpose this Administration has had four principal objectives—to reduce the burden upon the taxpayer, to secure the laws the people need, to insure and administer relief for the unemployed, and to supply the immensely increased service required to meet the new needs and the increased needs of our people caused by the depression—and do it with fewer employes and for less money.

Servants of the State.

The members of the State Government have met the unprecedented strain in a manner beyond praise.

I desire to pay my tribute of gratitude, admiration, and respect to the men and women in the State service, who, during these strenuous four years, have produced greater results for less money than were ever before attained by State employes in the history of the Commonwealth.

And I desire especially to include the members of the Cabinet, upon whom the trials and the test of leadership have fallen.

The depression has more than doubled the work of some of the Departments, and of some Bureaus in every Department. Yet the increased load has been carried not only with cheerfulness and efficiency, but in nearly every case by a lesser number of employes than under the previous Administration.

That is one reason why I have steadily resisted every attempt to cut the salaries of State employes. They have been earning every cent they got.

Governor's Office.

My thanks are due in particular to the personnel of the Governor's Office, whose willing cooperation under circumstances of peculiar difficulty and unexampled pressure I shall never cease to remember with thankfulness and the highest esteem. I am especially grateful to Duncan C. McCallum, whose wisdom, patience, knowledge, and undeviating support have left me forever in his debt. No Governor ever had a better Secretary.

The Governor's Office, in particular through the Governor's Secretary and the Budget Secretary, has continuously worked with the Departments, helping them to solve their problems, promoting economies, devising more efficient methods of doing the State's business, helping to plan work, and in numerous other ways giving assistance.

A new personnel classification was established, business methods in all of the Departments were revised and improved, purchasing methods were brought up to date, standards of performance in the Departments and institutions were raised, and better investments were secured for the custodial funds.

In addition, the Budget Secretary has had the great task of managing the State's finances during the difficult years. The financial problems have required the most constant vigilance, budgets have been studied and restudied, estimates of probable expenditure have been adjusted to rapidly changing conditions—all of which demanded of the Budget Secretary painstaking labor day by day.

I desire to express to Doctor Logan my deep sense of gratitude for the intelligence and devotion with which he had discharged his most difficult and most vital task.

When I was sick a year ago Mr. McCallum, Mr. John R. Hood, to whose wise guidance I owe a special debt, and others took up the burden during the last critical days of a special session and carried on the work of the State Government as well as if I had been in my office every day.

My special thanks are due to Mrs. Cornelia Bryce Pinchot, whose advice in this emergency was indispensable. Indeed throughout both my terms Mrs. Pinchot's assistance in dealing with the human side of government has been invaluable. In her the people of the Commonwealth have had an ally impossible to duplicate or replace.

Four Years of Depression.

The people of Pennsylvania have come through four hard years. The problems which the State Government has had to face have been vital, complicated, and hard to solve. No other Administration, unless perhaps during the Civil War, has had so hard a row to hoe. Nevertheless, the past four years have been the best, and the best worth while, of all my life.

I most earnestly hope, and fervently pray, that no other four years as difficult will ever again face the people and the State Government of Pennsylvania.

But to be Governor during these difficult years was a man's job, and the chance to be of use to the people of this Commonwealth was worth everything it cost, and more. Whatever my shortcomings, I am thankful that the task fell to me.

Mistakes I have made in plenty, as any man must, but I have honestly done my best. And whatever may be said of me, whatever you may think of me, this much you will admit: I have had not master by the people of Pennsylvania and my own conscience. I have been Governor or Pennsylvania myself, and nobody else.

For what mistakes I have made, I alone am responsible. But for the work which has been done for the people of Pennsylvania, the chief credit belongs to the thousands of men and women who have worked during these four years as servants of the State have never worked before in the whole history of the Commonwealth.

The Public Service.

Doubtless there have been times when the common impression that a public office is a private snap was true in Pennsylvania. But my first four years as Governor showed that an Administration can be loyal to high standards of public service and public duty and still succeed. My second Administration has tried to follow the same line.

During my first term I succeeded, without a civil service law, in classifying the public service, setting up standards of employment, and immensely increasing output and reducing waste.

Until the very end of the present Administration no civil service law could have passed the General Assembly. Much was accomplished, nevertheless, in stabilizing the public service.

At the beginning of this Administration there were in the public service of the State, excluding institutions and Departments not under the Governor's control, 8801 people, with a payroll of $15,234,713.

At the end of this Administration there were 8576 people, or 225 fewer, with a payroll of $14,548,831. The reduction in payroll is $685,882.

Of the 8576 employes, 992 are doing new work which did not exist at the beginning of this Administration. There is actually, therefore, a decrease of 1217 employes doing comparable work, with a payroll decrease of $2,-242,362.

These servants of the State have set a mark for any future Administration to shoot at. Efficient and loyal employes have been protected in their positions by the present Administration. They are entitled to the same protection from the Administration which is about to take office.

The New Politics.

A great change has overtaken the American people during the last four years, in which the outgoing administration has played its part.

The people of the United States, and of Pennsylvania in particular, have achieved a greater sense of their own rights, a clearer understanding of the duty of the Government—State and National—to safeguard their interests and promote their welfare than they ever had before.

This is great gain. It is also a lesson and a warning. The people no longer admit any right in concentrated wealth to control them and their government. The millions are tired of being at the mercy of a handful of the over-rich. Of this essential fact every political leader should take careful note.

Whatever the depression may have cost us, it has at least taught us the responsibility of all of us toward everyone of us. It has broken down the cruel, selfish, and hateful doctrine of each man for himself and the devil take the hindmost.

An effort is already under way to bring back the old days with their ancient evils, to deliver the government back into the hands of concentrated wealth—to return to the outworn and discredited slogan that the way to help the poor man is to make the rich man richer still.

The men who are working for such a return are known to us all. I warn them that these of us who believe in the man, the woman, and the child ahead of the dollar are prepared to resist them to the bitter end.

The question no longer is what party leaders can get out of the people, but what political parties can give to the people. Humanity is coming into its rights.

Measures Passed and Defeated.

Of the more important measures I recommended to the General Assembly it approved:

The Federal Child Labor Amendment; old age assistance; certain improvements to the Workmen's Compensation Law; pensions for the blind; stopping the unfair use of labor injunctions; outlawing the Yellow Dog Contract; new Banking and Building and Loan Codes; a new Corporation Code; permanent registration in Pittsburgh and Scranton; assistance to disabled and neglected ex-service men; bonus to war veterans; set-up of a State Liquor Control system; creation of a Milk Control Board; stay of execution and tax sales; restoration of full appropriations to institutions and Departments by a $25,000,000 bond issue, largely to replace funds taken for unemployment relief.

Among the more important measures which I recommended and which were not passed were:

Unemployment insurance; better State child labor laws; minimum wage law for men, women, and children, maximum hour law for women and children; abolition of company-paid deputy Sheriffs; repeal of the Industrial Police Act; better workmen's compensation laws; compensation for occupational diseases; authority for the State to collect unpaid wage claims of workers; limited dividend corporations for workers' low cost housing; long range provision for public works; cooperation in enforcing NRA code provisions on hours, wages, and conditions of labor; authority for local governments to set salaries of their appointed officials; limitation of the size of trucks and busses; putting private banks under the direction of the State Bank Department; a new school code; a new insurance code; and laws to give the Public Service Commission greater control over public utilities and prevent rate increases without previous approval.

These are progressive measures in line with modern thought. They march with the will of the people, and of that we have complete proof in the last election. It is well within the truth to say that if the General Assembly had enacted these measures as they were laid before it, or a majority of them, the next Governor of Pennsylvania would have been a Republican and not a Democrat.

To relieve the taxpayers, and especially the real estate taxpayers from the needless and unjustified burden they are carrying now, this Administration recommended many measures.

The following were passed:

Adoption of a 20,000 mile road program; emergency appropriations of $6,250,000 to needy school districts; provision for uniform temporary cut in teachers' salaries; maintenance of township roads temporarily, not permanently as I recommended.

Those which were not passed include:

Abolition of the unfair fee system of paying public officials; permanent taking over by the State of the 53,000 miles of the second-class roads; consolidation of third and fourth class school districts; the County Unit Plan of poor relief; State collection of personal property tax; and an income tax for school purposes.

The saving to taxpayers which would have been made by these six measures and by the uniform cut in teachers' salaries is more than $44,000,000 a year. That means a

saving of nearly 12 per cent of the total local or real property taxes levied annually, or, excluding Allegheny and Philadelphia Counties, more than 17 per cent.

Other measures recommended to the General Assembly but not passed include:

Relief for financially distressed mortgagors, taxpayers, and other debtors; expansion of the borrowing powers of State and local governments in time of depression; relief of small inheritances from inheritance tax; cigarette and billboard taxes for relief; provisions allowing local governments to borrow on delinquent taxes; provision for building and loan associations and closed banks to borrow from the Reconstruction Finance Corporation; monthly payments of taxes and water rents; constitutional amendment to allow Pennsylvania to take advantage of Federal loans; collection by the Department of Revenue of mercantile and inheritance taxes; and creation of a Tax Equilization Board to distribute the tax burden justly.

What these measures would have saved to the people of Pennsylvania cannot be determined in dollars and cents, but no one can doubt they would have helped to make the lot of the average citizen far easier than it has been in these trying times.

The Duty of Republicans.

I wish to say a word about politics. The Republican Party is for the time being the minority party, but that does not relieve any Republican lawmaker from his obligation to support the Republican platform, and do his best to enact it into law.

Speaking for the people of Pennsylvania, and as a man whom they have twice honored with the highest office in the Commonwealth, I call most solemnly upon the legislators of both parties to join in enacting the measures promised the people in both platforms. For the two platforms, so far as State affairs are concerned, are almost the same.

And I urge upon Republican and Democratic legislators alike not to oppose sound legislation needed by the people merely because it has been introduced by a member of the other party. The essential thing is not the political label, but the welfare of the people. That should control.

Things Done for the People.

What has been done for the people by this Administration can best be set forth under the various Departments of the State Government. There is time for only the briefest mention, but more detailed information will be found in the report of each Department and Commission printed in the appendix to this message.

Unemployment Relief.

In view of its overwhelming importance to the people of Pennsylvania, both those who were on relief and those who were not, I shall take up relief and its resulting financial problem first.

The only solution for unemployment is work, but it has taken us a long time and much hard thinking to learn it.

The connection of this Administration with unemployment relief began, so to speak, before the Administration itself. On October 10, 1930, while still a candidate, I appointed a Pennsylvania Committee on Unemployment. After it reported, as Governor I appointed another.

In August of 1931, first of all the States, Pennsylvania, through its Governor, demanded Federal relief. I spare you a description of the long fight to secure Federal relief against the opposition of many influential Pennsylvanians. Most fortunately it was successful.

On November 9, 1931, the first of four special sessions called to provide State relief convened in Harrisburg.

The State Emergency Relief Board, to which the General Assembly delegated the difficult task of unemployment relief, was created by the Act of August 19, 1932. In twelve days it organized County Relief Boards throughout the State and began the distribution of relief on September 1st.

The amount of relief granted was from the start necessarily inadequate. From less than $3.00 per family per week in October, 1932, it has risen to approximately $35.00 per month per family in December, 1934, but it is still below a proper standard of living.

Only about half of the unemployed are on the relief rolls at any one time. The peak load came in May of 1933 when 450,000 families, or 2,000,000 persons were dependent on State and Federal aid for their living. In January of 1934 the number of families had sunk below 290,000, largely because many were supported by funds of the C. W. A., which at its height gave work relief to more than 300,000 persons.

Relief at first was distributed in food orders and through commissaries. It was supplemented by food gardens, of which nearly 300,000 were in operation at one time, and by distribution of fuel, clothing (676,000 dozen garments), shoes (2,300,000 pairs), by medical care and by some contribution to rent.

At first there was strong opposition to cash relief. Today the overwhelming weight of experienced sentiment is for it. It is now in effect in Philadelphia and Pittsburgh.

Cash relief will cost a little more, but the increase in cost is little to pay for avoiding the demoralization which inevitably follows direct relief. Less than three per cent of the total income of the United States is spent for the relief of the fifteen per cent of our people who require it.

The State Emergency Relief Board is, I believe, unanimous in its preference for work relief over direct relief. It recognizes the right to work as amng the fundamental rights of human beings.

The Board has been most fortunate in its Executive Director in Eric H. Biddle, to whose ability, energy, and common sense the Governor, the Board, and the unemployed of Pennsylvania owe a debt that can never be paid.

State Finances.

In my first term the chief financial difficulty was to pay off the $32,000,000 of unpaid bills left by the previous Administration. That was done.

The financial problem of my second term was far different and much harder. The fiscal history of this Administration is in two parts. The first part covers running the State Government in all its regular departments under the tremendous strain of the worst depression this country has known.

The second part consists of an entirely new and separate function of the State Government and must be considered by itself. Unemployment relief, the bare necessities of life, had to be furnished to two million Pennsylvania men, women and children. This meant that $87.000,000 had to be provided by the State for a need that no other Administration had ever faced.

Up to the beginning of this Administration what relief needs existed were handled by local agencies. In my last three years the State had to furnish, in times when rev-

enues had fallen off seriously, entirely new appropriations amounting to nearly 40 per cent of the usual State budget. Without the unprecedented demand for State relief, which reached the huge sum of $87,000,000, this Administration would have had available for other purposes, or to leave as a surplus to its successor, $41,000,000 beyond the surplus now estimated.

Present Financial Condition.

The present financial condition of the State Government on the basis of receipts to November 1, estimated revenue, expenditures to November 1, and legislative appropriations, is that the budget is balanced as of May 31, 1935 and carries a surplus of $5,500,851.

The first fiscal year of the Administration began June 1, 1931, with cash balances of $65,529,364.89 on hand in the operating funds, of which approximately $39,000,000 was unencumbered and available for appropriation in all funds.

For the three fiscal years already completed, and the fourth now current, the actual and estimated receipts total $657,227,848.97. Cash balances on hand and receipts total $722,757,213.86.

Appropriation for all functions of Government including obligations incurred before June 1, 1931, are $717,256,362.00. If the income and outgo for the current year approximate the estimates, the total unappropriated cash balances in all funds on May 31, 1935, will be $5,500,851.86.

This statement is made on the basis of appropriations as they now stand on the books. It includes all expenditures for relief which were made out of the General Fund. Action taken by the Legislature which has now met, five months before the end of the present fiscal biennium, will undoubtedly alter the estimates and the actual receipts and expenditures.

Financial Problem to the End of the Biennium.

The budget is balanced on the assumption that all estimated revenue will be collected in this biennium.

While the budget is balanced as stated above, nevertheless great financial problems confront the incoming Administration. Included in the estimate of revenue which must be collected to keep the budget in balance on the basis of appropriations already made there is $13,287,273 of liquor floor tax, of which amount only $2,500,000 has been collected to date. The whole amount is payable finally December 31st of this year and therefore must be carried as receivable.

Included in the estimate of revenue also is $3,500,000 of inheritance tax still due from the Dorrance Estate. This amount is held up by litigation and must, therefore, be carried as receivable.

Delay in collecting these items has entailed current financial difficulties in the Treasury, and so long as the delay continues the difficulties will continue also.

Relief from January 31st to the end of the biennium, if the present rate is continued, will require $20,000,000; and old age pensions and pensions to the blind $3,200,000.

The amount of relief Pennsylvania will be required to furnish after January 31 will be determined, however, by the policy of the Federal Government, and cannot be predicted now.

The State Government during my four years cost the taxpayers $347,000,000 in General Fund appropriations as compared with $355,000,000 under the previous Administration. This in spite of increases of $4,000,000 in departments not under my direction.

The appropriations to the departments and institutions under my direction, including appropriations for construction and land purchase, for the four years of this Administration, are $37,000,000 less than for the previous Administration.

Of the increase during this Administration of nearly $4,000,000 in departments not under my control, the Lieutenant-Governor, Auditor General, and Treasurer spent over $2,000,000, but a great part of this increase must be attributed to the tremendous burden of handling relief moneys through the financial departments.

The money spent by the Legislature increased about $1,000,000, mainly because four special sessions to provide for relief had to be called. They were called when and only when they could not be avoided. These special sessions cost the taxpayers far less than if the previous regular session had appropriated for relief two years in advance on the basis of then existing needs.

Money for public schools, colleges and universities, hospitals and homes, mothers' assistance, and other necessary subsidies increased by nearly $25,000,000.

This means that our State-aided educational and welfare institutions have received better treatment than ever before in spite of the great depression and in spite of decreased revenues. One of the first duties of the Government is to provide for these needs. I am proud that we have increased our expenditures for such purposes.

The regular revenues from all General Fund income sources which were in effect at the beginning of the Administration yielded $309,570,830. The same sources for the previous Administration brought in excess of $350,000,000. Thus in the four years the revenues from such sources shrank $40,000,000 in the present Administration as compared with 1927 to 1931.

Relief Financing.

The great problem during this Administration has been to provide funds for the relief of the unemployed. Since April , 1932, when the Supreme Court declared contributions by the State to unemployment relief to be constitutionally valid, $87,255,400 has been appropriated for relief from State funds.

From April, 1933, to March, 1934, the Federal Government carried 50 per cent of the relief burden. Since then it has carried 77 per cent, a share to which this State was properly entitled in comparison with other states. This increased contribution from Federal sources has saved the taxpayers of Pennsylvania, after deducting the cost of all the special sessions, $32,000,000 in new taxes in the last eight months.

The Federal Government began its contributions in September, 1932, and to date has contributed $153,896,939.

The total of State and Federal relief—$241,152,339—is staggering, but it is not all. To get the total cost of direct relief in Pennsylvania in approximately 2½ years another $20,000,000 from local districts must be added.

The great financial problem of this Administration has been to provide $87,000,000 for relief, plus $3,600,000 for relief debt service. This is how it was done:

The Legislature passed an emergency sales tax, the proceeds of which amounted to $9,966,229. A bond issue netting $25,066,000 was approved by the people to repay funds necessarily taken from the General Fund for relief. The Legislature temporarily transferred $14,591,376 from certain state funds to be used for relief.

These three items total $49,623,605.

The State contribution to relief of $87,225,400 with $3,625,000 for debt service on the relief bond issue makes the total relief bill for my Administration and to January 31, 1935, amount to $90,850,400.

If we take $49,623,605 from this sum, there remains $41,226,795, which is the amount of relief money, unprovided for by special revenue, which had to be taken out of the General Fund and current revenues.

Had there been no necessity to use $41,226,795 of ordinary revenues for relief, the amount, plus the present estimated General Fund surplus of $4,623,621, or about $46,000,000 would have been available for other purposes or left as a favorable balance at the end of this Administration. In other words, except for the unprecedented drain of unemployment relief, amounting to $90,000,000, this Administration would have left to the next Administration a balance in the Treasury $12,000,000 greater than the balance left to me when I took office.

It is clear that relief has been the great load on the General Fund.

The General Fund surplus so used for relief is the result of the drastic economy practiced during these four years, and it exists in spite of the $40,000,000 reduction in revenue, and in spite of the fact that no new taxes other than liquor taxes have been imposed upon the people of Pennsylvania for regular governmental expenses. This may fairly be called a notable achievement.

General Fund Problems Ahead.

A total of $157,500,000 in General Fund appropriations will carry on the work of the State Government for two years, in spite of the rising cost of food and supplies, if the same rigid economy which has been enforced by the present Administration is continued.

The debt service on the $25,000,000 bond issue of 1933, and the $50,000,000 soldiers' bonus issue of 1934, will require $14,000,000 for two years.

Old age pensions and pensions for the blind will require an estimated $25,350,000 for two years.

Of the $14,400,000 borrowed from other funds by the 1934 Special Session for relief, $13,650,000 is required by law to be repaid by December 31, 1935.

These four items total $210,500,000, and does not include relief.

To meet these needs it is estimated now that all sources of revenue to the General Fund will yield $128,500,000 for 1935-1937. To this may be added $10,000,000 estimated profits from the operation of the State Liquor Stores, or $138,500,000 in all of the revenue to the General Fund.

If $138,500,000 is subtracted from $210,500,000, it appears that there remains to be found $72,000,000 of new revenue for the coming biennium, not including unemployment relief.

Public Debt.

The public debt of the Commonwealth (Road Bonds) which existed at the beginning of the Administration has been reduced by $12,381,048. Outstanding bonds less sinking fund were $78,943,867 on January 1, 1931. On December 1, 1934, the bonds less sinking fund amounted to $66,562,819.

During this Administration the voters approved a bond issue of $25,000,000 for general governmental purposes, but used principally for relief, and another of $50,000,000 for soldiers' bonus. Two million five hundred thousand dollars of the $25,000,000 bond issue has been repaid leaving $22,500,000 now outstanding.

The total public debt less sinking fund is today slightly in excess of $139,000,000. This includes all bond issues, and is insignificant as compared with many other States.

The Problem of Taxation.

The real problem of taxation [illegible] State but local governments. The State Government is an efficient operating unit. It compares favorable with the best modern business organizations. The inefficiency lies mainly in the local units of government.

In 1932 total revenue receipts of all counties, cities, boroughs, and other local units amounted to $455,000,000, of which $340,000,000 came from general property taxes. For the same year total revenue receipts for the State amounted to $158,000,000. Thus the local units collected three and one-half times as much as the State.

But there is more to tell. In addition to the $455,000,000 collected by local units, what the State collected went largely to local governmental functions.

Out of a total General Fund for 1933-35 of $158,000,000, or $79,000,000 for one year, 58 per cent, or $91,460,000 for the two years, went for subsidies, which in reality are in aid of local districts, and reduce local taxation by just so much.

In addition to 58 per cent for subsidies, 19 per cent of the total State budget went to State welfare institutions. Here again State funds were spent to lighten the load on local districts.

These two together make 77 per cent, or $127,000,000 of the total General Fund budget of $158,000,000, which go to local units and would fall on local governments if the State did not provide it.

The fact is that three-quarters of the General Fund taxes levied and collected by the State are turned back to aid in meeting local governmental expenses. It is clear that the problem of the tax burden lies almost entirely with the local units of government.

Department of State.

Inadequate as Pennsylvania's election laws are, it has been the usual practice for the Department of State in previous administrations to ignore in a large measure the enforcement of these laws.

During the last four years the Department has made every effort to see that the parts of the election machinery under its jurisdiction should be strictly supervised. Election expense accounts were demanded in all cases and carefully scrutinized.

The voting machine act, by which voting machines were required in certain sections to prevent vote frauds, was vigorously enforced.

When I came into office the number of machines delivered in the State was slightly over a thousand, with nearly 60 per cent of the voting population using or ready to use machines.

Large sums of money have been saved the taxpayers by this Department in eliminating useless legal advertising and by strict enforcement of the fictitious names act.

Department of Justice.

During this Administration the Department of Justice, under Attorney General William A. Schnader, was taken out of politics and put on a business basis. Improved and more economical methods were adopted in every direc-

tion, and the service of the Department to the people was greatly improved.

Rigid economy was put into effect and large sums of money were saved. The Department took an indispensable part in dealing with the problem of unemployment relief.

The burden upon the Department during these four years nearly doubled. The volume of litigation increased from 570 cases in the previous four years to 1,201, and the appelate cases from 84 to 159. Opinions rendered grew from 518 to 642. More than 200 bills were prepared for the General Assembly.

Collections by the Department reached the huge sum of $29,000,000, or four times those of the previous four years, and the cost of collection was remarkably low, or only 1.1 per cent. They included $14,000,000 from the Dorrance Estate, without which the Commonwealth's finances would have been in serious difficulty.

The Department also collected about $6,200,000 from surety companies on bonds, and won every case it brought.

The banking crisis was the hardest and one of the largest and best handled tasks of the Department. The old fee system for attorneys engaged in liquidation was replaced by salaries, with the result that legal services for closed banks cost less than one-third of one per cent of the assets. At least half a million dollars were saved to depositors.

The Department struck a telling blow at a great evil when it secured one of the first, if not the first, conviction for third degree practices in Pennsylvania.

The entire procedure of the Board of Pardons was revised and simplified. Only 53 pardons were granted as against 406 in the previous Administration, but the Board granted 3,724 paroles. Every person paroled was provided with a job.

The Department prepared for the General Assembly the new Corporation Code, and the Banking and Building and Loan Code. It also prepared a draft of an Insurance Code and a School Code, which were not enacted.

The Department of Justice has never been more effectively and economically administered.

Department of Public Instruction.

During this Administration not a single school in Pennsylvania has closed for lack of funds, although more than 20,000 schools have closed in other states.

We have ten per cent of the Nation's schools. Keeping all of them open was possible only because emergency funds of six and a quarter million dollars were provided for the purpose, and because of rigid economy enforced by the Department.

Economies recommended by it saved school tax payers more than $20,000,000 in 1933. This represents a ten per cent reduction in one year.

The cost per pupil for 1933 was $15.00 below the cost for 1932, and $21.00 below that for 1929. Moreover, the teachers of Pennsylvania themselves contributed food and clothing to the value of several million dollars to keep children in school.

A temporary reduction of ten per cent in teachers' salaries had to be made to protect the teachers against greater loss. It put an end to vicious practice under which many teachers were being required to make rebates to school boards.

During this Administration State subsidies to public schools administered by the Department reached $126,000,000 compared with $109,000,000 in the previous Administration. Four years ago only 90 per cent of our 62,000 teachers had received full professional training. Today 99 per cent have had it. There is also an increase of more than seven per cent in teachers who are college graduates.

More than 90,000 additional pupils are now enrolled, compared with 1930. The increase in high school pupils was 130,000.

The Department organized, in cooperation with the State Emergency Relief Board, a system of adult education which enrolled 175,000 persons and gave work to 1,800 unemployed teachers. A program now under way will give work to three times as many.

The Department within eighteen days after the law was passed examined 59,000 applications and held Civil Service examinations for 33,000 applicants for positions under the State Liquor Board. Eight days later 1,300 employes were notified of their appointment. This almost impossible feat deserves high commendation.

The Department of Public Instruction was reorganized throughout during this Administration. It handled its departmental and institutional work with nearly 300 less employes and a decrease in annual salaries of nearly $800,000, and did far more and far better work than ever before.

Department of Military Affairs.

The Pennsylvania National Guard is the best in the United States. It has long been a source of great pride to Pennsylvania and to me. I shall never forget the great review at Indiantown Gap last summer, or that it was the first time the 28th Division had been together since the War.

The Indiantown Gap Military Reservation, acquired during this Administration, is the finest in the Eastern United States.

In July, 1933, I sent the 2nd Battalion of the 112th Infantry to Fayette County to protect the constitutional rights of bituminous coal miners against the Steel Trust. The strong friendship which the people of Fayette County developed for the Battalion is the best tribute to the way, without a blow struck or a shot fired, that difficult and dangerous duty was performed.

The Department distributed the $50,000,000 soldiers' bonus with an efficiency unequalled in any other State. More than $42,000,000 was given out to more than 300,000 veterans in record time, and the work of distribution was done by veterans.

Through the Veterans' Commission the Department has paid out over a million dollars in veterans' relief, and the State Athletic Commission has continued its careful supervision of boxing and wrestling. Its work is supported by the fees it collects.

The Department of Military Affairs was reorganized throughout in 1932. It has done much more work than ever before with no increase in force.

Insurance Department

Pennsylvania's insurance companies came through the depression with flying colors. There were only 14 failures —most of them small concerns—in the past four years.

This reflects capable and sound business management of the insurance business in Pennsylvania. And it also bears testimony to competent supervision by the Insurance Department.

The insurance companies, associations, and exchanges

operated in Pennsylvania pay into the State Treasury approximately $6,500,000 a year in taxes. In addition to that, half a million dollars is collected in fees from agents, brokers, public adjusters, and others. In contrast, the entire cost of the insurance department has been only about $1,150,000 for this entire administration.

In the past four years the Insurance Department has taken action on 19,160 complaints and has been able to adjust 18,510 of them without recourse to the courts. The claims adjusted involved $1,092,601.65. This compares with 7,099 claims settled in the previous four years, involving $372,701.45.

The Department examined 49,394 agents and brokers compared with 46,674 in the previous four years.

It is clear that the Insurance Department has had more work to do than ever before. This work has been done with an increase of five employes, but at a lower total cost in salaries.

Department of Banking.

The regular duties of the Banking Department include supervising 467 open banks and trust companies, the trust departments of 265 national banks, 27 private banks, and 3510 building and loan associations, with total assets approximating $13,000,000,000.

In addition during the present Administration the Department was responsible for managing and liquidating the assets of 147 closed banks with $500,000,000 book value appraised at $227,000,000. Of this sum the Department has so far realized $164,000,000.

The Department was also charged with the management of 30,732 fiduciary accounts with total assets of $189,000,000.

By the exercise of sound business-like methods it converted frozen assets appraised at $227,000,000 into cash to meet bills payable of $52,000,000, secured and preferred claims of $11,000,000, and cash payments to depositors totalling $101,000,000. Of the $101,000,000 in dividends only $16,000,000 was obtained in loans from Washington.

The task of saving the banking structure of Pennsylvania from complete collapse drove the Department night and day and threw on it far more work than it had ever handled before. When this Administration began the banking system of the Commonwealth was on the verge of collapse. Immediately the condition of all banks was carefully examined and the Department proceeded to strengthen the weak points. Among other things it initiated a new system of evaluating investment securities which has been accepted throughout the country. Banks which clearly could not stand the stress were weeded out. Mergers were pushed and assistance was given to worthy institutions.

As a result Pennsylvania banks were in a relatively strong position when a breakdown of the banking system in other States led me to declare a banking holiday on March 4, 1933, to protect Pennsylvania banks against runs from outside the State. The national bank holiday followed on March 6th, and after that a gradual reopening of sound banks under the supervision of the Federal Reserve Bank officials and the Secretary of Banking. As a result of these moratoria 147 banks with assets of $500,000,000 book value came under the direct supervision of the Secretary of Banking. The assets of these banks are being liquidated to secure the highest possible value without depressing the market. Every possible cent is conserved for the depositor, liquidation expenses are pared to the bone, and receivers are paid by salary instead of fees.

Rigid scrutiny of banks by the Department has uncovered more fraud in the past four years than in all other Administrations put together. Nearly 300 banking and building and loan officials have been arrested and prosecuted.

I regard the protection of depositors in Pennsylvania banks through the work of this Department as one of the greatest achievements of this Administration. Never in the history of Pennsylvania has the Banking Department faced a more difficult task and never has so difficult a task been better met.

Department of Agriculture.

The Department of Agriculture costs the people of Pennsylvania nothing. It collects as much as it spends.

It assists the farmer in production and sees that the consumer gets clean and healthy food.

Because of the depression the work of this Department has increased enormously, but its work, often doubled and trebled over the previous four years, has been carried with sixteen per cent fewer employes.

The Department has brought Pennsylvania to the very front among the poultry breeders of the world.

Its work in eradicating tuberculous cattle, first begun on a large scale during my first Administration, now shows 96 per cent of our cattle, and 63 of Pennsylvania's 67 counties, entirely free from bovine tuberculosis.

This enormous benefit to farmers also means clean milk for Pennsylvania children.

The Department has doubled its meat inspection and its grading of fruits, vegetables, and canned products over the previous four years. Pennsylvania now stands first among the States in these respects.

The Department has brought the European corn borer and the potato wart under control, and is exterminating the gypsy moth. Its increased activity in dog control has done much to aid the sheep industry among Pennsylvania farmers. It conducts the State Farm Show, the greatest of its kind in America.

Cooperative marketing associations have gained 10,000 new members during this dministration, and the work of the Department in crop and live stock reporting, in live stock diagnosis, and in giving information to the farmers has doubled.

It has immensely increased the use of Pennsylvania wheat, especially among State institutions, and it has brought Pennsylvania apples to the top of the world market.

Department of Forests and Waters.

Pennsylvania now has by far the best regulated and protected State forests in America.

The Department has carried forest protection to the highest point in State or Federal forests. It has controlled, through its organized forces of 50,000 trained fire fighters, an unusual number of forest fires, so that less acres in all were burned over and the average area per fire was reduced.

It has built 489 more miles of new forest roads, made 462 more miles of forest trails, in these four years than all other administrations put together.

It preceded all other States in cooperating with the Federal Government through the Civilian Conservation Corps, and has organized work for 20,000 young men.

Thanks to this cooperation, it has built 1,500 miles of fire-breaks, 1,200 dams to improve fishing, and 21 for recreation—the first ever built in our State forests.

Among its greatest services to the people is the construction of the Pymatuning Reservoir, to the immense advantage of the industries and the people of the Shenango and Beaver Valleys, and of fishermen and hunters for all time to come.

As compared with the previous four years, the Department has planted twice as many trees on the State Forests, built five times as many State forest roads, and six times as many forest trails, and has constructed nearly 600 buildings and 50 miles of new telephone lines.

It has expended five and a half million dollars of Federal funds in addition to its regular appropriations, and has carried this enormous increase of work, often amounting to five or six times the ordinary load, with less cost and fewer people.

Department of Mines.

The Department of Mines is responsible for a steary decrease in the number of mining accidents in both the anthracite and bituminous regions. For the four year period ending in 1930 there was one fatality in the anthracite field for every 158,373 net tons mined, and for the present Administration a fatality for every 191,000 net tons. In the bituminous field there was one fatality for every 343,045 net tons mined, and in this Administration a fatality for every 513,000 net tons.

This is a notable improvement. It has been accomplished in spite of a reduced force of mine inspectors and the unwillingness or inability of many operators to keep their properties safe.

The Department was aided in its good work by the new Bituminous Code which went into effect on October 2, 1933, and by the amendment in the mining laws effective January 2, 1934, which put all mines employing two or more men under the law instead of only mines employing ten men or more.

In the anthracite region there have been no major accidents in which five or more men were killed since May 29, 1931. In the bituminous region there has been only one such accident from March, 1929.

With that one exception there has not been a major gas explosion for 76 months, or since August 13, 1928. For more than thirty years before 1929 the bituminous field had not operated more than 22 months without a major accident.

The bituminous region set a new record during this Administration when it mined 500,000,000 tons of coal in a period of 61 consecutive months without a major accident from explosion of gas.

Department of Highways.

The greatest road building achievement in the history of the world has been accomplished in Pennsylvania in the last four years. The Department of Highways has built or rebuilt 13,364 miles of highways. Nearly 3,000 miles of this huge total were on the old highway system, and over 10,000 are rural roads, to take the farmer out of the mud.

More good roads have been built in this Administration than in all other Administrations put together. Enough road has been built in Pennsylvania to stretch from New York to Los Angeles four times.

The State Highway System now has 35,387 miles, or more than double the total of four years ago.

The Department is maintaining 84,000 miles of roads, including township roads temporarily taken over. It keeps up more than 11,500 bridges. The township roads are now in better shape than ever before.

By taking over local roads the Department has saved local or real property taxpayers nearly $14,000,000 in road taxes since 1931. The State has also taken over more than 600 miles of borough streets, 260 borough bridges, and 138 miles of city streets.

Many townships have been able to eliminate road taxes entirely, while others have greatly reduced them. The average road tax in second class townships was formerly about 10.7 mills on the dollar.

The Department is the outstanding work relief agency in Pennsylvania. It has at all times employed nearly 80,000 hourly workers. All common labor on the highways was employed through the relief agencies and the State employment offices.

The Department has used as much common labor and as much local material as possible. More than 12,000,000 tons of local paving material has been laid down, with a large saving in cost and much local employment.

The Department has developed a low-cost road construction that has been copied throughout the country. These roads are built with local labor and local materials for $6,000 to $9,000 a mile. They are surfaced with an inexpensive bituminous macadam, and they have withstood far better than certain more expensive roads the severest tests of traffic and weather. They cost little to maintain, they are good throughout the year, and they are pleasant to ride on.

The Department has completed 137 grade crossing projects, eliminating serious danger to drivers. 18 new crossings are now under construction.

It has put up a new and modern system of warning and direction signs, unequalled in any other State, and more than 1,000 miles of modern types of guard rails.

Ten new brick and stone highway garages have been built in this Administration, and eight more are under construction.

The Department keeps open all winter nearly 12,000 miles on the old highway system, in addition to the most important rural roads. As soon as ice begins to form or snow falls to a depth of two inches, day or night, the maintenance forces are ordered out to plow and cinder the roads and make them safe for driving. More than 1400 miles of snow fences are in place to protect the roads from drifts.

The Department has a widespread system of road repair, which keeps the roads in first class condition. It maintains one of the best equipped material laboratories in the country for testing highway material, and has developed a thorough safety system for protecting its workers on the road, so that compensation insurance rates for highway workers have been cut more than 35 per cent during this Administration.

The Department is active to beautify and protect the highways by plantings and by opening views. It issues accurate road maps, weekly detour bulletins, and general information to make the lot of every driver safer and pleasanter.

The Pennsylvania Department of Highways, thanks to its energetic Secretary and highly trained staff, is beyond question the best in America.

Department of Health.

In spite of widespread poverty and hardship, the present health of Pennsylvania's citizens is better than has been for years.

The average death rate in Pennsylvania has dropped nearly nine per cent during the present Administration. Credit must be given in good measure to the educational campaigns and other efforts of the Department.

Communicable diseases, such as typhoid fever, diptheria, and small pox, have been cut down amazingly. Through the cooperation of the State Emergency Relief Board and the Emergency Child Health Committee, the Department has greatly increased its distribution of medical products for the control of contagious and other diseases.

The Department's sanitary engineers have given careful supervision to the CCC Camps, National Guard Encampments, construction camps, and other temporary dwellings.

The people of Pennsylvania owe it to the Department that they are drinking purer water than they ever did before. The water supplies of nearly 4,000,000 Pennsylvanians are now protected by filtration or chlorination.

A project most important to industries and public health along the lower Delaware River was the study of the salinity of the river, undertaken by the Department.

A preliminary report on this study shows that Pennsylvania industries and water supplies will be protected under the plan which Pennsylvania succeeded in having approved by the Supreme Court of the United States for impounding the water of certain upper reaches of the Delaware River.

Pennsylvania now has the basis to make certain that her industries and her people will not be injured by any new projects affecting the Delaware.

The Department has taken over the inspection of public bathing places, and has succeeded in purifying many streams from industrial pollution by the sealing of nearly three hundred mines and other measures to preserve our streams for health and enjoyment.

It has cooperated actively with the Emergency Child Health Committee to the great advantage of Pennsylvania's children, more than 26,000 of whom have been examined for correctable defects in Summer-Health-Car Campaigns during this Administration, and for a time it distributed to children one million quarts of milk per week from the Emergency Milk Fund.

Emergency Child Health Committee.

The worst sufferers from the depression have been the children. About 42 per cent of all persons on relief are children— 700,000 of them—under sixteen.

With the hearty and most welcome cooperation of the Medical Society of the State of Pennsylvania and many other public-spirited citizens, the Emergency Child Health Committee was set up early in 1933. This Committee, under the direction of Doctor Samuel McC. Hamill, has set up local committees in fifty-odd counties of the State, has made approximately 73,000 health examinations of children, has secured the correction of innumerable defects, has conducted a State-wide campaign to teach mothers how to feed their children, and generally has inaugurated and carried on a piece of work of the utmost value both to the present and the future of Pennsylvania.

I know of no other State in which the medical profession has so liberally and unselfishly attacked the great human problem of lifting the physical level of our children and therefore of our whole people.

State Police.

In morale and efficiency, in intelligence and courage, the Stote Police force of Pennsylvania is unequalled anywhere.

During the past four years, the officers and men of the force have worked day and night, tirelessly and faithfully, under an unprecedented burden of work. Besides the enormous amount of duty required by industrial disputes (in which the State Police have won the confidence of all sides), business depression, marches of the unemployed, and increase in crime, the requests for investigations and help have nearly doubled over the last Administration. Thiry per cent more investigations have been made and six thousand more arrests.

In spite of the wide epidemic of vicious kidnapping throughout the country, Pennsylvania has not had a single case. The chief reason is that criminals have a wholesome respect for the Pennsylvania State Police.

The State troopers are all carefully trained at troop schools, and at the central school, in all the branches of crime detection and the handling of criminals.

The efficiency of the force has been greatly increased by the use of experts and scientific instruments in crime investigation.

A teletype system has been widely expanded during the past four years so that a network of police information can now be spread over the State in a few seconds.

Experiments with police cars directed by radio are now being carried on with a view to fighting crime through the air.

I think it has been more clearly proved than ever in these past four years that centralized, non-political police forces are the best possible protection against crime.

Department of Labor and Industry.

The Department made the first State survey of unemployment in America. Pennsylvania is still the only industrial State with accurate information on unemployment. Its figures show that in January, 1932, 27.3 per cent of the working population were totally unemployed, in March, 1933, 37.1 per cent, and in October, 1934, 24.6.

In 1930 the State Employment Offices had over 100,000 registrations and placed 30,000 workers in jobs. In eleven months of 1934 these same offices handled nearly 570,000 registrations and placed 290,000 workers.

All positions in these offices have been put on the merit system, and are now filled by competitive examination.

Industrial accidents do not decrease as less workers are employed. Protection against accidents is more necessary in a depression. The Department discovered that the depression at its height closed only five per cent of Pennsylvania's industrial establishments, and that two-thirds of Pennsylvania's workers worked in industrial danger zones.

In spite of the outstanding record of the Department in settling strikes during 1931 and 1932, the Legislature abolished its mediation work in 1933, at a time when ten times more persons were involved in industrial disputes than the year before. This action was well-nigh disastrous.

Later the mediation service was restored. In eleven months of 1934 it settled 224 industrial disputes, involving 114,000 workers, as well as thousands of cases of employes

who had been unable to collect their wages. Employers and employes alike are vitally concerned in keeping the Bureau of Mediation at work.

Sweat Shops.

The breakdown of industrial standards in the depression hit women and children hardest of all. Many women were found to be working 50 and 54 hours a week for one, two, and three dollars, and large numbers of fourteen and fifteen year old children were employed when one-third of the adult workers were seeking work.

Cornelia Bryce Pinchot first called State and Nation-wide attention to the terrible conditions of Pennsylvania sweatshops by her investigation of the needle trades. Her work brought on a legislative investigation which pointed out the crying need for minimum wage and maximum hour laws and the complete elimination of child labor. The General Assembly failed to act on the report of its own committee.

A commission of experts appointed to study occupational diseases in Pennsylvania industry submitted a very noteworthy report, which will be laid before the General Assembly. In that connection a laboratory was set up to ascertain the poisonous quality of industrial gases, fumes and dust.

Both the difficulty and the necessity for the rehabilitation of the disabled were increased by the depression. The registered case roll grew from 1,776 in January, 1931, to 4,223 in January, 1934, and more than 4,500 disabled persons from the rolls of the County Emergency Relief Boards were added in 1933.

During this Administration the Department has guaranteed to assist many thousands of injured workers and dependent widows to secure their compensation benefits. Its check of 25,000 small employers showed that over 12,000 have been violating the Workmen's Compensation Law.

In spite of the great increase in the Department's work, the amount of money appropriated to it has steadily decreased.

The burden upon the Workmen's Compensation Board and referees has increased about one-third.

The State Workmen's Insurance Fund was completely reorganized. It has withstood the depression without a dangerous depletion of surplus and expects to declare a substantial dividend on the business of 1933 and 1934.

Investigation of Industrial Police.

Last spring I appointed a committee to investigate industrial police in Pennsylvania. They made a thorough-going study of company-paid deputy sheriffs and of the Ambridge riots. Their report rightly condemns all private police, and recommends the abolition of company-paid sheriffs, the repeal of the old Industrial Police Act, and more authority for the State Police in time of serious trouble. The Commonwealth is in the debt of this able and fearless committee.

Strikes.

A new method has put Pennsylvania at the head of all the states in dealing with industrial disputes.

During this Administration Pennsylvania has had less industrial violence in proportion to the number of her workers than any other state in the Union. The new method consists in recognizing the constitutional rights of the workers and cooperating with them to keep the peace, instead of the attempt, hitherto so common, to assist the employers in beating them into submission.

During this Administration the forces of the Commonwealth have been used not only to protect the property of the employers against violence as heretofore, but also to protect the workers against violence from the employers.

When, during the summer of 1933, the United States Steel Corporation, in its captive coal mines in western Pennsylvania, undertook to force the miners into submission by shooting them down with company-paid deputy sheriffs, for the first time in the history of the United States a Governor sent the National Guard to protect workers in their rights, and to keep peace.

Both the National Guard and the miners conducted themselves in a way to deserve the highest praise. Violence ceased at once, even though the Steel Corporation persistently refused to recognize the rights of the workers guarantted to them by the laws of the United States.

The same principle was used in the streatened steel strike. It was finally averted by State and Federal mediation, and a National Steel Labor Relations Board was set up to give the workers their rights.

During October of this year 150,000 textile workers in more than 10,000 plants in Pennsylvania went out on strike. In other states, in that strike, at least 14 persons were killed. In Pennsylvania there was but one killing, allegedly by a deputy sheriff.

Throughout these labor disturbances there has been, so far as I know, not a single killing by a union worker. The only killings were by company-paid deputy sheriffs.

During these four years I have sent the State Police into regions of industrial disturbance only on the request of the sheriff. I have had far more calls for the State Police from the workers than from the employers.

The State Police, of whose conduct I cannot speak too highly, have enforced the right of the workers to peaceful picketing. They have commonly had the cooperation of the workers in keeping the peace. The workers used to call the State Police "Cossacks." Now they know them to be impartial.

Industrial disturbances in Pennsylvania have often been the very worst in the Nation. The policy of cooperation with the leaders of the workers for keeping the peace resulted in an almost incredible absence of violence during this highly critical time. It has proved itself sound.

Department of Welfare.

On no Department has the depression laid a heavier burden than on the Department of Welfare. Its assistance in dealing with the problem of unemployment relief at the beginning of this Administration was invaluable, and it has been in close touch with it throughout the four years.

The central purpose of the Department is to promote social security in Pennsylvania, and it has made real progress toward that great end.

The Department supervises the work of the Mothers' Assistance Boards, which received $8,230,000 during this Administration, or $2,730,000 more than in any previous Administration. It is a high compliment to the Mothers' Assistance Boards that old age assistance and pensions for the blind are administered under their direction.

The first payment of old age assistance will be made tomorrow, and approximately 38,000 aged indigent Pennsylvanians will be entitled to receive assistance in 1935. Pensions for the blind became effective last June and nearly

4,000 blind persons are now receiving more than $90,000 a month from the State.

The Department has handled the institutions under its charge in a way to deserve the highest praise. The increased service demanded from these institutions, chiefly because of the depression, is 11 per cent, but the Department has succeeded in reducing the per capita cost by 13½ per cent. It is an achievement of real importance.

The Department has met and handled an increase of 5,000 patients in mental hospitals. Its community service, unique in the field of national public welfare, has had supervision of over 60,000 inmates of child caring institutions, almshouses, hospitals, and homes.

In dealing with prisoners the Department's purpose is "to convert convicted violators of our laws into self-respecting productive citizens who will represent as asset rather than a liability to the taxpayer and the State." It does not regard a prison as an institution maintained merely for punishment but sets the reconstruction of its inmates as the primary task. It has made every effort during this Administration to educate and prepare inmates for good citizenship upon their release.

Probation.

In the summer of 1933 I appointed a committee of experts to study probation in Pennsylvania, and to recommend a desirable program for the State. That committee has done great service in its study of the problem, in promoting public discussion, and in recommending educational and legislative measures to make probation a really effective measure in preventing and combating crime. The committee's report will be submitted to the General Assembly, and I recommend its careful consideration.

Department of Property and Supplies

During my first Administration the Department of Property and Supplies was reorganized, modern business methods were introduced, and politics were eliminated. The same policy was revived and continued in this Administration, and still further economies and efficiencies put the purchasing and construction work of the State on a high plane.

The Bureau of Standards was organized to secure for the Commonwealth the best quality of goods at the lowest prices.

Savings in salaries amounted to $266,000 a year for the four years, and in rents to $153,000 for the past year and a half.

The Department has conformed to the requirements of NRA. and by my order has refused to purchase outside of NRA. The cost of purchasing has been reduced to a little over half a cent per dollar expended.

During the present Administration State cars have been confined to State business. They have been driven a total of nearly 50,000,000 miles, or 50 per cent more miles than in the previous Administration. They were operated at an average cost of two cents a mile while under the previous Administration the cost was two and six-tenths cents a mile.

An actual saving of some $135,000 was achieved, in spite of an increase of some 3,000,000 miles traveled, in the first biennium of my Administration. Barely half the money was spent for new cars and trucks in the first two years of my Administration compared to the previous biennium. A similar saving is being made in this present biennium, both in operating costs and the purchasing of cars and trucks.

The Bureau of Publications, with the cooperation of the Budget Bureau and the various departments, has cut down printing costs by standardizing forms throughout the Departments, and has saved nearly $150,000 by strict supervision of printing and by cutting out costly reports.

State Art Commission.

The State Art Commission has done great work in raising the standard of designs of public works in Pennsylvania, and cutting down the proportion of unsightly buildings and projects.

Nearly 2,000 designs of buildings, bridges, and monuments, involving the expenditure of nearly $79,000,000, have been handled by the Commission.

I know of no other State which takes such care of the artistic side of its projects as does Pennsylvania.

Department of Revenue.

The Department of Revenue has made a most remarkable record in tax collection during these years of depression. It is the rule that in hard times tax delinquencies increase rapidly and the cost of collection rises. In the past four years, however, the Department has reduced tax delinquencies to less than one-third of the amount when this Administration began, and the cost of collection has been unbelievably low.

It has practically eliminated tax evasions and bootlegging in the collection of the liquid fuels tax, including over a billion gallons of gasoline sold yearly in Pennsylvania, has added at least a million and a half to the annual revenue of the Commonwealth, and has saved legitimate business from the competition of tax evaders.

The efficiency of the Department acting under law advocated by this Administration has cut the cost of collecting this tax from 2.3 per cent to three-fourths of one per cent. This is low for any tax. The cost of collecting the mercantile tax, not under my control, amounts to nearly 20 per cent.

When the General Assembly passed the Emergency Relief Sales Tax the Department collected it at a cost of 1½ per cent. It also, through its foresight and activity, began to collect the beer tax on the very day it went into effect.

More than $560,000,000 of State revenue has been collected directly by the Department in these four years. Counting in all possible costs, each tax dollar was collected for a cost of less than two cents. Few States have approached and no other State has been able to surpass this record in the past four years.

During this Administration, thanks in part to the introduction of machine accounting, the handling of tax accounts has been so speeded up that they are under daily control, to the great advantage of taxpayers.

Without the prompt and vigorous work of the Revenue Department, the Highway Patrol, and the State Police, the set-up of the State Liquor Board and the proper licensing of liquor sales could never have been accomplished in the amazingly short time in which it was handled.

One of the greatest modern dangers is reckless and drunken driving. The Highway Patrol and the Bureau of Safety have made Pennsylvania's record among the best in the country. Real improvement has been achieved in spite of the enormous number of cars in Pennsylvania and the presence of trucks on the highways on Sundays and holidays.

The Highway Patrol is an admirable and most necessary body of men, wholly free from politics. It work has nearly doubled during this Administration.

The State Aeronautics Bureau has been turned over to this Department as a matter of economy, with no loss but an increase in its former effectiveness. It will be more and more useful as time goes on.

Fish Commission.

During these four years the Fish Commission has planted nearly twice as many fish as in the previous four years—more than two billion, to the value of over three million dollars. It has surveyed all the waters of the State. It has resumed distributing brown trout. It has learned how to grow trout at the rate of a pound a year.

The Commission has established The Pennsylvania Angler, which is of immense value in arousing the right spirit among fishermen. But its most important achievement is the inauguration of stream improvement in Pennsylvania.

The Commission has made a comprehensive study of stream improvement, and already through its efforts hundreds of miles of streams are being improved throughout the Commonwealth. On Spring Creek in Centre County it has established a complete stream improvement project where fishermen are allowed not only to study the improvements, but also to catch large trout on artificial lures and barbless hooks, although only a limited number may be killed.

The effect of the stream improvement work of the present Commission will be to multiply the producing and carrying capacity of Pennsylvania streams and thus change the steady deterioration of the past few years into steadily better fishing.

This is the greatest achievement of the Fish Commission since it began. It is of the first importance to Pennsylvania fishermen. In this work Pennsylvania leads all the other states.

Public Service Commission.

The Public Service Commission used to be the cat's paw of the corporations. It is now squarely and vigorously on the side of the people. It used to wait for complaints. Now it acts constantly on its own motion to protect the interests of the consumers.

During these four years it has secured not only the largest reduction in utility rates in the history of the Commission, but larger than any other Public Service Commission in the United States.

Most of this reduction, which amounts to more than $7,000,000 a year, was secured by the method of informal conferences with the public utilities—a method first devised and put in action by the present Public Service Commission, and since adopted by the President of the United States in his current effort to secure lower utility rates for the people.

The present Commission has established six as against seven per cent as the proper rate of return for public utilities. When rate reductions cannot be secured by the conference method it has brought suit against such utilities as the Duquesne Light Company of Pittsburgh, and the Scranton-Spring Brook Water Service Company, believed to be the largest water company in the United States.

It has reduced tolls, as in the case of the Clarks Ferry Bridge, from 25 cents to 5 cents. It has regulated the trucking business, broken the taxicab trust in Philadelphia, and successfully carried through the Supreme Court of the United States a litigation which will result in restoring to Pennsylvania a yearly business of ten million tons of bituminous coal. It has secured reductions in freight rates on coal and limestone alone worth a million dollars a year to the people.

The Commission has handled more work in the interest of the public than ever before, and the growing confidence of the public in the Commission is indicated by the fact that during the past four years the number of informal complaints against utilities received was three times the number in the previous four years.

The Commission was for many years the servant of the utilities. It is now the servant of the people. This change followed my appointment of five members of the Commission. I believe it will be permanent.

Game Commission.

Every year more than half a million Pennsylvanians go hunting. Yet in spite of this tremendous annual attack upon our game, Pennsylvania remains the best game State in the Nation.

More hunters' licenses will be sold this year than in any other year except 1931.

The Commission in this Administration has increased the acreage of public shooting grounds from 212,000 acres in 1931 to 453,000 acres today. It has added 79 game refuges, covering 24,000 acres.

The Pennsylvania Game Refuge System is everywhere conceded to be the best in America.

The Commission has waged incessant warfare on hunting accidents, so that in 1933 the accident rate was the lowest since 1913.

The State Game Farms have set in this last year production records for ringneck pheasants, bob-white quail, and wild turkeys never before attained by public or private game farms.

The Commission has established a training school for game protectors which has greatly increased the efficiency of its work. It employes three full-time lecturers to carry the message of game conservation, and it has continued its close cooperation with the hunters of Pennsylvania, the most public-spirited body of sportsmen in any State or Nation.

Liquor Control Board

The Pennsylvania Liquor Control System is recognized as by far the best in the United States.

The Liquor Control Act, thanks to the cooperation of the State Government, has been handled with unparalleled efficiency. It became effective November 29, 1933; the Liquor Control Board was organized December 1st; and on January 2, 1934, 63 stores and five warehouses had been selected, remodeled and equipped, manned with employes selected by non-political Civil Service examinations, and were in full operation. By the end of January the number of stores was 233.

There are now 270, employing 1285 persons, with 322 more in the Board's office at Harrisburg.

By December 6, 1933, the Board was ready to examine applications and issue licenses to retail dealers. Within a year nearly 12,000 licenses had been issued.

To keep politics out of the liquor business was the basic reason for establishing the State stores. Accordingly all employes of the Liquor Control Board are selected by

examination. This was the first legally authorized introduction of the merit system in the State Government of Pennsylvania. It has kept the State Stores System entirely out of politics.

A $2.00 per gallon floor tax was levied upon all liquor in storage at the date of repeal of the Eighteenth Amendment. Under an agreement necessary to avoid a lawsuit which would have held up all payments indefinitely, this tax is collected only as the liquor is disposed of through the State stores.

The revenue paid to counties and school districts from retail licenses was $2,719,112.50. The special session of 1934 transferred all money due municipalities to relief.

Liquor sales for the first year from the State Liquor Stores System were about $40,000,000, and the net returns to the State about $5,000,000 in profits and $2,600,000 in floor tax collections, or a total of $7,600,000, all of which goes to unemployment relief or to pensions for the blind.

Hereafter the State Stores may be expected to produce a yearly profit of far more than the rate of $5,000,000.

The work of enforcing the law has been heavy and hard. To date the enforcement officers have confiscated more than 25,000 gallons of liquor and have secured 426 convictions as against 91 acquittals.

The State Stores System has cut bootlegging in Pennsylvania drastically. It will be reduced still further if the Board is given more effective control over the manufacture and sale of alcohol.

It would be the height of folly to do away with a system which has produced such remarkable results in so short a time.

Milk Control Board.

The Milk Control Board is less than a year old. In that time it has stabilized the milk business, presented disastrous price cutting, averted dangerous milk wars, and increased the yearly income of Pennsylvania farmers by about $12,000,000, with no substantial increase to consumers.

The Board has eliminated many of the vicious practices produced by the domination of the Milk Trust. It has replaced the unfair "basic surplus" plan by the "base-utilization" plan, under which a dealer must pay for milk in accordance with the use for which he sells it, to the great advantage of the farmer.

In other words, milk bought for fluid use must bring the farmer the higher fluid price. Milk used for other purposes must bring the farmer the corresponding price. That is fair all around.

The Milk Control Board requires milk dealers to post bonds as security for payments to milk producers, and now holds such bonds to the amount of $2,246,608.

More than 80,000 Pennsylvania farmers produce milk for sale. Of these about 50,000 receive more than 40 per cent of their whole farm income from milk. The total farm investment in dairying is more than a half billion dollars.

The Milk Control Board has saved the dairy industry of Pennsylvania from the collapse that was imminent when the Board was created. It is doing its difficult work well.

Planning Board.

At the beginning of this Administration the Greater Pennsylvania Council was appointed to study Pennsylvania, her resources, and her development. Its purpose was to plan the way to a healthier, happier, and more secure existence for every man, woman, and child in the State. The Legislature killed the Council in 1933.

Last summer Federal cooperation made possible a State Planning Board without State appropriations. Similar action has been taken by 40 other States. The appendix to this message contains an account of the Board's preliminary findings and recommendations. The full preliminary report will be transmitted to you under separate cover. This report should lay the foundation for long time planning in Pennsylvania. I recommend strongly that you give it your careful attention.

Twelve of our counties had a smaller population in 1930 than in 1900. Changes in the standards and conditions of living even within the last four years show beyond question that the orderly progress of our State is impossible without intelligent planning.

I am gratified to see that many of the measures I have advocated for the welfare of Pennsylvania are contained in the recommendations of the Board.

In Conclusion.

This is the seventh time in my present term I have had the honor of delivering the Governor's message at the opening of a legislative session. It is the seventh time I have had the real pleasure of welcoming the General Assembly to the State Capitol.

This time, however, I shall not be able to enjoy the association with you which has usually been so delightful, always so interesting, and sometimes so exciting, in the past. I cannot help but regret it deeply. The Constitution of the Commonwealth, however, wisely stands in the way.

I would like to express to you, and to the Senators and Representatives who were formerly but are no longer here, my very warm appreciation for many courtesies and much cooperation.

If the last four years have been the most strenuous, they have also been the most fascinating of my life. I leave the Governorship, its duties, its trial, and its associations, with profound regret.

I would like you to know that I complete my service with malice toward none, with charity for all, and with a deep sense of gratitude, affection, and respect for the people of Pennsylvania that will endure as long as I live.

As I retire from public office at the end of my second term as Governor, I earnestly desire that the people of Pennsylvania may realize from the incoming Administration all they hope from it; that the next four years may be spent by the people of this great Commonwealth in peace and renewed prosperity; that the black cloud of domination by monopoly and concentrated wealth may be lifted from their lives; and that the depression, which has darkened our way for the last four years, may vanish altogether. May it be replaced by more happiness, more comfort, and a brighter outlook than the men, the women, and the children of Pennsylvania have ever known before.

LIEUTENANT-GOVERNOR SHANNON. The Chair wishes to express the thanks of the General Assembly to the Governor for the splendid address he has presented, and to wish him God speed when he leaves Harrisburg.

ELECTION OF DIRECTOR OF LEGISLATIVE REFERENCE BUREAU.

Mr. STAUDENMEIER. Mr. President, it gives me great pleasure to again be permitted to introduce a resolution

for the election of a man whose innate ability, unimpeachable integrity, courtesy, and efficient treatment is familiar to the members of the House and Senate who have served here in the past. To the newly elected members and Senators let me say I am sure that they will make no mistake in immediately adopting this resolution.

The resolution was twice read, considered and adopted as follows:

In the Joint Session, January 1, 1935.

Resolved, That in accordance with the provisions of section two of the act, approved the seventh day of May, one thousand nine hundred and twenty-three (P. L. 158), entitled "An act creating a Legislative Reference Bureau, providing for the election of the director by the General Assembly, designating the officers and employes of such bureau, defining their duties, fixing their salaries, abolishing the present Legislative Reference Bureau, and making an appropriation," the Senate and House of Representatives in joint convention assembled elect John H. Fertig as director of the Legislative Reference Bureau.

OATH OF OFFICE ADMINISTERED TO DIRECTOR OF LEGISLATIVE REFERENCE BUREAU

The oath of office was administered to John H. Fertig by the Honorable Henry C. Niles.

ADJOURNMENT OF JOINT SESSION

LIEUTENANT-GOVERNOR SHANNON. The business for which the Joint Session has been assembled having been transacted the session is now adjourned. The Senators will please re-assemble immediately in the Senate Chamber.

(SPEAKER SARIG IN THE CHAIR).

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a copy of a letter addressed to me from The President of the United States, dated December 17, 1934, together with copies of the enclosures to which he refers, and a copy of my reply, dated December 18, 1934.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal; the correspondence and enclosures will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REASONS FOR PARDONS.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 1, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to present herewith the reasons for pardons granted by me from September 12, 1934 to December 31, 1934.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the Reasons for Pardons will be printed in the Appendix to the Legislative Journal.

RESOLUTION

POSITIONS IN HOUSE DECLARED VACANT.

Mr. COHEN offered a resolution which was twice read as follows:

In the House of Representatives, January 1, 1935.

Resolved, That all offices and positions of employment in the House of Representatives be declared vacant with the following named exceptions, who shall continue to occupy their respective offices or positions until their successors are elected and qualified as provided by law:

Office or Position.	Incumbent.
Chief Clerk	William P. Gallagher
Journal Clerk	Samuel Groskin
Message Clerk	F. J. Lillie
Postmaster	Paul F. Melvin
Supt. of Folding Room	Frank P. McBride
Paster and Folder	George Wargo
Paster and Folder	Ernest R. Treharne
Custodian of the House	David Hopkins
Night Watchman of the House	W. J. Heiser

Resolved, That nothing herein contained shall be construed to apply to employes appointed by the Speaker, the Chief Clerk and the Resident Clerk of the House of Representatives, under authority of law and who are removable at the pleasure of the appointing power.

Mr. COHEN. Mr. Speaker, I ask unanimous consent for the immediate consideration and adoption of the resolution.

The SPEAKER. Will the House give its unanimous consent to the immediate consideration and adoption of the resolution? Are there objections? The Chair hears objection and consent is not granted.

RULE SUSPENDED

Mr. RUTH. Mr. Speaker, I move to suspend the rule that requires unanimous consent.

The SPEAKER. The Chair will read the rule for the information of the House:

"Any rule of the House may be suspended at any time for a specific purpose by a majority vote of the members elect; after the accomplishment of which purpose the rule shall remain in force as before."

The Chair will also read rule No. 84.

"All resolutions, after they have been twice read, shall be printed and lie over for one day, after which they may be called up under their appropriate order of business. This rule shall not apply to the following resolutions, viz:

Recalling bills from the Governor.
Recalling bills from one House to the other.
Those emanating from the Committee on Rules.
Those relating to adjournment.
Those discharging committees.
Those placing negative bills upon the calendar."

The motion now is to suspend rule 84 for the purpose of the immediate consideration of this resolution. It will require one hundred and five votes to suspend the rule.

On the question,
Will the House agree to the motion?

The yeas and nays were required by Mr. Witkin and Mr. Tahl.

The roll was called by the Clerk.

Mr. WITKIN. Mr. Speaker, I ask for a verification of the roll.

Mr. BRUMBAUGH. Mr. Speaker, not having heard my name called I desire to be recorded as voting Aye.

Mr. WITKIN. Mr. Speaker, may I request that the Speaker ascertain whether or not the gentleman from Jefferson was within the Hall of the House when his name was called?

The SPEAKER. That is a proper request. Was the gentleman within the Hall of the House when his name was called?

Mr. BRUMBAUGH. Mr. Speaker, I was.

The SPEAKER. The gentleman will be so recorded.

The affirmative roll was vertified.

Mr. WITKIN. Mr. Speaker, I ask for sufficient time within which to send a written challenge to the desk as to certain persons marked on the affirmative roll.

The SPEAKER. Time will be granted.

Mr. WITKIN. Mr. Speaker, for the reason that the number of challenges that I would send to the desk would not affect the result of the vote I will withdraw the request to send the written challenges to the desk.

The negative roll was verified, and the roll was verified and was as follows:

YEAS—113.

Achterman,	Dilley,	Lovett,	Sarig,
Alexander,	Downey, G. E.,	Lynch,	Sarraf,
Allen,	Downey, J. J.,	Male,	Scanlon,
Andrews,	Eberharter,	McCreary,	Schrope,
Arnold,	Eroe,	McElroy,	Schwab,
Aukerman,	Falkenstein,	McHenry,	Shaw,
Baine,	Finnerty,	Melchiorre,	Shepard,
Baker, J J.,	Fitch,	Mentzer,	Shugarts,
Barber,	Flanagan,	Moomaw,	Siegel,
Boyd, H. N.,	Flinchbaugh,	Mooney,	Simon,
Bradley,	Furman,	Moran,	Sinwell,
Brancato,	Gerard,	Moul,	Smith, J. A.,
Brown, H. S.,	Haberlen,	Munley,	Smith, W. G.,
Brown, J. E.,	Hagerty,	Murrin,	Stank,
Brownfield,	Haluska	Nagel,	Stevens,
Brumbaugh,	Hamilton, F. P.	O'Keefe,	Stone,
Burke,	Harkins,	Ominsky,	Sumney,
Cannon,	Hartman,	O'Neill,	Tronzo,
Caputo,	Hetrick,	Panton,	Tumelty,
Carson,	Hindman,	Patterson, C.,	Van Alisburg,
Chervenak,	Hirsch,	Patterson, J. W.	Van Sickle,
Coakley,	Holland,	Pearson,	Walker,
Cochran,	Holstrom,	Pfaff,	Weiss,
Cohen,	Kelso,	Powers,	Welliver,
Coleman,	Kilroy,	Reising,	Welsh,
Coolahan,	Kobelak,	Robinson,	Westrick,
Decker,	Larue,	Ruffennach,	Yourishin,
Dent,	Long,	Ruth,	Zappala,
Diehl,			

NAYS—56.

Atkins,	Green,	Merrell,	Spangler,
Baker, F. T.,	Hamilton, R. S.	Moore,	Sproul,
Barnhart,	Hart,	Muir,	Stockham,
Bernard,	Hefferon,	Peters,	Surface,
Blumberg	Hermansen,	Phillips,	Tahl,
Booze,	Hofmer,	Reynolds,	Terry,
Castor,	Horst,	Rhys,	Trout,
Condon,	Jackson,	Root,	Turner,
Cordier,	Jones,	Schwartz,	Wall,
Davies,	Kane,	Shortz,	White,
Duffort,	Linderman,	Shreiner,	Witkin,
Ferko,	Longaker,	Simpson,	Wood,
Forrest,	McDevitt,	Sloan,	Woodside,
Gillette,	McKinney,	Snyder, J. L.,	Zimmerman,

PRESENT.

Hoopes,	Wilson,

So the question was determined in the affirmative, the motion was agreed to, and the rule was suspended.

On the question,

Will the House adopt the resolution?

It was adopted.

REPORT FROM PHILADELPHIA SAVING FUND SOCIETY.

The SPEAKER laid before the House the report of the Philadelphia Saving Fund Society as of January 1, 1934.

(For report see Appendix to Legislative Journal).

ANNOUNCEMENTS BY THE SPEAKER

COMMITTEE ON COMMITTEES.

The SPEAKER. The Chair at this time wishes to make a few announcements.

The first announcement is the personnel of the Committee on Committees. The following members were recommended by the Democratic Steering Committee and will be appointed by the Chair: Messrs. Melchiorre, O'Keefe, Brownfield and Harry N. Boyd.

The following members were recommended by the Republican Steering Committee and will, therefore, also be appointed by the Chair: Messrs. Blumberg and Turner.

The Committee is to meet in the Speaker's office immediately after adjournment so that a date may be arranged for the further transaction of business.

MEETING OF INAUGURAL COMMITTEE.

The Chair wishes to make another announcement. There will also be a meeting of the Inaugural Committee in the Speaker's Office immediately after adjuornment.

COMMITTEE ASSIGNMENTS.

The Chair has an important announcement to make and would ask for absolute order while it is being made, so that there may be no misunderstanding among the members.

The Chair requests that the members write their preferences for committee assignments on the form prepared for that purpose, a copy of which is now in each member's mail box. Put them in an envelope addressed to the Speaker and drop them in the House Post Office before you leave Harrisburg tonight. If you do not have a form, the Chief Clerk will supply you with one.

The Chair notes one exception to that and that is that the Republican members shall send in their formal requests to the gentleman from Philadelphia, Mr. Blumberg. Is that correct, Mr. Blumberg?

Mr. BLUMBERG. Yes, Mr. Speaker.

The SPEAKER. The Republican members instead of sending their requests to the Speaker's Office, will send their requests to Mr. Blumberg as a member of this committee.

INTRODUCTION OF BILLS TO BE DEFERRED.

The Chair has a further announcement to make. Bills are not to be introduced in the House until after the standing Committees are appointed.

ANNOUNCEMENTS BY THE CHIEF CLERK.

The CHIEF CLERK. The members of the House may receive their checks for the first month by calling at the Chief Clerk's Office. Every member is asked to sign the oath book, and will receive a badge identifying him as a member of the House.

CAUCUS OF REPUBLICAN STEERING COMMITTEE.

The CHIEF CLERK. There will be a meeting of the Steering Committee of the Republican Caucus immediately after the close of today's session to the right of the Speaker's rostrum.

ADJOURNMENT

Mr. RUTH. Mr. Speaker, I move that this House do now adjourn until Monday evening, January 14, 1935 at 9.00 o'clock.

The motion was agreed to, and (at 4.50 o'clock P. M.) the House adjourned until Monday, January 14, 1935, at 9.00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, JANUARY 14, 1935. No. 2.

SENATE

MONDAY, January 14, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D.D., offered the following prayer:

Oh, blessed Lord God, we know Thou art powerful because Thou hast created the world and the universe. We know Thou art wise because the laws governing the world and the universe emanate from Thy mind. We know Thou are loving because Thou hast bestowed upon us so many wondrous blessings.

For all Thou art unto us we humbly thank Thee. Bestow upon us Thy power, Thy wisdom and Thy love. Lead by Thy hand the members of this Senate, so they may do Thy will and cause it to be done in our Commonwealth and our Nation.

Forgive us our sins and strengthen us for service to the honor and glory of Thy great name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WOODWARD, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni, on account of illness.

ERRATA

Page 4, Column 1, line 36, strike out "Thompson, J. E." and insert in lieu thereof "Thompson (Westmoreland)"; line 45, strike out "Thompson, B. H." and insert in lieu thereof "Thompson (Centre)".

APPOINTMENT OF THE STANDING COMMITTEES OF THE SENATE

The PRESIDENT. The President pro tempore announces the appointment of the following standing committees of the Senate of Pennsylvania for the session of 1935.

The committees were read by the Clerk, as follows:

AERONAUTICS

Messrs.	Ziesenheim, Chairman,	
	Graff,	Law,
	Sordoni,	Rodgers,
	Staudenmeier,	Rupp,
	Miller,	Homsher, ex-officio.

AGRICULTURE

Messrs.	Prince, Chairman,	
	Pierson,	Owlett,
	Gelder,	Trainer,
	Chapman,	Rice,
	Clark,	Homsher, ex-officio.

APPROPRIATIONS

Messrs.	Clark, Chairman,	
	Gelder,	Staudenmeier.
	Buckman,	Harris,
	Boyd,	Shapiro,
	Ealy,	Prince,
	Chapman,	Bennett,
	Coyne,	Mallery,
	McClure,	Sones.
	Harvey,	Roberts,
	Howell,	Rodgers,
	Hunsicker,	Homsher, ex-officio.

BANKING

Messrs.	Sordoni, Chairman,	
	Owlett,	Bennett,
	Salus,	Shapiro.
	Thompson, (Westmoreland)	Pierson,
		Sones.
	Coyne,	Rankin,
	Aron,	Homsher, ex-officio.
	Graff.	

CONGRESSIONAL APPORTIONMENT

Messrs.	Salus, Chairman,	
	Harvey,	Bennett,
	Ziesenheim,	Rodgers,
	Trainer,	Cavalcante,
	Batchelor,	Kahle,
	Graff,	McCreesh
	Thompson, (Westmoreland)	Homsher, ex-officio.

CONSTITUTIONAL CHANGES

Messrs.	Owlett, Chairman,	
	Ealy,	Thompson, (Westmoreland)
	Buckman,	
	Clark,	Coyne,
	Woodward,	Reed (Dauphin)
	Boyd,	Sones,
	Gelder,	Reed (Washington)
	Aron,	Homsher, ex-officio.
	Batchelor,	

CORPORATIONS

Messrs.	Shapiro, Chairman,	
	Sordoni,	Huffman
	Graff,	Rice,
	Bennett,	Reed (Dauphin)
	Reed (Dauphin)	Rupp,
	Harris,	Homsher, ex-officio

COUNTY GOVERNMENT

Messrs. Ealy, Chairman,
McClure,
Staudenmeier,
Coyne,
Aron,
Harris,
Howell,
Owlett,
Trainer,
Reed (Dauphin)
Shapiro,
Lanius,
Rice,
Rankin,
Homsher, ex-officio.

EDUCATION

Messrs. Chapman, Chairman,
Boyd,
Gelder,
Ealy,
Norton,
Batchelor,
Prince,
Harvey,
Staudenmeier,
Ziesenheim,
Reed (Washington)
McGinnis,
Homsher, ex-officio.

ELECTIONS

Messrs. Howell, Chairman,
Salus,
Chapman,
Coyne,
Clark,
Harris,
McClure,
Roberts,
Homsher, ex-officio.

EXECUTIVE NOMINATIONS

Messrs. Coyne, Chairman,
Boyd,
McClure,
Howell,
Clark,
Buckman,
Homsher, ex-officio.

FEDERAL RELATIONS

Messrs. Woodward, Chairman,
Buckman,
Ealy,
Prince,
Coyne,
Clark,
Law,
Rupp,
Homsher, ex-officio.

FINANCE

Messrs. McClure, Chairman,
Sordoni,
Aron,
Buckman,
Gelder,
Woodward,
Howell.
Ealy,
Owlett,
Pierson,
Graff,
Sones,
Homsher, ex-officio.

FORESTS AND WATERS

Messrs. Thompson (Westmoreland), Chairman,
Staudenmeier,
Gelder,
Harvey,
Woodward,
Prince,
Chapman,
Ziesenheim,
Bennett,
Mallery,
Thompson (Centre)
Kahle,
Homsher, ex-officio.

GAME AND FISHERIES

Messrs. Harvey, Chairman,
Graff,
Chapman,
Ziesenheim,
Buckman,
Thompson,
(Westmoreland)
Mallery,
Bennett,
Huffman,
Miller,
Roberts,
Rice,
Homsher, ex-officio.

HIGHWAYS

Messrs. Gelder, Chairman,
Buckman,
Ealy,
Norton,
Salus,
Coyne,
Clark,
Harvey,
Howell,
Owlett,
Bennett,
Baumer,
Lanius,
Huffman,
Homsher, ex-officio.

INSURANCE

Messrs. Norton, Chairman,
Salus,
Coyne,
Buckman,
Ealy,
Harris,
Aron,
Howell,
Reed (Dauphin)
Graff,
Clark,
Roberts,
McCreesh,
Frey,
Homsher, ex-officio.

JUDICIAL APPORTIONMENT

Messrs. Mallery, Chairman,
Batchelor,
Gelder,
Norton,
Sordoni,
Ealy,
Chapman,
Shapiro,
Ziesenheim,
Cavalcante,
Pytko,
Rupp,
Homsher, ex-officio.

JUDICIARY GENERAL

Messrs. Buckman, Chairman,
Salus,
Staudenmeier,
Ealy,
Aron,
Norton,
Woodward,
McClure,
Gelder,
Shapiro,
Owlett,
Reed (Dauphin)
Thompson
(Westmoreland)
Howell,
Mallery,
Baumer,
Huffman,
McGinnis,
Homsher, ex-officio.

JUDICIARY SPECIAL

Messrs. Staudenmeier, Chairman,
Batchelor,
Clark,
Harris,
Hunsicker,
Trainer,
McClure,
Pierson,
Rupp,
Law,
Homsher, ex-officio.

LABOR AND INDUSTRY

Messrs. Boyd, Chairman,
Woodward,
Sordoni,
Coyne,
Howell,
Owlett,
Hunsicker,
Batchelor,
Harris,
Pierson,
Reed (Dauphin)
Sones,
Baumer,
Rodgers,
Homsher, ex-officio.

LAW AND ORDER

Messrs. Trainer, Chairman,
Ealy,
Reed (Dauphin)
Salus,
Gelder,
Boyd,
Prince,
Coyne,
Mallery,
Chapman,
Owlett,
Lanius,
Homsher, ex-officio.

LEGISLATIVE APPORTIONMENT

Messrs. Harris, Chairman,
McClure,
Gelder,
Trainer,
Norton,
Ealy,
Hunsicker,
Howell,
Chapman,
Miller,
Frey,
Pytko,
Homsher, ex-officio.

MINES AND MINING

Messrs. Graff, Chairman,
Boyd,
Ealy,
Gelder,
Owlett,
Thompson
(Westmoreland)
Staudenmeier,
Harvey,
Howell,
Baumer,
Roberts,
Rankin,
Homsher, ex-officio.

MILITARY AFFAIRS

Messrs. Bennett, Chairman,
Prince,
Ziesenheim,
Mallery,
Harvey,
Chapman,
Staudenmeier,
Sordoni,
Shapiro,
Miller,
Rice,
Rupp,
Homsher, ex-officio.

MUNICIPAL GOVERNMENT

Messrs. Aron, Chairman,
Salus,
Coyne,
Howell,
Gelder,
Hunsicker,
McClure,
Mallery,
Reed (Dauphin)
Sones,
Thompson (Cenre)
McGinnis,
Homsher, ex-officio.

PENSIONS

Messrs. Batchelor, Chairman,
Graff,
Buckman,
Woodward,
Norton,
Hunsicker,
Boyd,
Bennett,
Pierson,
Clark,
Chapman,
Harvey,
Sones,
Lanius,
Baumer,
McCreesh,
Homsher, ex-officio.

PUBLIC HEALTH

Messrs. Hunsicker, Chairman,
Chapman,
Woodward,
Aron,
Harvey,
Howell,
Trainer,
Batchelor,
Staudenmeier,
Norton,
Boyd,
Pytko,
Cavalcante,
Kahle,
Homsher, ex-officio.

PUBLIC UTILITIES

Messrs. Pierson, Chairman,
Hunsicker,
Boyd,
Howell,
McClure,
Aron,
Clark,
Ealy,
Coyne,
Buckman,
Sordoni,
Staudenmeier,
Owlett,
Mallery,
Shapiro,
Salus,
Sones,
Roberts,
Homsher, ex-officio.

RULES

Messrs. Homsher, Chairman,
Salus,
Coyne,
Gelder,
Buckman,
Boyd,
Staudenmeier.

STATE GOVERNMENT

Messrs. Reed (Dauphin), Chairman,
Woodward,
Coyne,
Clark,
Ealy,
Aron,
Hunsicker,
Harris,
Pierson,
Staudenmeier,
McClure,
Frey,
Roberts,
Thompson (Centre)
Homsher, ex-officio.

CARLISLE MILITARY BARRACKS

The Chair cleared his table and laid before the Senate communication from the Secretary of War in reference to the Carlisle Barracks Military Reservation near Carlisle.

Which was referred to the Committee on Judiciary General.

SCIENTIFIC STUDY OF MODERN CIVILIZED MAN

The Chair cleared his table and laid before the Senate communication from Arthur MacDonald, Washington, D. C., enclosing plan for Scientific Study of Legislators of Modern Civilized Man.

Which was referred to the Committee on Public Health.

NOMINATIONS BY THE GOVERNOR

The Chair cleared his table and laid before the Senate various nominations made by His Excellency the Governor of the Commonwealth.

Which were referred to the Committee on Executive Nominations.

RESOLUTION RELATIVE TO NUMBER AND SALARIES OF EMPLOYEES

The Chair cleared his table and laid before the Senate Resolution relative to number and salaries of employees.

Which was referred to the Committee on Appropriations.

PRELIMINARY REPORT OF PENNSYLVANIA STATE PLANNING BOARD

The Chair cleared his table and laid before the Senate communication from His Excellency the Governor of the Commonwealth enclosing copy of letter of the President of the United States and the reply of the Governor thereto.

Which was referred to the Committee on Appropriations.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows:

APPROVAL OF RESOLUTION RELATIVE TO POSTAGE ON LEGISLATIVE JOURNAL

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 3, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a resolution of the Senate and House of Representatives authorizing the officers of the Legislature to make arrangements for postage for the Legislative Journal, and the Bills, Calendars and Histories.

GIFFORD PINCHOT.

He also presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

MEMBER OF THE BOARD OF TRUSTEES OF THE MOTHERS' ASSISTANCE FUND CF CLARION COUNTY.

Mrs. Margie Andrews, of New Bethlehem, Clarion County, vice Mrs. Alda Rankin Arnold, deceased, until June 1, 1935, and until her successor is duly appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF THE MOTHERS' ASSISTANCE FUND OF PHILADELPHIA COUNTY.

Mrs. Anna Estes Strawbridge, of Philadelphia, Philadelphia County, until June 1, 1939, and until her successor is duly appointed and qualified. (Reappointed.)

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

MEMBERS OF THE BOARD OF TRUSTEES OF FARVIEW STATE HOSPITAL

Wallace J. Barnes, of Beachlake, Wayne County, for the term of four years, and until his successor is qualified. (Reappointment.)

E. J. Stanton, of Waymart, Wayne County, for the term of four years, and until his successor is quailfied. (Reappointment.)

H. R. Megargel, of Sterling, Wayne County, for the term of four years, and until his successor is qualified. (Reappointment.)

GIFFORD PINCHOT.

He also presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BUTLER COUNTY

W. B. Ferguson, Chicora.

DELAWARE COUNTY

M. A. Hayes, Manoa.

LACKAWANNA COUNTY

Miss Laura M. Gately, Scranton.

NORTHAMPTON COUNTY

Joseph P. Castro, Bethlehem.

PHILADELPHIA COUNTY

Miss Nan M. Aldworth, Philadelphia.
Ralph M. Berman, Philadelphia.

ALLEGHENY COUNTY

Paul F. Bealafeld, Verona.
Charles Bernhard, Pittsburgh.

FAYETTE COUNTY

Charles Snider, Brownsville.

WASHINGTON COUNTY

R. James Knox, Washington.

YORK COUNTY

G. R. Goodfellow, Hanover.

PHILADELPHIA COUNTY

Willis B. Heidinger, Philadelphia.

CARBON COUNTY

Elwood J. Rees, Lansford.

WESTMORELAND COUNTY

Elmer Henderson, Trafford.

PHILADELPHIA COUNTY

Andrew Pecsi, Philadelphia.

LYCOMING COUNTY

Mrs. May Smith Karicher, Jersey Shore.

PHILADELPHIA COUNTY

Howard J. Boyer, Philadelphia.
Jay R. Grier, Philadelphia.
Jacob Pomerantz, Philadelphia.

BEAVER COUNTY

Theo Wallace, Beaver.

ALLEGHENY COUNTY

Mrs. Helen M. Coyne, Pittsburgh.

NORTHUMBERLAND COUNTY

John Anderson, Shamokin.

MONROE COUNTY

Miss Loretta M. Hochrine, Tobyhanna.

PHILADELPHIA COUNTY

W. McCollam, Philadelphia.

YORK COUNTY

M. B. Conner, York.

PHILADELPHIA COUNTY

Morris B. Campel, Philadelphia.
Michael J. McBride, Philadelphia.

WASHINGTON COUNTY

Frank Riva, Charleroi.

CLEARFIELD COUNTY

B. W. Dean, Dubois.

LYCOMING COUNTY

Hugh B. Foster, Williamsport.

PHILADELPHIA COUNTY

Miss Jennie G. Rhoads, Philadelphia.

ALLEGHENY COUNTY

George E. Ashton, East Pittsburgh.
Miss Nell McKenry, Pittsburgh.

BUCKS COUNTY

Arthur E. Flagler, Quakertown.

CUMBERLAND COUNTY

Mrs. Percy Harman, Mount Holly Springs

FAYETTE COUNTY

W. H. Williams, Dunbar.

PHILADELPHIA COUNTY

Levin A. Dix, Jr., Philadelphia.
Miss Bella Fox, Philadelphia.
Frederick J. Miller, Philadelphia.
Chas. Schneeberg, Philadelphia.
Harper W. Spence, Philadelphia.
Elwyn L. Wright, Philadelphia.

CAMBRIA COUNTY

Miss Elizabeth J. Greiner, Johnstown.

PHILADELPHIA COUNTY

A. W. Butts, Philadelphia.
Miss Madeleine Gottsman, Philadelphia.
John R. Humes, Philadelphia.
C. W. Rogers, Philadelphia.

ALLEGHENY COUNTY

Joseph N. Dalfonzo, Pittsburgh.
Andrew J. Holan, Duquesne.
Carl J. Nolte, Pittsburgh.

BEAVER COUNTY

Miss Martha Rhines, Beaver Falls.

FAYETTE COUNTY

William L. Beuscher, Connellsville.

FULTON COUNTY

Geo. S. Grissinger, McConnellsburg.

McKEAN COUNTY

Mrs. M. L. Jordan, Bradford.

NORTHUMBERLAND COUNTY

Miss Mary A. Seely, Shamokin.

PHILADELPHIA COUNTY

David K. Arnold, Philadelphia.
Miss Rose Bodek, Philadelphia.
John L. Graham, Jr., Philadelphia.
Miss Aimee V. Lucke, Philadelphia.
Miss Florence McArthur, Philadelphia.
Charles A. Reinhardt, Philadelphia.
Morris Ruberg, Philadelphia.
Miss Minnie Rubin, Philadelphia.
Miss Virginia M. Saurer, Philadelphia.
Robert Wiser, Philadelphia.

SCHUYLKILL COUNTY

Chas. A. Gebert, Tamaqua.

SOMERSET COUNTY

Clammer B. Berkey, Hooversville.

VENANGO COUNTY

Harry J. McCartney, Oil City.
C. F. Mohr, Oil City.

WESTMORELAND COUNTY

S. H. McCracken, New Kensington.

PHILADELPHIA COUNTY

John A. Covington, Philadelphia.
D. J. Mackell, Philadelphia.
Miss Isabel Lower, Philadelphia.
Sidney P. Miller, Philadelphia.
Glenn A. Walde, Philadelphia.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

A. Rothwell Meehan, Philadelphia.

VENANGO COUNTY

Miss Mary B. Eckert, Franklin.

BRADFORD COUNTY

C. Arthur Bullock, Canton.

NORTHAMPTON COUNTY

John C. Fenol, Bethlehem.

ALLEGHENY COUNTY

Thomas B. Hepler, Natrona.

LACKAWANNA COUNTY

John R. Wilson, Scranton.

PHILADELPHIA COUNTY

Leopold W. Becker, Philadelphia.

LANCASTER COUNTY

Miss Elizabeth Musser, Mountville.

BEDFORD COUNTY

Chas. R. Rhodes, Hyndman.

LYCOMING COUNTY

Miss Emma C. Campbell, Williamsport.

PHILADELPHIA COUNTY

Harry E. Smith, Philadelphia.

CARBON COUNTY

William H. Boyer, Palmerton.

ALLEGHENY COUNTY

William L. Paine, Pittsburgh.

PHILADELPHIA COUNTY

Wm. J. P. Allen, Philadelphia.

WASHINGTON COUNTY

W. W. Wiegmann, Avella.

PHILADELPHIA COUNTY

Marian Pajewski, Philadelphia.

ALLEGHENY COUNTY

Joseph G. Rebel, Pittsburgh.

SCHUYLKILL COUNTY

Crellin J. Davis, Mahanoy City.

PHILADELPHIA COUNTY

F. A. Bond, Philadelphia.
Miss Vera M. McCloskey, Philadelphia.
E. Roy Olewine, Philadelphia.
Pedro P. Polakoff, Philadelphia.
Reuben Pototsky, Philadelphia.
Christian Schurr, Philadelphia.
Howard S. J. Sickel, Philadelphia.
Miss Anna B. Renshaw, Philadelphia.

ALLEGHENY COUNTY

Miss Lulu M. Genter, Pittsburgh.
J. O. Marlin, Pittsburgh.

INDIANA COUNTY

Raymond G. Graff, Blairsville.

PHILADELPHIA COUNTY

Cecil Cadman, Philadelphia.
Martin E. Comeford, Philadelphia.
Miss Mary A. Mullin, Philadelphia.
Allen C. Middleton, Philadelphia.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Edward J. Bartosiewicz, Pittsburgh, 3509 Butler St.
David H. Blayney, Pittsburgh, Commonwealth Bldg.
Lewis McIntyre, Pittsburgh, Chamber of Commerce Bldg.
J. F. McKenna, Jr., Pittsburgh, 2503 Grant Bldg.
F. W. Meyer, Pittsburgh, 3340 Liberty Ave.
George N. Schafer, Pittsburgh, 308 Flack St.
G. D. Shrum, Pittsburgh, Athletic Assn.
E. Ward Tillotson, Pittsburgh, Mellon Institute.
Wm. J. White, West View.
Miss Ann B. Zusinas, Pittsburgh, 811 Frick Bldg.

BEAVER COUNTY

Frank W. Kelsey, Aliquippa.

BERKS COUNTY

Miss Mabel T. Frederick, Reading.

BLAIR COUNTY

Miss Stella M. Coll, Altoona.

BUTLER COUNTY

Lewis W. J. Campbell, Petrolia.
J. W. Murphy, Butler.

DELAWARE COUNTY

Wayne Donahoo, Darby.
J. M. Fronefield, 3rd, Wayne.
Miss Anne J. Hayes, Chester.
Miss Helena M. Ohlsson, Upper Darby.

LANCASTER COUNTY

Mrs. Ethel M. Bachman, Strasburg.
Mrs. M. Florence Hagerty, Lancaster.
Victor D. Kling, Intercourse.

LUZERNE COUNTY

Cornelius C. Osborne, Kingston.

MONTGOMERY COUNTY

Mrs. Florence L. Sayre, Norristown.

PHILADELPHIA COUNTY

Mrs. Leona Klinger Arndt, Philadelphia, 2724 N. 11th St.
Adam C. Bennethum, Philadelphia, 9th and Green Sts.
Miss Bertha D. Brown, Philadelphia, 1005 Architects Bldg.
Miss Mary Bur, Philadelphia, 1808 Integrity Bldg.
Mrs. Margaret E. Cannon, Philadelphia, W. City Hall Square
Mrs. Wanda Schurgot Conway, Philadelphia, 4227 Germantown Ave.
Frank F. Desiderio, Philadelphia, Stephen Girard Bldg.
Ralph C. Donohoe, Philadelphia, Girard Trust Co. Bldg.
Mrs. Florence W. Elliott, Philadelphia, 1130 Haworth St.
Ambrose F. Fow, Philadelphia, 261 N. Broad St.
Mrs. Sara Frederick, Philadelphia, 2649 Reed St.
Miss Frieda P. Gneiting, Philadelphia, 1400 S. Penn Sq.
Joseph L. Goldstein, Philadelphia, 3705 Market St.
John M. Graham, Philadelphia, 1710 Summer St.
Mrs. Frances M. Hensler, Philadelphia, 1420 Chestnut St.
Leslie A. Hoffman, Philadelphia, Girard Trust Co.
George W. Karr, Philadelphia, 115 S. 4th St.
Chas. J. Kraus, Jr., Philadelphia, 2802 W. Girard Ave.
Maxwell W. Landau, Philadelphia, 1321 W. Girard Ave.
Joseph A. McMahon, Philadelphia, Commercial Trust Bldg.
Wm. S. Miles, Philadelphia, 1212 Vine St.
George W. Mitchell, Philadelphia, 105 S. 17th St.
Walter A. Rzepski, Philadelphia, 3173 Richmond St.
Albert E. Schirra, Philadelphia, 484 N. Orianna St.
G. Frank H. Senderling, Philadelphia, 3900 Frankford Ave.
Clinton R. Sinnott, Philadelphia, 3936 Market St.

SCHUYLKILL COUNTY

Joseph F. Doran, Pottsville.
Mrs. A. D. Mayberry, Mahanoy City.
William L. McLaren, Cressona.

WAYNE COUNTY

George W. Lobb, Hawley.

WESTMORELAND COUNTY

Mrs. Grayce D. K. Nixon, Salina.

YORK COUNTY

Miss Violet E. Kerchner, Hanover.
Elvin C. Luckenbaugh, Spring Grove.
William Y. Naill, Hanover.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

DAUPHIN COUNTY

George V. Hoover, Harrisburg.
George W. Light, Harrisburg.

PHILADELPHIA COUNTY

Hugh M. Donnelly, Philadelphia.
William A. Lechler, Philadelphia.
Frederick G. Webel, Philadelphia.

LACKAWANNA COUNTY

William H. Davis, Scranton.

PHILADELPHIA COUNTY

Wm. J. A. Gallen, Philadelphia.
C. Wilson Roberts, Philadelphia.

LEHIGH COUNTY

Mrs. Catherine F. Hohl, Allentown.

LACKAWANNA COUNTY

Walter Briggs, Scranton.

MONTGOMERY COUNTY

Miss Katherine H. Fox, Norristown.
Miss Edith L. Wilde, Norristown.

PHILADELPHIA COUNTY

Nathan Benedict, Philadelphia.

YORK COUNTY

W. Walter Gipe, Highrock.

PHILADELPHIA COUNTY

Wm. Nelson West, 3rd, Philadelphia.

SCHUYLKILL COUNTY

Mrs. Catharine L. Kilker, Girardville.

ALLEGHENY COUNTY

M. E. Keebler, Pittsburgh.

DAUPHIN COUNTY

Miss C. Mabelle Dobbs, Harrisburg.

ALLEGHENY COUNTY

Miss Almira E. Schultz, Pittsburgh.

LANCASTER COUNTY

Oliver J. Swartz, Lancaster.

PERRY COUNTY

John C. Motter, New Bloomfield.

ALLEGHENY COUNTY

A. L. Schiel, Pittsburgh.
William I. King, Pittsburgh.

MONTGOMERY COUNTY

Miss Emeline H. Hooven, Norristown.

PHILADELPHIA COUNTY

Alexander M. DeHaven, Philadelphia.
Robert V. Pierce, Philadelphia.

ALLEGHENY COUNTY

L. G. Schertzinger, Coraopolis.

PHILADELPHIA COUNTY

Joseph J. Geggis, Philadelphia.
Edwin B. Ross, Philadelphia.
Edward M. Moll, Philadelphia.

ALLEGHENY COUNTY

Geo. H. Fink, Pittsburgh.

LANCASTER COUNTY

Mrs. Kathryn H. Grant, Christiana.

MONTGOMERY COUNTY

Frederick W. Scheuren, Collegeville.

PHILADELPHIA COUNTY

Herman C. Idler, Philadelphia.
Miss Rose L. Mogul, Philadelphia.

ALLEGHENY COUNTY

Miss Esther D. Hartz, Pittsburgh.

BRADFORD COUNTY

Miss Sarah G. Crandle, Troy.

BUCKS COUNTY

Ira L. Kinney, Langhorne.

CLARION COUNTY

Lawrence M. Clark, Clarion.

PHILADELPHIA COUNTY

Michael Nadley, Philadelphia.

VENANGO COUNTY

Mrs. Winifred Reid Walker, Oil City.

ALLEGHENY COUNTY

Miss Edna K. Weixel, Pittsburgh.

BUCKS COUNTY

Gaetano Greco, Bristol.

DAUPHIN COUNTY

Jacob G. Royer, Harrisburg.

FAYETTE COUNTY

P. R. Seeman, Union.

LAWRENCE COUNTY

John O. Potter, New Castle.

PHILADELPHIA COUNTY

Wm. K. Brandt, Philadelphia.
F. Robert Gilpin, Philadelphia.
Charles Hois, Philadelphia.
Miss Bessie B. Keys, Philadelphia,
Miss Anna M. Price, Philadelphia.
Miss Helen R. McSorley, Philadelphia.

SCHUYLKILL COUNTY

James J. Furey, Coaldale.

WASHINGTON COUNTY

E. W. Campbell, Washington.

PHILADELPHIA COUNTY

Meyer Mordell, Philadelphia.
Miss G. L. Darrach, Philadelphia.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Paul J. Bleichner, Pittsburgh.
Mrs. Mattie F. Davis, Pittsburgh.

CAMBRIA COUNTY

Harry V. Kuntz, Johnstown.

DAUPHIN COUNTY

Miss Annette E. Romberger, Elizabethville.

FAYETTE COUNTY

James L. Peigh, Connellsville.

LACKAWANNA COUNTY

J. Mathias Davis, Scranton.

NORTHUMBERLAND COUNTY

H. O. Moser, Mount Carmel.

ALLEGHENY COUNTY

Frank J. Hamrock, Homestead.

NORTHAMPTON COUNTY

Hary W. Lichtenwalner, Easton.

BEAVER COUNTY

Wilson J. Samuels, Beaver Falls.

PHILADELPHIA COUNTY

Harry M. McBurney, Philadelphia.

ALLEGHENY COUNTY

Miss Mary Cohen, Pittsburgh.
Carl W. Geyer, Pittsburgh.
Ira Gribben, Pittsburgh.
Charles F. Wirth, Sharpsburg.

BEAVER COUNTY

E. Y. Calvin, Beaver Falls.

CHESTER COUNTY

Wm. M. Hulme, West Chester.

LAWRENCE COUNTY

Walter E. Gross, New Castle.
Mrs. Cora M. McElwee, New Wilmington.

NORTHUMBERLAND COUNTY

Miss Florence E. Boyer, Shamokin.

PHILADELPHIA COUNTY

Mrs. Anna B. Baum, Philadelphia.
Harvey Gourley, Philadelphia.
Karl L. Granzow, Philadelphia.
Mrs. L. K. Groskin, Philadelphia.
Miss Rose Marie Kelly, Philadelphia.
Miss Matilda Kramer, Philadelphia.
Frank A. Molter, Philadelphia.

BUCKS COUNTY

Amos J. Kirk, Wycome.

PHILADELPHIA COUNTY

Miss Mabel E. Bauer, Philadelphia.
Miss Margaret Crawford, Philadelphia.
John R. Hafer, Philadelphia.
Mrs. Maude T. Smith, Philadelphia.

ERIE COUNTY

Miss Mildred Rauscher, Erie.

LACKAWANNA COUNTY

W. M. Curry, Scranton.

LUZERNE COUNTY

Harry L. Freeman, Wilkes-Barre.
C. W. Honeywell, Plymouth.

PHILADELPHIA COUNTY

Harry C. Blase, Philadelphia.
Manning D. Brick, Philadelphia.
Chas F. Myers, Philadelphia.

YORK COUNTY

Robert E. Glenn, Red Lion.

LACKAWANNA COUNTY

Eugene Diehl, Scranton.

PHILADELPHIA COUNTY

Walt C. White, Philadelphia.

WESTMORELAND COUNTY

Miss Lillian M. Barber, Greensburg.
Lawrence M. Pfaadt, Mount Pleasant.

ALLEGHENY COUNTY

J. Clyde Miller, Jr., Homestead.

BUCKS COUNTY

Henry A. James, Doylestown.

ALLEGHENY COUNTY

Herbert L. Gerdes, Glenshaw.
Henry H. Stewart, Pittsburgh.

PHILADELPHIA COUNTY

Miss Sara T. Hall, Philadelphia.
Miss Mildred G. McNamara, Philadelphia.
Edwin C. Young, Philadelphia.

SOMERSET COUNTY

E. B. Maurer, Boswell.

UNION COUNTY

Miss Susan R. Slifer, Lewisburg.

PHILADELPHIA COUNTY

Joseph H. Sundheim, Philadelphia.

BLAIR COUNTY

Miss Julia Quinn, Altoona.

LANCASTER COUNTY

H. G. Martin, Ephrata.

LEBANON COUNTY

Herman T. Runkel, Lebanon.

MONTGOMERY COUNTY

Miss Emma K. Mason, Jenkintown.

ALLEGHENY COUNTY

J. Irwin Green, Pittsburgh.

BERKS COUNTY

Mrs. Eleanor A. Fosnocht, Joanna.

LEHIGH COUNTY

Sigmund Spreng, Allentown.

PHILADELPHIA COUNTY

John L. Vandiver, Philadelphia.

DELAWARE COUNTY

Charles F. Eggleston, Glenolden.

WASHINGTON COUNTY

Miss Mary L. Patterson, Washington.

MONTGOMERY COUNTY

Miss Mary S. Harry, Bryn Mawr.

PHILADELPHIA COUNTY

James M. Davison, Philadelphia.
Luther J. Lutz, Philadelphia.

WASHINGTON COUNTY

Fred W. Pieper, Charleroi.

CARBON COUNTY

Alan S. Loose, Mauch Chunk.

PHILADELPHIA COUNTY

William H. Craven, Philadelphia.
Robert J. Lehman, Philadelphia.

YORK COUNTY

Miss Emma L. Fisher, York.

LANCASTER COUNTY

Arthur M. Yeager, Ephrata.

ALLEGHENY COUNTY

Philip Lippert, Pittsburgh.

CHESTER COUNTY

Albert E. Townsend, Oxford.

WASHINGTON COUNTY

E. L. Roberts, Donora.

NORTHAMPTON COUNTY

Mrs. Mildred Williams Jago, Bangor.

WASHINGTON COUNTY

Miss Edith R. Parkin, Washington

PHILADELPHIA COUNTY

William McKee, Jr., Philadelphia.

ARMSTRONG COUNTY

Alfred C. Hoch, Kittanning.

CHESTER COUNTY

Miss Ella M. Gordon, West Chester.

MONTGOMERY COUNTY

George Henry Baer, Pottstown.
W. H. Weingartner, Lansdale.

CAMBRIA COUNTY

J. Fred Blankenhorn, Patton.
Murry J. Shiffer, Johnstown.

LACKAWANNA COUNTY

Irwin F. Price, Moosic.

PHILADELPHIA COUNTY

Wm. H. Voehl, Philadelphia.

ALLEGHENY COUNTY

M. Mosurak, Pittsburgh.

WESTMORELAND COUNTY

A. S. Kedzierski, New Kensington.

ALLEGHENY COUNTY

T. J. Landis, Pittsburgh.

PHILADELPHIA COUNTY

Lewis T. Kaelin, Philadelphia.

DAUPHIN COUNTY

John P. Feiser, Harrisburg.

ALLEGHENY COUNTY

J. C. Wick, Pittsburgh.
Lawrence P. Schaefer, Pittsburgh.

BEAVER COUNTY

Donald E. Bonzo, Beaver.

CLEARFIELD COUNTY

Frank Urey, Clearfield.

LUZERNE COUNTY

Bayard Hand, Wilkes-Barre.

MERCER COUNTY

Harry L. Keck, Greenville.

PHILADELPHIA COUNTY

Miss Katherine M. Collins, Philadelphia.
Harvey Void, Philadelphia.

WASHINGTON COUNTY

W. F. Richardson, Bentleyville.

WESTMORELAND COUNTY

Tony Roy, Greensburg.
W. W. Veigle, Latrobe.

PHILADELPHIA COUNTY

Miss Pauline Fisher, Philadelphia.
Miss Jane A. Daly, Philadelphia.
August Wagner, Philadelphia.

MONTGOMERY COUNTY

Alfred H. Trank, Jenkintown.

PHILADELPHIA COUNTY

Joseph E. Koesslinger, Philadelphia.
Geo. Z. Sutton, Philadelphia.

BEAVER COUNTY

Otto Franklin, New Brighton.
Miss Una McCally, Aliquippa.

JEFFERSON COUNTY

J. Roy Meneely, Punxsutawney.

LYCOMING COUNTY

Miss Blanche M. Gage, Williamsport.

PHILADELPHIA COUNTY

Elmer R. Craig, Philadelphia.
J. Saylor Gabel, Philadelphia.
George C. Gerstenacker, Philadelphia.
John J. Kerns, Philadelphia.
Miss Pearl Levin, Philadelphia.
Miss Estella V. Longobardo, Philadelphia.
Francis J. Morrissey, Philadelphia.
Charles A. Oakes, Philadelphia.
J. Edward Seipp, Philadelphia.
Charles G. Slatcher, Philadelphia.
Herman Tonkin, Philadelphia.
Edward Webster, Philadelphia.

ALLEGHENY COUNTY

Hyman Levin, Pittsburgh.

CHESTER COUNTY

Miss Mary E. Baily, West Grove.

LACKAWANNA COUNTY

Eugene A. Fuller, Dalton.

PHILADELPHIA COUNTY

Howard R. Cressman, Philadelphia.
Frank Seitchik, Philadelphia.

ALLEGHENY COUNTY

J. A. Hamilton, Munhall.
Earl V. Jones, Pittsburgh.
E. J. Koeberlein, Etna.
S. N. Petraitis, Pittsburgh.
Philip Sidransky, Pittsburgh.

BRADFORD COUNTY

Miss Julia A. Sadler, Troy.

CLEARFIELD COUNTY

W. J. Guzzey, DuBois.

DAUPHIN COUNTY

Kenneth E. Liddick, Harrisburg.
Frank M. Stevens, Harrisburg.

ERIE COUNTY

Cassius C. Bliley, Erie.

LANCASTER COUNTY

John G. Hershey, Lititz.

McKEAN COUNTY

Dorn McGrath, Bradford.
James D. Wolfe, Bradford.

PHILADELPHIA COUNTY

Miss Ruth E. Blake, Philadelphia.
Frederick J. Bohrer, Phliadelphia.
Melville R. Dill, Philadelphia.
Miss Catharine S. Fegley, Philadelphia.
J. Jos. Finn, Philadelphia.
Mrs. Blanche C. Hall, Philadelphia.
Miss Florence M. Hoffman, Philadelphia.
H. Walter Johnson, Philadelphia.
T. Roland Madden, Philadelphia.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss D. Elizabeth Haas, Pittsburgh, 1618 Investment Bldg.
Miss Marie A. Heil, Pittsburgh, 715 Plaza Bldg.
W. F. Keally, Pittsburgh, 413 Union Trust Bldg.

CAMBRIA COUNTY

Mrs. Blanche Rauch Gipe, Johnstown.

CHESTER COUNTY

Dewey A. Hogg, Atglen.

ERIE COUNTY

Louis J. Rectenwald, Erie.

LUZERNE COUNTY

Miss Edythe C. Mehm, Kingston.
Abram Simon, Mocanaqua.

PHILADELPHIA COUNTY

Miss Violet M. Anderson, Philadelphia, 1419 Land Title Bldg.
Frank T. Harrison, Jr., Philadelphia, 617 S. 52nd St.
Miss H. L. Kober, Philadelphia, 1719 Packard Bldg.
Albert C. Markert, Philadelphia, 6001 Oxford St.
James Mawson, Philadelphia, Pier 18 S. Wharves.
Miss Anna M. Proietta, Philadelphia, 2115 Land Title Bldg.
Miss Olive E. Samsel, Philadelphia, 1935 Commercial Trust Bldg.
Russell L. Swartz, Philadelphia, 660 N. 52nd St.

WESTMORELAND COUNTY

Thomas L. Cort, Mount Pleasant.

GIFFORD PINCHOT.

JUSTICES OF THE PEACE AND ALDERMEN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

John M. Clark, of Armagh, Indiana County, as Justice of the Peace in the Borough of Armagh, Indiana County, until the first Monday in January, 1936.

G. Herbert Stephens, of Dilltown, Indiana County, as Justice of the Peace in the Township of Buffington, Indiana County, until the first Monday in January, 1936.

Alvin Davis, of R. D., Vintondale, Indiana County, as Justice of the Peace in the Township of Buffington, Indiana County, until the first Monday in January, 1936.

J. S. Ewings, of Livermore, Indiana County, as Justice of the Peace in the Township of Conemaugh, Indiana County, until the first Monday in January, 1936.

Harry Colkitt, of Plumville, Indiana County, as Justice of the Peace in the Borough of Plumville, Indiana County, until the first Monday in January, 1936.

Martin E. Swager, of Saltsburg, Indiana County, as Justice of the Peace in the Borough of Saltsburg, Indiana County, until the first Monday in January, 1936.

George Adamson, of Beyer, Indiana County, as Justice of the Peace in the Township of South Mahoning, Indiana County, until the first Monday in January, 1936.

W. E. Barrett, of Loop, Indiana County, as Justice of the Peace in the Township of West Mahoning, Indiana County, until the first Monday in January, 1936.

W. H. Gemmell, of R. D., Homer City, Indiana County, as Justice of the Peace in the Township of Young, Indiana County, until the first Monday in January, 1936.

John T. Gibson, of Shelocta, Indiana County, as Justice of the Peace in the Borough of Shelocta, Indiana County, until the first Monday in January, 1936.

C. S. Davis, of Smicksburg, Indiana County, as Justice of the Peace in the Borough of Smicksburg, Indiana County, until the first Monday in January, 1936.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

Edward Butz, of Ben Avon Heights, Allegheny County, as Justice of the Peace in the Borough of Ben Avon Heights, Allegheny County, until the first Monday in January, 1936.

Harry G. Fast, of Ben Avon Heights, Allegheny County, as Justice of the Peace in the Borough of Ben Avon Heights, Allegheny County, until the first Monday in January, 1936.

Ernest D. Bushman, of Arendtsville, Adams County, as Justice of the Peace in the Borough of Arendtsville, Adams County, until the first Monday in January, 1936.

H. W. Knouse, of Bendersville, Adams County, as Justice of the Peace in the Borough of Bendersville, Adams County, until the first Monday in January, 1936.

Theo. A. Low, of Fairfield, Adams County, as Justice of the Peace in the Township of Hamiltonban, Adams County, until the first Monday in January, 1936.

Peter W. Trexler, of Macungie, Lehigh County, as Justice of the Peace in the Borough of Macungie, Lehigh County, until the first Monday in January, 1936.

Elwood H. Beck, of New Tripoli, Lehigh County, as Justice of the Peace in the Township of Lowhill, Lehigh County, until the first Monday in January, 1936.

George W. Betz, of Allentown, Lehigh County, as Justice of the Peace in the Township of Hanover, Lehigh County, until the first Monday in January, 1936.

Howard L. Walter, of Allentown, Lehigh County, as Alderman of the 10th Ward of the City of Allentown, Lehigh County, vice William L. Gallagher, deceased, until the first Monday in January, 1936.

Leo J. Podymski, of Nanticoke, Luzerne County, as Alderman of the 3rd Ward of the City of Nanticoke, Luzerne County, vice Michael P. Cintala, resigned, until the first Monday in January, 1936.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

E. R. Barclay, Sr., of Huntingdon, Huntingdon County, as Justice of the Peace in the Borough of Huntingdon, Huntingdon County, vice Walter S. Leffard, resigned, until the first Monday in January, 1936.

Harry H. Smith, of Washington Square, Montgomery County, as Justice of the Peace in the Township of East Norriton, Montgomery County, until the first Mondy in January, 1936.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Lester G. Brandt, of Campbelltown, Lebanon County, as Justice of the Peace in the Township of South Londonderry, Lebanon County, vice William P. Horst, deceased, until the first Monday in January, 1936.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

E. M. Westcott, of Clearfield, Clearfield County, as Justice of the Peace in the Borough of Clearfield, Clearfield County, vice John Boyce, resigned, until the first Monday in January, 1936.

C. J. Housholder, of Harrisburg, Dauphin County, as Alderman of the 10th Ward of the City of Harrisburg, Dauphin County, vice Joseph E. Trego, resigned, until the first Monday in January, 1936.

William M. Stoker, of Erie, Erie County, as Justice of the Peace in the Township of Millcreek, Erie County, vice his father, John Stoker, resigned, until the first Monday in January, 1936.

Fred G. Allison, of Enterprise, Warren County, as Justice of the Peace in the Township of Southwest, Warren County, until the first Monday in January, 1936.

Elwin G. Carrier, Columbus, Warren County, as Justice of the Peace in the Township of Columbus, Warren County, until the first Monday in January, 1936.

William P. France, of West Middletown, Washington County, as Justice of the Peace in the Borough of West Middletown, Washington County, until the first Monday in January, 1936.

Roy Englemier, of Osterhout, Wyoming County, as Justice of the Peace in the Township of Tunkhannock, Wyoming County, vice L. W. Ross, deceased, until the first Monday in January, 1936.

Arthur, Saxe, of Noxen, Wyoming County, as Justice of the Peace in the Township of Noxen, Wyoming County, until the first Monday in January, 1936.

L. G. Kuhn, of Hanover, Adams County, as Justice of the Peace in Conewago Township, Adams County, until the first Monday in January, 1936.

James J. Arner, of Clarion, Clarion County, as Justice of the Peace in Clarion Borough, Clarion County, vice his father, J. Emery Arner, deceased, until the first Monday in January, 1936.

George E. Hoy, of New Bethlehem, Clarion County, as Justice of the Peace in New Bethlehem Borough, Clarion County, vice W. T. A. Craig, deceased, until the first Monday in January, 1936.

Lewis A. Shok, of Trucksville, Luzerne County, as Justice of the Peace in Jackson Township, Luzerne County, until the first Monday in January, 1936.

Robert Beckley, of Nanticoke, Luzerne County, as Alderman of the 1st Ward of the City of Nanticoke, Luzerne County, vice Vincent F. Lupco, resigned, until the first Monday in January, 1936.

George V. Fisher, of Hummels Wharf, Snyder County, as Justice of the Peace in Monroe Township, Snyder County, vice Ira W. Swope, resigned, until the first Monday in January, 1936.

W. A. McKay, of Utica, Venango County, as Justice of the Peace in Utica Borough, Venango County, until the first Monday in January, 1936.

GIFFORD PINCHOT.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN.

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations:

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Norton,	Rupp,
Batchelor,	Harvey,	Owlett,	Salus,
Baumer,	Homsher,	Pierson,	Shapiro,
Bennett,	Howell,	Prince,	Sones,
Boyd,	Huffman,	Pytko,	Sordoni,
Buckman,	Hunsicker,	Rankin,	Staudenmeier,
Cavalcante,	Kahle,	Reed, G. L.,	Thompson, B. H.,
Chapman,	Lanius,	(Dauphin)	(Westmoreland)
Clark,	Law,	Reed, J. A.,	Thompson, E. J.
Coyne,	Mallery,	(Washington)	(Centre)
Ealy,	McClure,	Rice,	Trainer,
Frey,	McCreesh,	Roberts,	Woodward,
Gelder,	McGinnis,	Rodgers,	Ziesenheim,
Graff,	Miller,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. ARON. Mr. President, I move that the Executive Session do now rise.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

OFFICERS AND EMPLOYEES OF THE SENATE

Mr. BUCKMAN offered the following resolution which was twice read:

In the Senate, January 14, 1935.

Resolved, That the following persons be elected officers and employees of the Senate, as is provided for by Act of Assembly:

ASSISTANT CLERK

Dennis J. Mulvihill, Pittsburgh.

JOURNAL CLERK

Clark C. Rice, Union City, Erie County.

ASSISTANT JOURNAL CLERK

Louis Gabler, Philadelphia.

EXECUTIVE CLERK

Edward B. Watson, Mechanicsville, Bucks County.

MESSAGE CLERK

Bennett F. Kiehl, Greensburg, Westmoreland County.

TRANSCRIBING CLERKS

George A. Comerer, McConnellsburg, Fulton County.
William F. Dee, 225 Eighth Avenue, Homestead.
Clinton E. Meck, Mt. Penn, Reading, Berks County.
Lester J. Palmer, Tyrone, Blair County.

SERGEANT-AT-ARMS

Thomas H. Dann, Yeadon, Delaware County.

ASSISTANTS SERGEANTS-AT-ARMS

Thomas R. Donaghey, 576 Winona Avenue, Germantown, Philadelphia.
Gustave Berger, 2111 North Fifth Street, Philadelphia.
Bernard Steinfeld, New Brighton, Beaver County.
Harry J. Landis, Warren, Warren County.
Frank Caster, 135 Greenwich Street, Philadelphia.
James F. McConnell, Gaines, Tioga County.
Joseph L. Hallman, Norristown, Montgomery County.
Paul J. Evans, Sayre, Bradford County.

ASSISTANT POSTMASTER

Charles Affelbach, Jr., Hulmeville, Bucks County.

MESSENGER

James McCusker, 209 North Sixteenth Street, Philadelphia.

PASTERS AND FOLDERS

J. K. Saucerman, Newport, Perry County.
Aaron Lord, Pottstown, R. D., Montgomery County (Chester County).
Henry Danielson, Warren, Warren County.

CHAPLAIN

Rev. William E. Howard, 3426 Parkview Avenue, Pittsburgh.

DAY WATCHMAN

Alexander C. Davy, 1730 Rodman Street, Philadelphia.

NIGHT WATCHMAN

Charles Murphy, 1002 Sarah Street, Philadelphia.

CLERKS TO COMMITTEES

Maxwell S. Rosenfeld, 3116 Montgomery Avenue, Philadelphia.
William E. Griffith, Taylor, Lackawanna County.
Edmund F. McCool, 306 Hamilton Street, Norristown, Montgomery County.
Mrs. Bessie B. Everett, Springfield, Delaware County.
Christopher Wirts, Jr., Forest City, Susquehanna County.
Warren E. Myers, 827 East Third Street, Nescopeck, Luzerne County.
Thomas F. Lansberry, Somerset County.
J. W. Thompson, Fountain Springs, Schuylkill County.
George Chilcott, Allegheny County.
Arthur Brown, Wampum, Lawrence County.
Daniel Messner, Tower City, Schuylkill County.
Herman Watson, Indiana, Indiana County.

CUSTODIAN SENATE CHAMBER

Thomas E. Higgins, Rock Run, Coatesville, Chester County.

CUSTODIAN WASHROOM

Frank C. Thompson, 2152 Swatara Street, Harrisburg.

CUSTODIAN BASEMENT

Eugene Barbush, 542 North Street, Harrisburg.

CHIEF PAGE

C. Kirby Fogarty, 1121 North Front Street, Harrisburg.

PAGES

Charles W. Tittle, Jr., 3224 North Second Street, Harrisburg.
Herman B. Yeager, Harrisburg.
Charles Norris, New Milford, Susquehanna County.
Edward Stambaugh, Spring Grove, York County.
Philip C. Lehn, 819 South Queen Street, York.
David S. Carr, Harrisburg.
John M. Swomley, Jr., 1615 Derry Street, Harrisburg.
Ralph Gibbons, Harrisburg.
George W. Shultz, 212 Chestnut Street, Harrisburg.
John R. Stutts, 2157 Penn Street, Harrisburg.
Arthur Lack, Harrisburg.
G. Gardner Zerby, 1711 Forster Street, Harrisburg.
Richard R. Lentz, Upper Paxton Township, Dauphin County.
C. W. Blaylock, 12 South 16th Street, Harrisburg.

Mr. BUCKMAN. Mr. President, I move the adoption of the resolution.

Mr. BENNETT. Mr. President, I second the motion.

The motion was agreed to.

The PRESIDENT. I therefore declare the persons named in the resolution as having been duly elected officers and employees of the Senate for the Session of 1935.

INVITATION TO ADMINISTER OATH TO LIEUTENANT-GOVERNOR-ELECT

Mr. ROBERTS offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 14, 1935.

Resolved, That the Honorable Chester H. Rhodes, Judge of the Superior Court of Pennsylvania, be invited to administer the oath required to be taken by the Lieutenant Governor.

TIME OF NEXT MEETING

Mr. OWLETT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 14, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene Monday night, January 21st, at 9 o'clock and that when the House of Representatives adjourns this week it reconvene Monday night, January 21st, at 9 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

PERMANENT RECOGNITION TO THE MEMORY OF BRIGADIER-GENERAL CASIMIR PULASKI

Mr. HARVEY offered the following resolution which was twice read and referred to the Committee on Military Affairs.

In the Senate, January 14, 1935.

Whereas, In the course of the Revolutionary War and at a time when the American forces were in great need of assistance, there arrived in this country, among others, a nobleman of Polish birth, to wit, Casimir Pulaski; and

Whereas, The service rendered by him was of great value and assistance to the cause of American independence and of such high importance that on September 15, 1777, he was appointed Brigadier-General of the Continental Army and Chief of Dragoons, and on March 28, 1778, he was designated commander of an independent corps known as "Pulaski's Legion"; and

Whereas, It is the sense and feeling of the members of the Polish Union of the United States of North America, a fraternal benefit society, with headquarters in the City of Wilkes-Barre, and with a membership of over 50,000 members, that proper permanent recognition should be given to the memory of Brigadier-General Casimir Pulaski, whose illustrious service in the war for American in-

dependence is well-known to all who are familiar with our history; therefore be it

Resolved, That the General Assembly of the State of Pennsylvania be requested to take the necessary and proper steps for erecting and constructing some permanent memorial in honor of Brigadier-General Casimir Pulaski at some suitable location associated with the struggle of the American forces for independence.

COMMISSION TO INVESTIGATE THE COST AND FORMS OF LOCAL GOVERNMENT

Mr. PRINCE offered the following resolution which was twice read and referred to the Committee on Judiciary General:

In the Senate, January 14, 1935.

Whereas, Local government developed in its present complex form with small areas largely from the lack of adequate means of transportation; and

Whereas, The development and simplification of local government has not kept step with the development of transportation; and

Whereas, The support of local government has become a problem and ways and means should be devised to lessen the existing and ever-increasing burden of local government on the tax payer; therefore be it

Resolved, That a Commission is hereby created which shall consist of five members of the Senate to be appointed by the President Pro Tempore of the Senate. The Commission shall organize by electing a Chairman, Vice-Chairman and Secretary.

Resolved, That it shall be the duty of the Commission to study and investigate the cost of all forms of local government and ways and means of lessening the burden on the real estate tax payer, to study the advisability and feasibility of increasing the areas of local government, to study over-lapping functions of local government and ascertain how the same may be eliminated, and to frame such legislation and constitutional amendments as may be deemed necessary to carry into effect the recommendations of the Commission.

Resolved, That the Commission shall make a report of its findings together with drafts of legislation deemed necessary to the next Session of the Senate.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair Senate Bill No. 1, entitled:

An Act to amend sections two hundred seven, two hundred twelve and two hundred fourteen of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An Act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers, fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," establishing qualifications required for the office of Insurance Commissioner and for bureau chiefs in the Insurance Departments, and establishing certain bureaus in said department.

Which was committed to the Committee on Insurance.

Mr. STAUDENMEIER read in his place and presented to the Chair Senate Bill No. 2, entitled:

An Act regulating the payment of compensation of deputy sheriffs for the performance of certain services; and prescribing penalties.

Which was committed to the Committee on County Government.

Mr. BATCHELOR read in his place and presented to the Chair Senate Bill No. 3 entitled:

An Act providing for the exoneration of penalties and interest due on delinquent real estate taxes.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair Senate Bill No. 4 entitled:

An Act to amend sections twenty-six, twenty-nine and thirty of the act, approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties." as amended; providing for the payment of claims for damages for live stock dying from or killed because of rabies.

Which was committed to the Committee on Agriculture.

Also read in his place and presented to the Chair Senate Bill No. 5 entitled:

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 6 entitled:

An Act to amend Section 2 of the Act approved the First day of June, One Thousand Nine Hundred thirty-three (P. L. 1172), entitled "An Act Establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth", by adding an additional route in New Wilmington Borough, in Lawrence County, which will be an extension of Route 43005.

Which was committed to the Committee on Highways.

Mr. SHAPIRO read in his place and presented to the Chair Senate Bill No. 7 entitled:

An Act to provide for the Establishment and Administration of a System of Unemployment Insurance.

Which was committed to the Committee on Insurance.

Also read in his place and presented to the Chair Senate Bill No. 8 entitled:

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair Senate Bill No. 9, entitled:

An Act to amend Sections 301, 306 as amended, 413 as amended, and 434 as amended, of the Act approved the Second day of June, One thousand nine hundred fifteen (P. L. 736), entitled "An act Defining the Liability of an Employer to Pay Damages for Injuries Received by an Employee in the Course of Employment; Establishing an Elective Schedule of Compensation; and Providing for the Determination of Liability and Compensation Thereunder."

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair Senate Bill No. 10, entitled:

An Act to make void an election to public office where the candidate or his accredited financial agent violated the law against corrupt election practices.

Which was committed to the Committee on Elections.

Mr. OWLETT read in his place and presented to the Chair Senate Bill No. 11, entitled:

An Act relating to counties; establishing salary boards and prescribing their powers and duties in relation to fixing the number and compensation of appointees in county offices, boards, bureaus, divisions, departments, courts and institutions whose compensation is paid from county funds and the compensation of appointed taxation assessors, and registrars and employes and appointees of personal registration commissions in cities whose compensation is paid from the county treasury; conferring powers similar to those of salary boards on the legislative bodies which levy the taxes in counties of the first class; and repealing inconsistent laws.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair Senate Bill No. 12, entitled:

An Act to provide for the funding, collection and payment of delinquent taxes on real estate sold to the county at tax sales, authorizing elections and proceedings for increase of indebtedness of the county and issue of bonds of the county in an amount not exceeding seventy-five per cent (75%) of the principal sum of unpaid taxes stated in applications for benefit of this Act, and making the proceeds of such funding and bond issue presently available to the counties, boroughs, townships, school districts, and poor districts of the Commonwealth; and as part of said funding, collection and payment of delinquent taxes on real estate sold to the county, providing under certain conditions for extension of the period of redemption of tax sales made to the counties prior to and within one year after the effective date of this Act.

Which was committed to the Committee on County Government.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 13, entitled:

An Act to amend section eight of the act approved the twenty-eighth day of May, one thousand nine hundred and thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," further providing for the adjournment and readjournment of tax sales.

Which was committed to the Committee on Judiciary General.

Mr. ZIESENHEIM read in his place and presented to the Chair Senate Bill No. 14, entitled:

An Act to amend sections sixty-nine and seventy-one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by increasing the obligation of the Commonwealth in the construction of certain structures located on such highways.

Which was committed to the Committee on Highways.

Mr. ARON read in his place and presented to the Chair, Senate Bill No. 15, entitled:

An Act to amend section four hundred and eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages, conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties;" permitting sales by licensees until two o'clock ante meridian on Sunday.

Which was committed to the Committee on Law and Order.

Also read in his place and presented to the Chair, Senate Bill No. 16, entitled:

An Act permitting, licensing, regulating and controlling horse racing and betting and wagering on such races; creating the Office of State Racing Commissioner in the Department of Agriculture, with jurisdiction over the same; defining the powers and duties of the State Racing Commissioner imposing certain State taxes; providing for prizes to encourage horse breeding; providing penalties; and making an appropriation.

Which was committed to the Committee on Law and Order.

Also read in his place and presented to the Chair, Senate Bill No. 17, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen, of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Mr. CHAPMAN read in his place and presented to the Chair, Senate Bill No. 18, entitled:

An Act to provide for the hospitalization of tubercular patients in State and State-aided hospitals when State owned institutions established for that purpose are unable to provide therefor.

Which was committed to the Committee on Public Health.

Mr. GRAFF read in his place and presented to the Chair, Senate Bill No. 19, entitled:

An Act to amend sections two, four, five, eight, eleven, twelve, section fourteen as amended, sections twenty-one and twenty-two, and to repeal section three as amended, sections thirteen, sixteen and nineteen, of the act, approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring minors under eighteen to procure such certificates; and imposing on school districts the duty to issue such certificates.

Which was committed to the Committee on Labor and Industry.

Mr. THOMPSON (Westmoreland) read in his place and presented to the Chair, Senate Bill No. 20, entitled:

An Act adjourning county treasurers' sales of seated and unseated lands in counties of the third class to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six, until the same time fixed by law for such sales in the year one thousand nine hundred and thirty-seven or any later date to which such sales may be adjourned; and suspending existing laws.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 21, entitled:

An Act withholding increases in rates by Public Service Companies until the same have been approved by the Public Service Commission.

Which was committed to the Committee on Public Utilities.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 22, entitled:

An Act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries, and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, county commissioners, registrars, inspectors of registration, and other appointees of county commissioners, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, and boards of school directors; and imposing penalties.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 23, entitled:

An Act fixing the salary of certain county officers in counties of the fourth class.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 24, entitled:

An Act requiring a candidate for State and local office, other than a judicial office, who has received the nomination of more than one party for the same office, to certify for which party he desires to be a candidate, providing the effect of so certifying or failure to certify.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 25, entitled:

An Act to amend section nine of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

Which was committed to the Committee on Military Affairs.

Also read in his place and presented to the Chair, Senate Bill No. 26, entitled:

A Joint Resolution proposing an amendment to section, article eighteen of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Also read in his place and presented to the Chair, Senate Bill No. 27, entitled:

An Act to amend section two hundred and twenty-one as amended, and to repeal section two hundred and twenty-two of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," combining certain county offices in counties of the fourth, fifth, sixth and seventh classes.

Which was committed to the Committee on County Government.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 28, entitled:

An Act relating to the preparation of a new Constitution of the Commonwealth by a convention, and its adoption of rejection by the people; and making an appropriation.

Which was committed to the Committee on Constitutional Changes.

Also read in his place and presented to the Chair, Senate Bill No. 29, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding section eight.

Which was committed to the Committee on Constitutional Changes.

Also read in his place and presented to the Chair, Senate Bill No. 30, entitled:

A Joint Resolution proposing an amendment to section one, article fourteen of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Also read in his place and presented to the Chair, Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for certain offices from being candidates for more than one party nomination, and requiring candidates' affidavits from candidates for additional offices.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 32, entitled:

An Act to amend sections two and four of, and to add sections five and six to, the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 926), entitled "An act defining labor disputes, and prescribing the procedure by which, and the conditions under which, injunctions may be granted in such disputes," by further limiting the power of the courts in granting such injunctions.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 33, entitled:

An Act authorizing the transfer to and acceptance by the Commonwealth of the Philadelphia Hospital for Mental Diseases at Byberry; and for the management and operation thereof as a State Mental Hospital.

Which was committed to the Committee on State Government.

Mr. CLARK read in his place and presented to the Chair, Senate Bill No. 34, entitled:

An Act to further amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes hereof and the manner of payment therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by providing for a State annunity for principals, supervising principals, and superintendents who separated from school service prior to the establishment of the retirement system.

Which was committed to the Committee on Education.

Also read in his place and presented to the Chair Senate Bill No. 35, entitled:

An Act to amend section one thousand two hundred and eight, and to repeal section one thousand two hundred and five, of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing tenure for principals and teachers and the procedure and causes for which a principal or teacher may be dismissed or denied reelection including appeal to the Superintendent of Public Instruction.

Which was committed to the Committee on Education.

Mr. HARVEY read in his place and presented to the Chair Senate Bill No. 36, entitled:

An Act to amend section four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting prop-

erty owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" authorizing the Secretary of Highways to assume the obligation to reconstruct, improve and maintain certain city bridges and viaducts.

Which was committed to the Committee on Highways.

Mr. GELDER read in his place and presented to the Chair Senate Bill No. 37, entitled:

A Joint Resolution creating an Unemployment Insurance Investigation Commission, defining the powers and duties of said Commission, and making an appropriation.

Which was committed to the Committee on Appropriations.

Mr. HUNSICKER read in his place and presented to the Chair Senate Bill No. 38, entitled:

An Act to amend section one, section three as amended, sections six and seven, and section seventeen as amended, of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment, by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by excepting from the provisions of the act domestic service in private homes, and further regulating the hours of labor.

Which was committed to the Committee on Labor and Industry.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 39, entitled:

An Act for the protection of the health, safety and welfare of women and minors in any occupation, trade or industry, except domestic service in private homes, farm labor and newspaper boys, by regulating, under the police power of the Commonwealth, the minimum wage which shall be paid to such women and minors; providing for wage boards, their powers and the procedure to determine the necessity for and to establish the minimum wage standard in any industry where the health, safety and welfare of women and minors is jeopardized by the payment of an oppressive and unreasonable wage; defining the powers of and imposing duties on courts, the Attorney General, the Department of Labor and Industry, and the Secretary of Labor and Industry; imposing certain duties on employers; and requiring certain records to be kept and information to be furnished by them; prohibiting contracts for, and payment of, less than the minimum wage standards; and providing penalties.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 40, entitled:

An Act authorizing the abatement of certain tax penalties and interest on city taxes in cities of the first class, and on school taxes in school districts of the first class; and repealing existing laws.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 41, entitled:

An Act to amend section six of the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," further defining the circumstances under which the remedy provided is available.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 42, entitled:

A Supplement to the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," prescribing the practice to be pursued in such proceedings.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 43, entitled:

An Act to amend section one thousand three hundred thirteen, and to repeal sections one thousand three hundred fourteen, one thousand three hundred fifteen, and one thousand three hundred sixteen of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by extending the provisions of said act to all private bankers.

Which was committed to the Committee on Banking.

RECESS

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time for recess having elapsed the Senate will be in order.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows:

REPORT OF BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith in conformity with the law the report of the Board of Commissioners on Uniform State Laws. To promote uniformity between the laws of the various states becomes more and more necessary year by year. The need to prevent wide variation in State practice appears in the various State statutes on taxation, crime, labor, and many other subjects of profound importance.

I commend to your careful attention the report of this Commission.

GIFFORD PINCHOT.

Which was referred to the Committee on Judiciary General.

STUDY OF STATE AID TO PRIVATE WELFARE AGENCIES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the study of State aid to private welfare agencies in Pennsylvania, made by the Welfare Commission.

State aid to local institutions, in order to justify the expenditures, must be properly handled by these institutions. The opportunities for abuse are great.

The Welfare Commission has made a careful study of the entire problem, and has made recommendations which will be of basic importance in the proper handling of State aid.

I commend the findings of this committee to your careful consideration.

GIFFORD PINCHOT.

Which was referred to the Committee on Appropriations.

REPORT OF COMMITTEE ON PENAL PROGRAM OF PENNSYLVANIA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the report and recommendations of a committee on the penal program of Pennsylvania.

This committee, composed of the outstanding Pennsylvania experts on prison management, has made a careful study of penitentiaries and prisons, and has presented to me an admirable report.

Many of its recommendations have already been put into effect. Other recommendations remain to be carried out.

In view of the disorders at the Eastern State Penitentiary during the past year, recommendations regarding Cherry Hill and Graterford are of particular importance.

I commend the report of this Committee to you for careful study.

GIFFORD PINCHOT.

Which was referred to the Committee on Judiciary General.

STUDY OF POOR RELIEF ADMINISTRATION IN PENNSYLVANIA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a study of poor relief administration in Pennsylvania.

This report, prepared by the Department of Welfare, shows conclusively that poor relief in Pennsylvania is being conducted on a 17th century basis.

Nothing demonstrates more clearly the need of a thorough overhauling of our poor board system than the fact, disclosed in this report, that tax levies for poor relief purposes ranged from nothing at all in some districts to the legal limit of 10 mills in others.

Another astonishing fact is that a rise in poor tax levies from 1928 to 1932 was accompanied by a steady decline of average collections from 78.5 per cent of levies in 1928 to 67.9 per cent in 1932. Thirty-four poor districts collected less than 50 per cent of their levies in 1933.

The report also indicates that many poor boards have no standards for granting relief and none for discontinuing relief. Once relief is granted it often continues automatically until the recipient moves from the district or dies.

The inevitable conclusion from this report is that our poor board system is wasteful. That it disregards human values and that it is neither well organized nor well administered.

GIFFORD PINCHOT.

Which was referred to the Committee on County Government.

STUDY OF TAXATION OF REAL PROPERTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 10, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the study of taxation of real property in Pennsylvania by Dr. Edward B. Logan, Budget Secretary.

This study proves conclusively that the small property owner is being taxed much more heavily in proportion to the value of his property than the large property owner.

It shows that our present real estate taxes—not one cent of which goes to the State Government—operate like a graduated income tax in reverse. In other words, the smaller the property, the larger the rate of taxation, which is utterly and shockingly wrong.

Another shocking conclusion of this tax study is that rural property is being taxed more heavily than city property of the same value.

The tax on real property is the largest and most important tax in our whole tax structure. It amounts to $300,000,000 a year—nearly three-fourths of the total paid by the taxpayers to State and local governments.

If the Legislature had accepted my recommendation to establish a State tax commission to equalize our whole system of assessment of property, much progress toward a fairer system would doubtless have been made.

Too much of the burden of government rests upon real property. It should be distributed fairly among those who are best able to pay.

This study was made possible by the Civil Works Administration. It was carried out through the fine cooperation of the presidents and faculty members of 24 colleges throughout the United States.

Simple justice demands prompt action to correct the conditions set forth in this study.

I earnestly commend this highly important tax study to each member of the Legislature in the hope that our whole system of real estate taxation may be overhauled, and that the inequalities of present methods of assessing property may be wiped out.

GIFFORD PINCHOT.

Referred to the Committee on Finance.

FINAL REPORT OF GOVERNOR'S COMMITTEE ON WORKMEN'S COMPENSATION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the final report of the Governor's Committee on Workmen's Compensation, together with supplementary reports prepared under the direction of the Advisory Committee on Workmen's Compensation.

For convenience this admirable report was published as part of the quarterly Bulletin issued by the Department of Labor and Industry and is transmitted to you in that form.

I urge your earnest consideration of the much-needed amendments to our present law as recommended by this report.

GIFFORD PINCHOT.

Which was referred to the Committee on Labor and Industry.

REPORT OF NEEDLE TRADES COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to submit herewith for your consideration the report of the Commission I appointed to investigate conditions in the Needle Trades Industry in Lehigh and Northampton Counties.

Although this report was completed some time ago, nevertheless the conditions which it discloses grew up under laws which are still in effect.

While the codes of these industries have doubtless wiped out much of the child labor in sweatshops, that is no reason why Pennsylvania should fail to enact legislation to strengthen our laws covering the employment of women and children in industry.

GIFFORD PINCHOT.

Which was referred to the Committee on Labor and Industry.

REPORT OF FOREIGN TRADE ZONE COMMITTEE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith a report of the Pennsylvania Foreign Trade Zone Committee, appointed by me on August 16, 1934.

The Committee recommends that the Commonwealth set up a Foreign Trade Zone in the Port of Philadelphia in conformity with legislation passed by the United States Congress in June, 1934. Such a zone is an area set apart in a port of entry. It consists of docks and warehouses in which foreign goods entering the country may be stored or, if destined for export, may be transshipped without going through the customs.

Within the zone goods may be shifted from vessel to vessel, or between warehouse and vessel without being subject to customs duty.

No goods, however, may leave the zone without being subject to the regular tariff.

The Committee has submitted a bill to carry out its recommendation.

I commend the report and the bill to your careful consideration.

GIFFORD PINCHOT.

Which was referred to the Committee on Federal Relations.

REPORT ON THE PROBATION OF OFFENDERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a report on the probation of offenders which was submitted by Hon. Philip Sterling, chairman, and the members of the Probation Program Committee.

Probation is a most hopeful means for the prevention and control of crime. In its study this committee has done a fine job. After much research and study it has drafted a proposed act, submitted herewith, which embodies the committee's major recommendations. They are as follows:

1. The maintenance of accepted standards in probation work.
2. Establishment of standard qualifications in the appointment of probation officers.
3. Definition of the duties and functions of probation officers.
4. Uniformity of probation records.

I recommend the proposed act and the recommendations of the committee to your favorable consideration.

GIFFORD PINCHOT.

Which was referred to the Committee on Judiciary General.

PRELIMINARY REPORT OF DELAWARE RIVER SALINITY SURVEY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the preliminary report of the Delaware River Salinity Survey, conducted under the direction of the Sanitary Water Board of the Department of Health.

This survey was a result of the controversy between Pennsylvania, New Jersey, and New York concerning the impounding of certain of the upper waters of the Delaware River to augment the water supply of the City of New York.

In order to protect Pennsylvania industries and water supplies dependent on the lower reaches of the Delaware River, Pennsylvania authorities asked that certain specified releases of water be made from the impounding of the Delaware waters, to prevent salt water from the lower Delaware from inflicting great injury on Pennsylvania industries and water supplies, especially at or near Philadelphia.

This survey has determined that releases of water already arranged for under a decision of the United States Supreme Court will prevent damage from salinity to Pennsylvania interests.

It establishes standards for the protection of Pennsylvania in any future handling of the waters of the Delaware.

The value of this survey as a basis for guarding Pennsylvania's water supply and industrial interests, now and in the future, is immeasurable.

GIFFORD PINCHOT

Which was referred to the Committee on Public Health.

REPORT OF COMMISSION ON SPECIAL POLICING IN INDUSTRY.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the highly important report of the Commission on Special Policing in Industry, appointed by me on February 9, 1934, to investigate the disorders at Ambridge on or about October 5th, and other disorders growing out of the company-paid deputy sheriff system.

The tyrannies of the industrial police and the company-paid deputy sheriffs have been such as to demand the elimination of these private armies.

I have repeatedly recommended to the General Assembly the repeal of the Industrial Police Act and the abolition of company-paid deputy sheriffs, but without success.

At the beginning of this Administration I revoked all commissions for Industrial Police and refused to issue others. The careful study of this Commission proves conclusively that these private police armies threaten lives of Pennsylvania citizens and prevent justice and industrial peace.

The report, on the basis of extended hearings and field study of actual conditions, recommends legislation prohibiting any private person or corporation from paying directly or indirectly the salaries of deputy sheriffs or the cost of their uniforms or equipment. It recommends careful regulation of county-paid deputy sheriffs, the repeal of the Industrial Police Act, and that in cases of serious industrial disturbances the Governor should be authorized to put State Police in charge.

I commend this study to each of you for careful examination and I hope for speedy enactment of its recommendations.

GIFFORD PINCHOT.

Which was referred to the Committee on Labor and Industry.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make a report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE from the Committee on Executive Nominations reported with favorable recommendation the following communications from His Excellency, the Governor of the Commonwealth:

MEMBER OF THE BOARD OF TRUSTEES OF EAST STROUDSBURG STATE TEACHERS COLLEGE

William J. Powell, Taylor, from December 10, 1934, for the term of four years and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF MANSFIELD STATE TEACHERS COLLEGE

(Mrs.) Myra B. Allen, Mansfield, from October 15, 1934, for the term of four years, and until her successor is qualified.

MEMBERS OF THE REGISTRATION COMMISSION IN AND FOR THE CITY OF SCRANTON

Samuel H. Bevan, Scranton, from September 20, 1934, until the first Monday of January, 1938.

J. Gerald Collins, Scranton, from September 20, 1934, until the first Monday of January, 1938.

Michael J. McCrea, Scranton, from September 20, 1934, until the first Monday of January, 1938.

MEMBER OF THE BOARDS OF TRUSTEES OF THE MOTHERS' ASSOCIATION FUND. (Bedford County)

(Mrs.) Margaretta Fluke, Saxton, from December 20, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

WYOMING COUNTY

(Mrs.) Charity Backman, Falls, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Sarah Warner, Laceyville, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Evelyn C. Ellsworth, Meshoppen, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Etta Serfass, Nicholson, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Gertrude E. Thomas, Noxen, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Loretta Greene Slocum, Factoryville, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Helen M. Lewis, Tunkhannock, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

PERRY COUNTY

(Mrs.) Mae Smith Fickes, Duncannon, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Vera R. Hall, New Bloomfield, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Tillie Wentzel, Blain, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Rillie Beaver, Millerstown, from October 16, 1934, for the term six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Ella Ritter, Liverpool, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Miss) Marion A. Shull, Newport, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

Mrs. Rena M. Dissinger, Marysville, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

LACKAWANNA COUNTY

(Miss) Florence E. Robertson, Scranton, from September 20, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Sarah E. Stewart, Old Forge, from September 20, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Pearle Ayres, Carbondale, from September 20, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Edna M. Butler, Dunmore, from September 20, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Dorothy Thomason Beemer, Clarks Summit, from September 20, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Elizabeth Berry, Scranton, from September 20, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Victoria Yanoshat, Scranton, from September 20, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

ALLEGHENY COUNTY

(Miss) Eleanor Hanson, Pittsburgh, from December 4, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Henrietta I. Spiro, Pittsburgh, from December 4, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Susan C. Fouse, Pittsburgh, from December 4, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Leanah S. Thomas, Sharpsburg, from December 4, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

LAWRENCE COUNTY

(Mrs.) Laura Holliday Miller, New Castle, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Lenore A. Reynolds, Ellwood City, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Miss) Clare C. Duff, New Castle, from October 16, 1934, until June 1, 1935, and until her successor is duly appointed and qualified.

(Mrs.) Grace W. Crawford, New Castle, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Blanche Sampson, Volant, from October 16, 1934, until June 1, 1937, and until her successor is duly appointed and qualified.

(Mrs.) Lena F. Gilmore, Hillsville, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

(Mrs.) Maud E. Keyser Duff, New Castle, from October 16, 1934, until June 1, 1939, and until her successor is duly appointed and qualified.

FULTON COUNTY

(Mrs.) Elizabeth P. Neeson, McConnellsburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Estella L. Seylar, McConnellsburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed..

(Mrs.) Lena McClain, Hustontown, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Amanda Lehman, Amaranth, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Gladys Charlton Palmer, Warfordsburg, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Ethel Hays Duffey, Webster Mills, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

(Mrs.) Elizabeth Florence Humbert, Big Cove Tannery, from October 16, 1934, for the term of six years, or until a Board of Trustees of the Mothers' Assistance Fund has been appointed.

MEMBER OF THE BOARD OF TRUSTEES OF INDIANA STATE TEACHERS' COLLEGE

G. E. Simpson, Indiana, from December 20, 1934, for the term of four years, and until his successor is qualified.

MEMBERS OF THE STATE COUNCIL OF EDUCATION

Weir C. Ketler, Grove City, from October 8, 1934, for the term of six years.

LeRoy A. King, Narberth, from December 17, 1934, for the term of six years.

WORKMEN'S COMPENSATION REFEREES

Gregory Ignatius Zatkovich, Pittsburgh, from September 20, 1934, until the third Tuesday of January, 1935, or until his successor shall have been appointed and qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' ORPHAN SCHOOL

Benjamin Ralsky, Bradford, from October 15, 1934, for the term of four years and until his successor is qualified.

MEMBER OF THE BOARD OF TRUSTEES OF PENNSYLVANIA SOLDIERS' AND SAILORS' HOME

William E. Maiser, Lebanon, from November 26, 1934, for the term of four years, and until his successor is qualified.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN,

That Rule 38, which requires nominations made by the Governor, to lie on the table one day, be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—47

Aron,	Graff,	McGinnis,	Salus,
Batchelor,	Harris,	Norton,	Shapiro,
Baumer,	Harvey,	Owlett,	Sones,
Bennett,	Homsher,	Pierson,	Sordoni,
Boyd,	Howell,	Prince,	Staudenmeier,
Buckman,	Huffman,	Pytko,	Thompson, B. H. (Westmoreland)
Cavalcante,	Hunsicker,	Rankin,	
Chapman,	Kable,	Reed, G. L. (Dauphin)	Thompson, E. J. (Centre)
Clark,	Lamb,		
Coyne,	Law,	Rice,	Trainer,
Ealy,	Mallery,	Roberts,	Woodward,
Frey,	McClure,	Rodgers,	Ziesenheim,
Gelder,	McCreesh,	Rupp,	

NAYS—2

Miller,	Reed, J. A. (Washington)

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HOWELL. Mr. President, I move that the Executive Session do now rise.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 14, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene Monday night, January 21st, at 9 o'clock and that when the House of Representatives adjourns this week it reconvene Monday night, January 21st, at 9 o'clock.

BILLS INTRODUCED

Mr. ARON. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON read in his place and presented to the Chair Senate Bill No. 44, entitled:

An Act to amend section twenty-three of the act approved the third day of May, one thousand nine hundred and thirty-three (P. L. 252), entitled "An act to regulate and restrain the traffic in malt, brewed vinous and fruit juice beverages, as herein defined; providing for the licensing of the sale and distribution of such beverages; imposing license fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of

places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon county treasurers, the Department of Revenue, quarter sessions courts, district attorneys, proper authorities of political subdivision of the State, and election officers; providing penalties; and repealing existing acts," permitting sales of beverages until two o'clock ante meridian on Sunday.

Which was committed to the Committee on Law and Order.

ADJOURNMENT

Mr. SALUS. Mr. President, I move that the Senate do now adjourn until tomorrow at 11 o'clock.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:59 P. M. until 11 o'clock Tuesday morning, January 15, 1935.

HOUSE OF REPRESENTATIVES

MONDAY, January 14, 1935.

The House met at 9.00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Chaplain, Rev. George F. Conner offered the following prayer:

Almighty God, our heavenly Father, we very reverently seek Thy blessing upon the General Assembly as it now convenes.

We humbly pray that Thy Holy Spirit may sustain with wisdom and power from on high, His Excellency, the Governor; the Honorable Gentlemen who shall preside over the Senate and House; Bless the Senators, Representatives, Officers and Employes of this Legislature.

Amid the clamorousness and urgency of these days, overshadow with Thy Divine presence, these public servants, that they may measure up grandly to every demand made upon their intellect, their conscience, and their strength.

Grant, O God, that the hours of unrelenting toil ahead of the conscientious members of this Legislature may be crowned with good success; that law and order, justice and peace may every where prevail thruout our beloved Commonwealth. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Monday, January 1, 1935.

The Clerk proceeded to read the Journal when, on motion of Mr. Kinney, the further reading was dispensed with and the Journal approved.

OATH ADMINISTERED TO MEMBERS

The SPEAKER. The members-elect who have not taken the oath of office will present themselves at the bar of the House where the oath of office required by Article VII, Section 1, of the Constitution of Pennsylvania will be administered to them by the Honorable Henry C. Niles, a Judge of the Court of Common Pleas of York County.

Whereupon, the oath of office was administered to Messrs. Flynn, Ederer, Gates and Piole.

LEAVES OF ABSENCE

Mr. WOOD asked and obtained leave of absence for Mr. Spangler on account of illness.

Mr. FLYNN asked and obtained leave of absence for Mr. Wheeler for the balance of the week.

Mr. EBERHARTER asked and obtained leave of absence for Mr. Sarraf.

Mr. MUIR asked and obtained leave of absence for Mr. Altenburg.

RESOLUTION

HOUSE EMPLOYES APPOINTED

Mr. COHEN offered the following resolution and asked and obtained unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

Resolved, That the following persons be elected employes of the House of Representatives:

ASSISTANT CLERK

James Murtha, 1209 Resaca Place, Pittsburgh, Pa.

JOURNAL CLERK

Charles Martin, Pottsville, Pa.

READING CLERK

Bernard F. Schneider, 314 Church Avenue, Mt. Oliver, Pa.

ASSISTANT READING CLERK

Thomas McGrail, 632 Chestnut Street, Irwin, Pa.

MESSAGE CLERK

Frank J. Lilley, 336 East Pleasant Street, Corry, Pa.

TRANSCRIBING CLERKS

B. J. McQuade, 6935 Hamilton Avenue, Pittsburgh, Pa.
Benjamin T. Silman, Uledi, Fayette County, Pa.

CLERKS TO COMMITTEES

S. E. MacTaggert, 24 May Avenue, Box 112, North Bessemer, Pa.
Albert W. Bonach, 320 Thirty-Seventh Street, Pittsburgh, Pa.
Robert J. Scheib, 711 Bellfonte Street, Pittsburgh, Pa.
Louis McCartney, 227 Third Street, McDonald, Pa.
Howard Sausser, Hegins, Schuylkill County, Pa.
J. Lowry Smith, Carmichaels, Greene County, Pa.
Genevieve C. Entz, 339 South Prince Street, Lancaster, Pa.
Joseph T. O'Neill, 2528 North Franklin Street, Philadelphia, Pa.

POSTMASTER

Robert F. Smith, Smithton, Westmoreland County, Pa.

ASSISTANT POSTMASTER

Ed A. Wilt, 1232 Tybee Street, Pittsburgh, Pa.

SERGEANT-AT-ARMS

William C. Wakefield, Saluvia, Fulton County, Pa.

CHIEF ASSISTANT SERGEANT-AT-ARMS

J. B. Gindlesberger, 947 Ash Street, Johnstown, Pa.
Junius Lee, 2175 Webster Avenue, Pittsburgh, Pa.
Thaddeus L. Nawrocki, 599 Duss Avenue, Ambridge, Pa.
Charles Turchi, 2319 Greenwich Street, Philadelphia, Pa.
Francis H. Shimshock, New Salem, Fayette County, Pa.
Dominich Morrow, Ash Street, Archbald, Pa.
Leo A. Fee, 107 West Washington Street, New Castle, Pa.

SUPERINTENDENT OF FOLDING ROOM

John F. McHugh, 330 North Ninth Street, Allentown, Pa.

PASTERS AND FOLDERS

Owen Halleron, 909 Sixth Avenue, McKeesport, Pa.
Curvin Krout, Gettysburg, Adams County, Pa.

CUSTODIAN—HALL OF HOUSE

S. B. Hetrick, New, Mexico, Juniata County, Pa.

NIGHT WATCHMAN

George Potts, Dauphin County, Pa.

CHIEF PAGE

Harry Michlovitz, 18 North Thirteenth Street, Harrisburg, Pa.

PAGES

Walter Neumyer, Enola, Cumberland County, Pa.
Lamont Linebaugh, New Cumberland, Cumberland County, Pa.
Donald Monath, Lemoyne, Cumberland County, Pa.
Jack Wagoner, Lemoyne, Cumberland County, Pa.
Frank Diehl, Lemoyne, Cumberland County, Pa.
Robert Oyler, 444 Third Street, West Fairview, Cumberland County, Pa.
J. William Hoverter, Camp Hill, Cumberland County, Pa.
William Cuff, 409 North West Street, Carlisle, Cumberland County, Pa.
R. E. Walmsley, 1513 Walnut Street, Harrisburg, Pa.
Joseph Nelson, 1635 Carnation Street, Harrisburg, Pa.
The resolution was adopted.

OATH ADMINISTERED TO EMPLOYES

The SPEAKER. The oath of office will now be administered by the Speaker to the employes elected. They will present themselves at the bar of the House.

The oath of office was then administered to the employes by the Speaker.

The SPEAKER. The following employes will take their places at the desks assigned to them by the Chief Clerk, Journal Clerk, Reading Clerk, Assistant Reading Clerk and Assistant Clerk.

REPORT OF COMMITTEE ON COMMITTEES

Mr. O'KEEFE offered the report of the Committee on Committee which was read by the Clerk as follows:

Harrisburg, Pa., January 14, 1935.

To the Honorable, the Members of the House of Representatives:

Your Committee upon Committees, in pursuance of your instructions, in a resolution adopted Tuesday, January 1, 1935, respectfully reports its recommendations of the names of the members of the Standing Committees of the House, together with the Chairmen thereof:

AERONAUTICS

Messrs. Carson, Chairman,
Walker,
Dent,
Tumelty,
Panton,
Siegel,
La Rue,
Alexander,
Hirsch,
Cannon,
Reising,
O'Keefe,
Flinchbaugh,
Turner,
Rooney,
Kane,
Parks,
Gates,
Stockham,
Reynolds,
Ferko,
McCreary
Simpson,
Snyder, F. E.,
Van Allsburg.

AGRICULTURE

Messrs. Westrick, Chairman,
Ruth,
Brown, John E.,
Carson,
Hartman,
Schrope,
Stone,
Walker,
Decker,
Haberlen,
McHenry,
Arnold,
Kelso,
Reising,
Smith, John A.,
Panton,
Nagel,
Moul,
Hetrick,
Moomaw,
Wood,
Yeakel,
Schrock,
Gillette,
Snyder, J. L.,
Surface,
Terry,
Habbyshaw,
Horst,
Merrell,
Zimmerman,
Boose,
Hoffner,
Parks,
Snyder, F. E.,
McCreary.

APPROPRIATIONS

Messrs. Cohen, Chairman,
McDermott,
Ruth,
Eroe,
O'Keefe,
Caputo,
Shugarts,
Furman,
Boyd, Harry N.,
Brancato,
Westrick,
Schrope,
Sinwell,
Munley,
Melchiorre,
Lovett,
Downey, George E.,
Flanagan,
Harmuth,
Male,
McHenry,
Stank,
Stevens,
Welsh,
Zappala,
Gerard,
Ruffennach,
Diehl,
Baker, John J.,
Barber,
Tronzo,
Sarraf,
Brown, Homer S.,
Conner,
Baldi,
Blumberg,
Wood,
Turner,
Hart,
Jones,
Schrock,
Gillette,
Schwartz,

BANKING

Messrs. Stone, Chairman,
Andrews,
Labar,
Male,
Simon,
Mentzer,
Long,
Brancato,
Baine,
Coolahan,
Aukerman,
Pearson,
Munley,
Haluska,
Hetrick,
Welliver,
Sarraf,
Shaw,
Rinn,
Downey, John J.,
Sumney,
Melchiorre,
O'Neill,
Powers,
Ruth,
Schwab,
Baldi,
Blumberg,
Turner,
Witkin,
Schwartz,
Weidemann,
Cordier,
Greenstein,
Forrest.

BOROUGHS AND TOWNSHIPS

Messrs. Harmuth, Chairman,
Westrick,
Flinchbaugh,
O'Neill,
Harbelen,
Patterson, Cliff,
Kelso,
Reising,
Caputo,
Downey, John J.,
Decker,
Coolahan,
Gerard,
Moran,
McHenry,
Moul,
Pearson,
Piole,
Ruffennach,
Smith, W. G.,
Hoopes,
Coakley,
Peters,
Weidemann,
White,
Wall,
Rhys,
Davies,
Woodside,
Zimmerman,
Simpson,
Sproul,
Snyder, J. L.,
Stockham.

BUILDING AND LOAN ASSOCIATIONS

Messrs. Sinwell, Chairman,
Melchiorre,
Flanagan,
Labar,
Mentzer,
Burke,
Finnerty,
Ominsky,
Stevens,
Tumelty,
Shugarts,
Gerard,
Kobelak,
Ruffennach,
Haluska,
Tronzo,
Hermansen,
Rhys
Greenstein,
Green,
Forrest,
Hamilton, Robert S.,
Castor,
Duffort,
McDevitt.

CITIES

Messrs. Brancato, Chairman,
Eroe,
Sinwell,
Andrews,
Downey, George E.,
Kinney,
Powers,
Burke,
Kilroy,
Hagerty,
Brown, Homer S.,
Eberharter,
Mooney,
VanSickle,
Baker, John J.,
Hoopes,
McElroy,
Patterson, James W.,
Jones,
Cordier,
Boyer,
Phillips,
Wickersham.
Stott,
Mallen,
Reynolds,
Ferko,
Duffort,
Castor,
Stewart.

CONGRESSIONAL APPORTIONMENT

Messrs. Shepard, Chairman,
Lynch,
McHenry,
Pfaff,
Brown, Homer S.,
Mooney,
Robinson,
Allen,
Bradley,
McDermott,
Brown, John E.,
Simon,
Sinwell,
Jackson,
McDevitt,
Stockham,
Hoffner,
Ferko,
Duffort,
Atkins,
Simpson,
Stewart,
Altenburg,
Sloan,
VanAllsburg,

CONSTITUTIONAL AMENDMENTS

Messrs. Chervenak, Chairman,
Dent,
Fitch,
Arnold,
Downey, John J.,
Brown, Homer S.,
Nagel,
Alexander,
Bradley,
Diehl,
Coleman,
McDermott,
Smith, John A.,
Gerard,
Kilroy,
Brownfield,
Wilson,
Stank,
Flynn,
Conner,
Blumberg,
Stott,
Brennan,
Shreiner,
Boose,

CORPORATIONS

Messrs. Stank, Chairman,
Cannon,
Flanagan,
Harmuth,
Powers,
Falkenstein,
Finnerty,
Ominsky,
Pfaff,
Tumelty,
Baine,
Gerard,
Kobelak,
Pearson,
Zappala,
Bradley,
Yourishin,
Flynn,
Jones,
Denning,
Rhys,
McKinney,
Sproul,
Wickersham.
Green,

COUNTIES

Messrs. Boyd, Harry N., Chairman,
Van Sickle,
O'Keefe,
Brown, John E.,
Flinchbaugh,
Labar,
Lynch,
Walker,
Long,
Patterson, Cliff,
Arnold,
Hamilton, Frank P.,
Klingler,
Patterson, James W.,
Smith, William G.,
Zappala,
Shaw,
Kelso,
Hetrick,
McDermott,
McElroy,
Smith, John A.,
Conner,
Wood,
Hefferon,
Baker, Francis T.,
Weidmann,
White,
Muir,
Roan,
Terry,
Snyder, J. L.,
Mason,
Woodside,
Hamilton, Robert S.,
Barnhardt,
Zimmerman,

EDUCATION

Messrs. Brownfield, Chairman,
Cohen,
Furman,
Brancato,
Hindman,
Westrick,
Chervenak,
Male,
Schwab,
Simon,
Welsh,
Yourishin,
Smith, John A.,
Ruth,
Shepard,
Stevens,
Kelso,
Alexander,
Klinger,
Nagel,
Baine,
Harkins,
Holland,
Hetrick,
Hirsch,
Diehl,
Coakley,
Wilson,
Nothnagle,
Baker, Francis T.,
Hermansen,
Shortz,
Yeakel,
Greenstein,
Surface,
Merrell,
Horst,
Trout,
Brennan,
Perry.
Woodside,
VanAllsburg,

ELECTIONS

Messrs. O'Keefe, Chairman,
Eroe,
Furman,
Boyd, Harry N.,
VanSickle,
Carson,
Burke,
Falkenstein,
Fitch,
Cochran,
Paff,
Murrin,
Baine,
Weiss,
Shaw,
Patterson, James W.,
Baker, John J.,
Hoopes,
Coleman,
Holstrom,
McElroy,
Coolahan,
Kobelak,
Sowers,
Blumberg,
Shortz,
Roan,
Mason,
Tahl,
Forrest,
Habbyshaw.

FEDERAL RELATIONS

Messrs. Cannon, Chairman,
Finnerty,
Ominsky,
Arnold
Brownfield,
Alexander,
Stevens,
Brumbaugh,
Sarra,
Rinn,
Stone,
Walker,
Wilson,
Kilroy,
Hart,
Gates,
Longaker,
McDevitt,
Sproul,
McCreary,
Muir,
Ferko,
Duffort,
Boyd, Robert,
Altenburg,
Sloan.

FISHERIES

Messrs. Kinney, Chairman,
Flinchbaugh,
Hartman,
Labar,
Walker,
LaRue,
Cochran,
Decker,
Hamilton, Frank P.,
Klingler,
Siegel,
Auckerman,
Panton,
Hindman,
Ederer,
Baker, Francis T.,
Schrock,
Yeakel,
Surface,
Wall,
Wheeler,
Bernhard,
Snyder, J. L.,
Green,
Perry,
Parks.

FORESTRY

Messrs. Schwab, Chairman,
Lynch,
Powers,
Moomaw,
Stone,
Walker,
Haberlen,
Welliver,
Brumbaugh,
Hamilton, Frank P.,
Dilley,
Aukerman,
LaRue,
Haluska,
Smith, John A.,
Gillette,
Surface,
Terry,
Habbyshaw,
Bernhard,
McKinney,
Snyder, F. E.,
Parks,
Muir,
Simpson,
Altenburg,
VanAllsburg.

GAME

Messrs. Schrope, Chairman,
Brownfield,
Ruth,
Carson,
Lynch,
O'Neill,
Schwab,
Stone,
Haberlen,
Decker,
Klingler,
Alexander,
Holland,
Siegel,
Moul,
LaRue,
Robinson,
Moomaw,
Allen,
Nothnagle,
Ederer,
Yeakel,
Roan,
Terry,
Surface,
Wall,
Bernhard,
Horst,
Barnhardt,
Brennan,
Perry,
Sproul.

GEOLOGICAL SURVEY

Messrs. O'Neill, Chairman,
Kinney,
Cochran,
Panton,
Siegel,
Aukerman,
Robinson,
Haluska,
Allen,
Brumbaugh,
Flanagan,
Westrick,
Yourishin,
Boyer,
Parks,
Spangler,
Hoffner,
Atkins,
Boose,
Stewart,
Altenburg,
Phillips,
Boyd, Robert,
Linderman,
Castor.

HIGHWAYS

Messrs. Furman, Chairman,
Brownfield,
Ruth,
Eroe,
Boyd, Harry N.,
Westrick,
Schrope,
Bradley,
Carson,
Flanagan,
Flinchbaugh,
Scanlon,
Gerard,
Welliver,
Hirsch,
Diehl,
Coakley,
Holstrom,
Rinn,
Hetrick,
Witkin,
Lynch,
Male,
O'Neill,
McHenry,
Schwab,
Simon,
Stone,
Welsh,
Alexander,
Patterson, Cliff,
Murrin,
Allen,
Aukerman,
Siegel,
Decker,
Moul,
LaRue,
Pearson,
Baker, Francis T.,
Peters,
Shortz,
Schrock,
Yeakel,
Weidemann,
White,
Gillette,
Merrell,
Shreiner,
Horst,
Wood,
Barnhardt,
Davies,
Brennan,
Moore,
McCreary.

INSURANCE

Messrs. Flinchbaugh, Chairman,
Cohen,
Sinwell,
Hartman,
O'Neill,
Mentzer,
Shepard,
Tumelty,
Long,
Hindman,
Kelso,
Barber,
Klingler,
Hamilton, Frank P.,
Burke,
Coolahan,
Wilson,
Moul,
Coakley,
Flynn,
Turner,
Schwartz,
Shortz,
Tahl,
Wasserman,
Gillette,
Shreiner,
Barnhardt,
Hefferon,
McDevitt.

JUDICIAL APPORTIONMENT

Messrs. Munley, Chairman,
Patterson, Cliff,
Smith, W. G.,
Weiss,
Achterman,
Bradley,
Hetrick,
Welliver,
Hirsch,
McDermott,
Lovett,
VanSickle,
Eberharter,
Baker, Francis T.,
McKinney,
Gates,
Mallen,
Wickersham,
Boyd, Robert,
Castor,
Linderman,
Phillips,
Simpson,
Rooney,
Longaker.

JUDICIARY GENERAL

Messrs. Caputo, Chairman,
Cohen,
Brancato,
Andrews,
Flanagan,
Chervenak,
Stank,
Burke,
Ominsky,
Brown, Homer S.,
Eberharter,
Trc::zo,
Zappala,
Weiss,
Harkins,
Ruffennach,
Hoopes,
Achterman,
Barber,
Dilley,
VanSickle,
Male,
Munley,
Bradley,
McDermott,
Sowers,
Blumberg,
Turner,
Witkin,
Wasserman,
Tahl,
Greenstein,
Mason,
Woodside,
Forrest,
McKinney.

JUDICIARY LOCAL

Messrs. Brown, John E., Chairman,
Powers,
Furman,
Finnerty,
Hindman,
Wheeler,
Jones,
Denning,
Stott,

JUDICIARY LOCAL (continued)

Cochran, Davies,
Nagel, Bernhard,
Piole, Rooney,
Shaw, Hoffner,
Welliver, Duffort,
Downer, George E., McCreary,
Hartman, Condon,
Coakley, Snyder, F. E.
Mentzer,

JUDICIARY SPECIAL

Messrs. Simon, Chairman,
Walker, Hirsch,
Dilley, Baldi,
Patterson, James W., Hart,
Weiss, Rhys,
Achterman, Wall,
Long, Cordier,
Coakley, Roan,
Holstrom, Sproul,
Moomaw, McDevitt,
Kinney, Mallen,
Lynch, Atkins,
Brown, Homer S., Stockham,
Tronzo, Longaker.

LABOR

Messrs. Yourishin, Chairman,
O'Keefe, Holland,
Melchiorre, Mooney,
Lovett, Moran,
Brown, John E., Piole,
Cannon, Hoopes,
Carson, Sowers,
Chervenak, Peters,
Harmuth, Hermansen,
Sumney, Denning,
Dent, Trout,
Falkenstein, Longaker,
Fitch, Reynolds,
Pfaff, Condon,
Shepard, Gates,
Hagerty, Linderman,
Arnold, Carr,
Reising, Altenburg.
Harkins,

LAW AND ORDER

Messrs. Melchiorre, Chairman,
Furman, Harkins,
Brancato, Siegel,
Powers, Ruffennach,
Arnold, Conner,
Welsh, Sowers,
Mentzer, Wood,
Dent, Root,
Burke, Schwartz,
Falkenstein, White,
Kilroy, Terry,
Eberharter, Moore,
Weiss, Wickersham,
Hagerty, Snyder, J. L.,
Ominsky, Kane,
Caputo, Muir.
Dilley,

LEGISLATIVE APPORTIONMENT

Messrs. Andrews, Chairman,
Finnerty, Cannon,
Shepard, Harmuth,
Scanlon, Haberlen,
Cochran, Arnold,
Downey, John J., Wheeler,
Male, Nothnagle,
Mooney, Root,
Piole, Shortz,
Shaw, Shreiner,
Rinn, Moore,
McElroy, Boose,
Munley, Reynolds,
Boyd, Harry N., Condon.

MANUFACTURES

Messrs. Lynch, Chairman,
Schrope, Moomaw,
Lovett, Pfaff,
Andrews, Flynn,
Labar, Root,
Ominsky, Ederer,
Scanlon, Mallen,
Murrin, Green, S. H.,
Panton, Hamilton, Robert S.,
Holland, Zimmerman,
Moran, Sloan,
Patterson, James W., Trout,
Pearson, Kane,
Haluska, Boyd,
Baker, John J., Carr.
Rinn,

MILITARY AFFAIRS

Messrs. Downey, Geo., Ch.,
Tumelty, Wheeler,
Scanlon, Hart,
Murrin, Hefferon,
Coolahan, Peters,
Eberharter, Cordier,
Holland, Mason,
Patterson, James W., Horst,
Smith, William G., Zimmerman,
Allen, Hamilton,
Lovett, Spangler,
Moomaw, Jackson,
Welsh, Carr.

MINES AND MINING

Messrs. Downey, J. J., Ch.,
Boyd, Harry N., Coleman,
Brown, John E., Baldi,
Chervenak, Hermansen,
Stank, Hefferon,
Robinson, Stewart,
Welsh, Kane,
Yourishin, Atkins,
Kelso, Boyd,
Hamilton, Frank P., Barnhardt,
Coolahan, Carr,
Haluska, Boose,
Ruffennach, Linderman,
Bradley, Phillips.
Hirsch,

MUNICIPAL CORPORATIONS

Messrs. Eroe, Chairman,
Downey, George E., McDermott,
Kinney, McElroy,
Pourishin, Robinson,
Scanlon, Brownfield,
Long, Patterson, Cliff,
LaRue, Baldi,
Dilley, Sowers,
Mooney, Nothnagle,
Robinson, Root,
Murrin, Hefferon,
Zappala, Tahl,
Baker, John J., Stott,
Mentzer, Mason,
Coakley, Habbyshaw,
Coleman, Muir,
Tronzo, Rooney,
Sarraf, Linderman.

PENSIONS AND GRATUITIES

Messrs. Labar, Chairman,
Cannon, Shaw,
Downey, George E., Nagel,
Hartman, Allen,
Hagerty, Boyer,

PENSIONS AND GRATUITIES (continued)

Dent, Wasserman,
Fitch, Green,
Tumelty, Merrell,
Hindman, Boyd,
Downey, John J., Carr,
Hamilton, Frank P., Jackson,
Coolahan, Phillips,
Harkins, Reynolds,
Kobelak, Spangler,
Moran, Stott,
Smith, William G., Atkins.

PRINTING

Messrs. Welsh, Chairman,
Downey, John J., Tahl,
Flanagan, Denning,
Kinney, Hamilton, Robert S.,
Falkenstein, Spangler,
Hagerty, Rooney,
Scanlon, Muir,
Nagel, Van Allsburg,
Moran, Castor,
Patterson, James W., Linderman,
Piole, Sloan,
Robinson, Snyder, Frank E.,
Carson, Gates.

PUBLIC HEALTH AND SANITATION

Messrs. Hartman, Chairman,
Cohen, Tronzo,
Brancato, Sarraf,
Schrope, Sumney,
Yourishin, Weiss,
Haberlen, Wilson,
Falkenstein, Witkin,
Finnerty, Hart,
Kilroy, Jones,
Shepard, Ederer,
Hindman, Forrest.
Patterson, Cliff, Habbyshaw,
Nagel, Merrell,
Kobelak, Davies,
Barber, Boyer,
Brumbaugh, Ferko,
Hetrick, Jackson.
Diehl, Spangler.
Coleman,

PUBLIC UTILITIES

Messrs. Shugarts, Chairman,
Panton, Baine,
O'Keefe, Eberharter,
Van Sickle, Achterman,
Melchiorre, Decker,
Lovett, Holstrom,
Brown, John E., McElroy,
Cannon, Cochran,
Andrews, Turner,
Harmuth, Wasserman,
Stank, Schrock,
Stevens, Davies,
Mentzer, Woodside,
Dent, Kane,
Kilroy, Mallen,
Long, McDevitt,
Reising, Moore,
Caputo, Stockham.

RAILROADS AND RAILWAYS

Messrs. Lovett, Chairman,
Munley, Holstrom,
McHenry, Sumney,
Shugarts, Kilroy,
Eroe, Dilley,
Hindman, Falkenstein,
Fitch, Dent,
Pfaff, Hoopes,
Hagerty, Conner,
Reising, Nothnagle,
Murrin, Wasserman,
Klinger, White,
Panton, Bernhard,
Eberharter, Brennan,
Harkins, Moore,
Aukerman, Perry,
Moran, Boyer,
Piole, Condon,
Ruffennach, Jackson,
Zappala, Sloan,
Welliver, Wickersham,
Hirsch, Simpson,
Rinn,

REPEAL BILLS

Messrs. Achterman, Chairman,
Simon, Shugarts,
Stevens, Van Sickle,
Cochran, Wheeler,
Reising, Yeakel,
Holland, White,
Mooney, Perry,
Moul, Boyer,
Smith, William G., Longaker,
Brumbaugh, McCreary,
Coleman, Hoffner,
Smith, John A., Castor,
Sumney, Condon,
Barber, Van Allsburg,
Powers, Altenburg.

STATE GOVERNMENT

Messrs. McHenry, Chairman,
Chervenak, Hartman,
Andrews, Shugarts,
Cohen, Sinwell,
Schwab, Barber,
Haberlen, Wilson,
Patterson, Cliff, Achterman,
Kobelak, Schwartz,
Brumbaugh, Hermansen,
Deihl, Denning,
Baker, John J., Rhys,
Sarraf, Wall,
Holstrom, Shreiner,
Moomaw, McKinney,
Smith, John A., Trout,
Decker, Longaker,
Fitch, Stewart,
Sumney, Rooney,
Robinson, Mallen.

WAYS AND MEANS

Messrs. Ruth, Chairman,
Cohen, Male,
Brownfield, O'Neill,
Eroe, Schwab,
O'Keefe, Simon,
Caputo, Stank,
Shugarts, Stevens,
Furman, Stone,
Boyd, Harry N., Bain,
Lahar, Dilley,
Westrick, Pearson,
Schrope, Flynn,
Sinwell, Witkin,
Munley, Peters,
Melchiorre, Root,
Chervenak, Ederer,
Downey, George E., Weidemann,
Flinchbaugh, Cordier,
Harmuth, Roan,
Weiss, Greenstein,
Kinney, Trout.

Respectfully submitted by the Committee on Committees:

JOHN J. O'KEEFE,
WILSON G. SARIG,
HARRY N. BOYD,
CHARLES MELCHOIRE,
HARRY J. BROWNFIELD,
ARNOLD M. BLUMBERG,
ELLWOOD J. TURNER.

The report was adopted.

MEMORIALIZING CONGRESS TO ENACT BANK PAYOFF BILL

Mr. ANDREWS offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 14, 1935.

Whereas, thousands of Pennsylvania citizens are directly and acutely interested in the passage of a "bank payoff bill," and

Whereas, such a measure will shortly be pending in the Congress of the United States, and

Whereas, this "bank payoff bill" will provide that the Federal Government take over the assets of all closed banks in the country, immediately pay in full the depositors and liquidate the assets in the closed banks in an orderly way during a period of twenty years, and

Whereas, such a method of orderly liquidation will greatly enhance the value of frozen assets and will stop deflation of values in real estate and many other bank holdings, and

Whereas, the Federal Government, by thawing out the impounded life saving of ten million Americans, will promote business confidence and activity, will diminish relief payrolls and will be dealing justly with the depositors in closed banks; therefore be it

Resolved, (if the Senate concur), that the General Assembly memorialize the Congress of the United States to enact legislation authorizing the Federal Government to take over the assets of all closed banks and immediately pay depositors in full, and especially requests Pennsylvania's Representatives in the Congress of the United States to use every effort consistent with honorable practices to secure the enactment of such legislation;

Resolved, that a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the presiding officer of the Senate and Speaker of the House of Representatives of the United States.

APPROPRIATIONS FOR WARDS OF THE STATE

Mr. HART offered the following resolution and asked unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

Whereas, It appears that existing appropriations for mothers' assistance, old age assistance, blind assistance and to State-aided hospitals is insufficient to fully care for all of the wards of the State who come within this specialized form of care; therefore be it

Resolved, (if the Senate concur), That it is the sense of the General Assembly that those intrusted with the program for the raising of revenues and the making of appropriations at this session of the General Assembly, take into full consideration the amount necessary to care for the wards of the State referred to in the preamble hereof, in order that they may be adequately protected and maintained through sufficient appropriations.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Is there objection?

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

The resolution lies over for printing under the rules.

MEMORIALIZING CONGRESS TO ENACT BONUS LEGISLATION

Mr. SOWERS offered the following resolution and asked unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

Whereas, Many of those who are today unemployed and destitute are those who yesterday bravely and courageously and unselfishly risked life and everything that life held in the service of their country, both here and on the battlefields of France; and

Whereas, This Nation, for which they were willing to make the supreme sacrifice in order that democracy might be preserved, has done naught for them but give its promise to pay an extra bonus for that service at a future time; and

Whereas, If such bonus is due these patroits, as has been admitted by the government's promise to pay, it is far better to give to them when they need as they gave to us when we needed, than to delay until such time as they may not need or may not be here to enjoy; and

Whereas, The payment to these men of the moneys due them would release for circulation several billions of dollars, and would bring not only much needed relief to them, but would greatly stimulate business and give to business the impetus and encouragement that is necessary to insure the return of prosperity to the Nation; therefore be it

Resolved, That the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to immediately pass the necessary legislation and make the appropriation of moneys required to pay to these heroes of yesterday that which is so badly needed today; and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk of the House to the Senate and to the House of Representatives of the Congress of the United States.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Is there objection?

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consen is not granted.

The resolution lies over for printing under the rules.

RE-ORGANIZATION OF INSURANCE DEPARTMENT

Mr. SOWERS offered the following resolution and asked unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

Whereas, Those connected with the insurance busines in this Commonwealth are dissatisfied with the manner i which the Insurance Department is organized, and are o the opinion that the insurance business cannot be properl supervised by the State until the Department is properl manned and bureaus created to handle the supervision o the various kinds of insurance; and

Whereas, The correction of these defects are purely mat ters of administration if sufficient appropriation is mad available; therefore be it

Resolved, (if the Senate concur), That it is the sense o the General Assembly that the Insurance Departmen should be reorganized and that the Insurance Commi sioner, with the approval of the Executive Board as pr vided in the Administrative Code, should provide in sa Department, in addition to other necessary bureaus an divisions, a life insurance bureau, a fire insurance burea and a casualty insurance bureau;

Resolved, That it is the sense of the General Assembl that sufficient appropriation be made in the General A propriation Bill to the Insurance Department in order th this recommendation of the General Assembly may be ca ried into effect.

The SPEAKER. Will the House give its unanimous co sent for the immediate consideration of the resolutio Is there objection?

Mr. FLINCHBAUGH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and conse is not granted.

The resolution lies over for printing under the rules

DEPARTMENT OF BANKING TO BE ADEQUATELY MANNED

Mr. STOTT offered the following resolution and asked unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

One of the lessons the economic depression has taught us is that our State and Federal examination of banks and other financial institutions has been wholly inadequate, and that government has not insisted on the extreme care and prudence which should be exercised by those intrusted with the savings of our people;

Deposits made with financial institutions were invested by the managers of these institutions in securities which in depression days have little or no value whatever;

When the return of deposits was requested these assets could not be negotiated, with the result that banks were forced to close;

This condition should not be permitted to recur in the future, and it becomes the duty of the State to assure its people that the financial institutions it authorizes to receive deposits of money will be prudently managed in the future; therefore be it

Resolved, (if the Senate concur), That the General Assembly requests the Governor and the Secretary of Banking to adequately man the Department of Banking with skilled examiners, that in its examinations the Department insist on the utmost care in the investment of depositor's moneys, that if institutions are found to be negligent, immediate steps be taken to halt improper practices, and to change management, and if this is not done that such institutions be forced to close before deposits are endangered and capital entirely impaired;

Resolved, That the Secretary of Banking be requested to inform the General Assembly of any change needed in the Banking Laws of this Commonwealth in order to accomplish the purposes of this resolution;

Resolved, That a copy of this resolution be transmitted to the Governor and the Secretary of Banking by the Chief Clerk of this House.

The Speaker. Will the House give its unanimous consent for the immediate consideration of the resolution? Is there objections?

Mr. STONE. Mr. Speaker, I object.

The Speaker. The Chair hears objection and consent is not granted.

The resolution lies over for printing under the rules.

MEMORIALIZING CONGRESS TO ENACT LEGISLATION FOR LIQUIDATION OF ASSETS OF NATIONAL BANKS

Mr. TURNER offered the following resolution and asked unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

The economic depression has bought many calamities to our people not the least of which has been the wiping out of the savings of many of our people through the collapse of banks to which such savings were intrusted for safe keeping and investment;

Within the last several years the National Government, under authority of Congressional action, has credited numerous agencies to administer new functions of government, brought into being to accomplish a single purpose—to break the continuation of the National economic disaster and to restore our former prosperity;

Billions of dollars have and are being raised to care for our people through charity, by a bonus for restricting agricultural production, by employments on public works, by advancing the interest of forestry and through countless other activities, while the savings of the employed and unemployed lie idle in frozen assets of closed National banks established under the supervision of and inspected by agents of the National Government;

Meanwhile many thinking citizens inquire whether such could not be accomplished to restore prosperity of the National Government found ways and means of reimbursing those whose savings have been endangered in institutions fostered by the National Government; therefore be it

Resolve, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact appropriate Federal legislation designed to provide suitable ways and means of taking over or liquidating the frozen assets of National banks as speedily as possible, in order that depositors may be reimbursed to the greatest extent possible and these deposits made available for legitimate channels of trade and commerce;

Resolve, That a copy of this resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this House.

The SPEAKER. Will the House give it unanimous consent for the immediate consideration of the resolution? Is there objections?

Mr. MELCHIORRE. Mr. Speaker, I object.

The SPEAKER. The Chair hears objections and consent is not granted.

The resolution lies over for printing under the rules.

REQUESTING RECONSTRUCTION FINANCE CORPORATION TO COOPERATE WITH DEPARTMENT OF BANKING

Mr. GATES offered the following resolution and asked unanimous consent for its immediate consideration:

In the House of Representatives, January 14, 1935.

The economic depression has resulted in the closing of many of our State banks and trust companies, causing distress to countless trusting depositors;

Progress in the liquidation of these institutions has necessarily been slow since a market could not be found for so-called frozen assets, which in normal times were considered entirely safe investments;

The Federal Government, realizing the necessity of granting assistance in freeing capital invested in such frozen bank assets, empowered the Reconstruction Finance Corporation to take over such of these assets as were considered valuable and to advance cash in order that depositors might be reimbursed to a reasonable extent;

This Federal action deserves the commendation of everyone, but the desired results have seemingly not been accomplished or have been extremely slow of realization as frequently happens in matters of governmental administration; therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania respectfully requests those in charge of the Reconstruction Finance Corporation to cooperate to the fullest extent possible with the Department of Banking of this Commonwealth in the transfer to it of the assets of closed Pennsylvania State banks and trust companies, to the end that the deposits of our people may be freed and made available for the channels of trade and commerce;

Resolved, That a copy of this resolution be transmitted to the Reconstruction Finance Corporation by the Chief Clerk of this House.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Is there objection?

Mr. STONE. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

The resolution lies over for printing under the rules.

RELIEF LEGISLATION TO BE ENACTED BEFORE ADJOURNMENT

Mr. CANNON offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 14, 1935.

Whereas, Again we here assembled for legislation to benefit this Commonwealth; and

Whereas, Very few if any man made laws satisfy every one; and

Whereas, FRANKLIN D. ROOSEVELT has stated no one would starve has placed his best efforts to remedy the situation; and

Whereas, Big business still seeks to run our government invisibly for selfish interest of a minority; and

Whereas, Conditions prevailing demand active legislation of merit for the Protection, Welfare, Health, and Happiness, a program beneficial to HUMANITY are much sought; and

Whereas, Evictions still continue, foreclosures on mortgages prevail, many persons destitute, distress in institutions, improvements are sought, the welfare of those employed in industry should be considered, jobs, work and positions should be created; and

Whereas, The diligence previously rendered has brought upon this Commonwealth and many of its citizens unhappiness, expense, and burdensome taxation.

Therefore Be It Resolved, (should the Senate concur), The majority in this Commonwealth of Pennsylvania expressed their desire for a continuation of the New Deal, active legislation considered early in as short a period of time as possible and no adjournment should be sought until this task before us is completed; and

Be It Further Resolved, We think deeply and bravely we are still Pennsylvanian's who should realize relief should come from many sources, including a job for all, that they have the opportunity to earn many month's pay to provide domestic happiness, purchasing power from which business shall benefit prior to the coming Christmas of this year and each year hereafter.

AMENDING LEGISLATION PREVENTING PROPER FUNCTIONING OF STATE GOVERNMENT

Mr. CANNON offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 14, 1935.

Whereas, This Commonwealth of Pennsylvania needs rehabilitation noted by the form of Government the majority decided on by the change that shall eventually take place; and

Whereas, In this Commonwealth of Pennsylvania much eventually shall be said regarding the Constitution of Pennsylvania; and

Whereas, It appears fundamentally necessary to remedy the situation in this Commonwealth of Pennsylvania humane legislation sought action for the same should be granted the new administration under the guidance of George H. Earle Jr.; and

Whereas, A majority of the people in this Commonwealth of Pennsylvania placed confidence in his Excellency the Governor elect to secure domestic happiness; and

Therefore Be It Resolved, (should the Senate concur), Any legislation previously enacted preventing this State Government from properly functioning by any previous set-up or part thereof should be amended; and

Be It Further Resolved, Any legislation or set-up that prevails proving inconsistent for the welfare of the people and their State government repeal should be in order to remedy the situation beneficial to the Commonwealth of Pennsylvania.

INVESTIGATION OF ADMINISTRATION OF STATE EMERGENCY RELIEF

Mr. CANNON offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 14, 1935.

Whereas, In this Commonwealth of Pennsylvania there prevails a State Emergency Relief Board who constitute the authority to allocate funds to the various counties set-up for the purpose of direct relief or work relief; and

Whereas, The County Relief Board of the County of Philadelphia constitutes the authority in Philadelphia to render decisions by the set-up they term beneficial; and

Whereas, Direct relief sought from many angles by those in distress, food orders, coal, clothing, shoes and many other necessities made available and disposed of through the set-up termed by many in authority that were compensated by wages or salaries for their services rendered and

Whereas, Work relief created by projects authorized in local communities by which employment created came under the jurisdiction of the State Emergency Relief Administration, Local Works Division and County Relief Board.

Therefore Be It Resolved, (should the Senate concur) A complete investigation by a committee of four members of the house appointed by the Speaker of the House and a committee of three members of the Senate appointed by the President Pro Tempore be granted power to constitute the authority for conducting hearings to obtain any evidence they seek regarding relief and the distribution or disbursing of

Resolved, Each member of the committee shall have the power to administer oaths or affirmations to witness appearing before it, any person who shall wilfully neglect to appear and testify before said committee or refuse to produce any books, papers, records or documents shall be subject to the penalties provided by law of this Commonwealth.

Resolved, That an item be inserted in the General Appropriation bill to pay the expenses of said committee.

URGING INFLATION THROUGH PRESIDENTIAL ACTION

Mr. CANNON offered the following resolution which was twice read and laid over under the rules:

In The House of Representatives, January 14, 1935.

Whereas, Recovery is worth all it costs the New Deal is at crossroads and

Whereas, Instead of States trying to dominate the Federal Government, we have private bankers trying to dominate our Federal Treasury; and

Whereas, The framers of the United States Constitution in Article 1 Section 8 very wisely said, "Congress shall have the power to coin money and regulate the value thereof,"

Whereas, We do not desire to and will not destroy our monetary system; and

Whereas, Our Government under the leadership of our great President Franklin Delano Roosevelt is making a determined effort to restore prosperity to the people, much has been done toward helping wage earners, laborers, farmers, home-owners, business, industry and commerce and

Whereas, Debts have been scaled down, extended and interest charges reduced, the issuance and distribution of money is a governmental function; and

Whereas, The Federal Reserve Banks should be taken over by the Government and operated in the interest of the people, Banks, Industry and Commerce. No private Corporation or Corporation Owned by private Corporation should have the right to issue money. The Government should issue currency when in need of money instead of tax exemption interest bearing bonds; and

Whereas, A billion dollars a year can be used by the Federal Government to a better advantage than paying it as interest on Government Bonds that may be used as a basis for the issuance of currency.

Resolved, That the General Assembly of the Commonwealth of Pennsylvania urge the President of the United States to move at once for a substantial and effective inflation for creation of at least ten billion of dollars in new credit for its immediate distribution and for its control through a government operated central banks, which shall provide vast new appropriations for the Public Works Administration to be expended liberally and swiftly in addition provide the Reconstruction Finance Corporation with funds to pay off the depositors who trusted the Governments call for faith in their banks.

Resolved, Copies of this resolution be transmitted by the clerk of the Senate of the President of the United States to both Members of the United States Senate and each Member of Congress from the Commonwealth of Pennsylvania.

URGING CONSIDERATION OF NEEDS OF HOSPITALS

Mr. JONES offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, January 14, 1935.

Whereas, The attention of the members of this House has been called to the fact that the Commonwealth is up to six months in arrears in appropriation payments to more than one hundred and sixty State-aided hospitals; and

Whereas, The State Treasurer has announced that all such payments have been suspended on account of a lack of sufficient State funds; and

Whereas, The continued withholding of the payments to these hospitals of the amounts due them under the provisions of appropriations heretofore made will force them to drastically reduce their service which will in turn mean untold suffering and misery; and

Whereas, It is necessary in order to avert this suffering and misery and to sustain the honor of this Commonwealth to, at once, raise sufficient revenue to pay to these hospitals the amounts due them; therefore be it

Resolved, That it is the wish of this House that the Ways and Means Committee thereof shall immediately consider the urgent need of these hospitals and determine upon some method of raising the funds required to make the payments due, and report to this House the necessary bills to provide therefore in order that they may continue to furnish to those in need such hospitalization as may be necessary for their health and welfare; and be it further

Resolved, That a copy of this resolution shall be handed to the Chairman of the Ways and Means Committee for immediate consideration by that Committee.

RELIEF TO BE IN CASH

Mr. JONES offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, January 14, 1935.

Whereas, Vast numbers of unemployed persons are now forced to accept charity from the Commonwealth through no fault of their's, and

Whereas, This necessity to receive help when they are able, willing and anxious to work is humiliating and embarrassing to those who have heretofore amply provided for the needs of themselves and their dependents; and

Whereas, The present method of affording relief to these unfortunate persons as practiced by the Commonwealth and the Federal government through commissaries and store orders but adds to their natural embarrasment and humiliation; and

Whereas, Much of the food and clothing furnished by relief agencies is wasted and dissipated by those who receive it on account of not being adapted to their needs; and

Whereas, The payment to these unfortunates of the money necessary to sustain life would not only relieve them of the embarrassment and humiliation now suffered, but would effect a great saving in the distribution of relief by those charged therewith; therefore be it

Resolved, (if the Senate concur), That hereafter all relief distributed by the Commonwealth from funds appropriated for that purpose shall be in the form of cash, that all commissaries now operating shall be closed, that the practice of furnishing store orders shall be discontinued, and that the legislation necessary to bring about this end shall be speedily passed by this General Assembly.

MEMORIALIZING CONGRESS TO PAY BONUS

Mr. JONES offered the following resolution which was twice read and laid over under the rules.

In the House of Representatives, January 14, 1935.

Whereas, the Federal government has from its immense resources found it possible to expend large sums of money for the relief of the farmer and many who heretofore have found agriculture pursuits to be most unprofitable are now comfortably existing on moneys received for slaughtering pigs or plowing under various crops or for not planting their usual acreage in corn or wheat or cotton; and

Whereas, Relief in some form has been provided for large utilities, for banks, and for communities, and no great difficulty seems to have been met in obtaining the funds necessary for this most necessary and beneficial form of relief; and

Whereas, In spite of this unusual outlay, those valiant sons of yesteryear who so willingly and cheerfully and bravely undertook the great adventure to secure and insure for us the peace of the world, remain uncared for; and

Whereas, Those heroes who crossed the seas and fought on foreign soil in order that we might be safe, have, for their sacrifices received only the promise that years from now their just claims will be satisfied; and

Whereas, It is now, when their need is the greatest, that those defenders of our national honor should receive full payment from the government that recognized their rights and promised compensation; therefore be it

Resolved, (if the Senate concur) That the General Assembly of the Comonwealth of Pennsylvania hereby memorialize and urge the Congress of the United States to consider and pass the legislation necessary to appropriate and immediately pay to those engaged in the World War the amount of the bonus still due; and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to the presiding officers of the Senate and House of Representatives of the Congress of the United States.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair notes the presence in the House of my predecessor, the former Speaker, and I am sure that every member of this House will be glad to hear a few words from him. The Chair wishes to introduce the former Speaker of this House, Mr. Grover C. Talbot of Delaware county.

REMARKS OF HON. GROVER C. TALBOT.

Mr. TALBOT. Mr. Speaker and members of this House, the House will be in order and in the words of the lady from Philadelphia, Miss Brancato, who presided over your deliberations on your opening day, "When I say 'Order' I mean order."

It is a real privilege and honor to be called to the rostrum once more in this legislative hall. Were it not early in your session, I would hesitate to take any of your time because after having served ten years in this legislative hall, it is the most natural thing in the world that I shall probably be here a great part of the time during your session.

May I congratulate the majority of the present constituted House in your selection of your Speaker, the honorable gentleman from Berks county. I had the pleasure of serving with him during the ten years that I was a member, and I believe that you have chosen wisely and well, because he is a man that has both feet on the ground. The office of Speaker is rather a trying one, because one to be elected must be a partisan, and yet after assuming the duties of Speaker must immediately become non-partisan and give his decisions with justice to all.

We thought that in the session of 1933, over which I had the honor of presiding, we were faced at that time with problems that had been unheard of since the time of the Civil War, and I am inclined to believe that that is true. The members of the House having the interests of ten millions of people of this great Commonwealth, holding their interests above everything else, passed legislation that did assist them and, happily, with all its appropriations of large sums of money for the unemployed so that not one soul, man, woman or child; need go hungry in this great Commonwealth.

You are presented and confronted with problems of

even more moment than the session of 1933, but I am satisfied as true Pennsylvanians you will face your duties in a non-partisan manner and will legislate for the benefit of all the people of Pennsylvania.

I again thank you for having given me this opportunity of speaking once more from this rostrum.

The SPEAKER. The Chair takes this occasion to thank the gentleman from Delaware county, our former Speaker, most sincerely not only on behalf of the Chair but on behalf of the membership of this House.

The Chair has always entertained a very high regard for the gentleman from Delaware county. During the many years that the Chair has served in this House no better Speaker has presided over this House, and no fairer one, than the gentleman from Delaware county, and the Chair will feel highly gratified if he can reach the high mark set for him by his predecessor, the gentleman from Delaware county.

Again I thank you.

INTRODUCTION OF BILLS PERMITTED.

The SPEAKER. The members are now privileged to introduce their bills by filing them with the Clerk, and in doing so be certain that all three copies are signed, keeping the unbacked copy for your personal file.

The chairman of the various committees of the House will consult with the Chief Clerk for assignment to rooms for the purpose of holding committee meetings.

It is important that announcements be made in advance at the close of each session and when possible by the chairman of the committees. Send your notice of time and place of meeting to the reading clerk and see that they are posted on the blackboard at the House postoffice. This must not be neglected by the chairmen of the various committees.

INAUGURAL CEREMONIES.

The SPEAKER. The Chair desires to ask the Chairman of the Inaugural Committee, the gentleman from Cambria, Mr. Andrews, whether he has any announcement to make at this time.

Mr. ANDREWS. Mr. Speaker, all of the members of the House have received in their boxes the order of the day giving the inaugural program. All members of the House would do well to wear their badges tomorrow and save themselves inconvenience in getting into the Capitol building after ten o'clock.

Members of the House who have been in the habit of parking their cars out in front will not be able to park them out in front tomorrow.

All members of the House should have received three tickets. I have found that three of the members, including two members of the Inaugural Committee, have failed to receive their tickets. I am taking this matter up with the chairman of the Senate Inaugural Committee and with the chairman of the local committee, who is primarily responsible for the failure of the members to receive their tickets. I will try to get the missing tickets before ten o'clock tomorrow.

The members of the Inaugural Committee are requested to meet in the ante-chamber of the Governor's office at 11:30 tomorrow.

The SPEAKER. The Chair thanks the chairman of the Inaugural Committee for his announcement.

CHAIRMAN OF INAUGURAL COMMITTEE INTERROGATED

Mr. SHUGARTS. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Andrews, for the benefit of the members of the House.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. ANDREWS. I will, Mr. Speaker.

Mr. SHUGARTS. Mr. Speaker, in our mail this evening every member of the House received an additional ticket. I understand that each member has already received his two former tickets. Now, there is a question among the members of the House as to whether or not this ticket has to be used by the member personally, and I would like to have the gentleman from Cambria explain that for the benefit of the members of the House.

Mr. ANDREWS. Mr. Speaker, my understanding is that the ticket that the members received this evening is for the member personally. The other two tickets are for the members of his family or his friends.

The SPEAKER. For the information of the members of the House, the Chair wishes to inform them that the Chief Clerk has just informed the Chair that the tickets in the postoffice are not needed by the members of the House.

The members of the House will march to the inaugural stand in a body and they will not need any tickets for themselves.

The Chair further informs the members of the House that those tickets are merely souvenirs.

The members of the House will be admitted by their official House badge after 10:00 a.m. tomorrow, and employees must be admitted by cards furnished by the Chief Clerk after 10:00 a.m. tomorrow. All admissions will be at the door at the rear of the Capitol after 10:00 a. m. tomorrow. The front of the Capitol will be closed.

The Chair has an important announcement to make at this time. Members are requested by the Chief of Police to remove their cars from the plaza at or before midnight and to park them back of the main building. Members' cars will be parked all day tomorrow in the place provided for them in the rear of the main building.

APPOINTMENTS BY THE SPEAKER

The SPEAKER. The Chair at this time wishes to announce the following appointments: Clerk of the Speaker, Mr. Cliff J. Ryan of Allegheny County; Stenographer to the Speaker, Miss E. Mae Sarig of Berks County; Page to the Speaker, Paul A. Fickes of Dauphin County.

COMMITTEE ON RULES APPOINTED

The SPEAKER. The Chair at this time wishes to announce the membership of the Committee on Rules: Messrs. Ruth, Cohen, Andrews, Thurman and Sinwell.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair has a very important announcement to make at this time. The Chair will adhere strictly to the rules of this House relating to decorum. No one but members themselves will be permitted to occupy the seats of the members, nor have chairs at the members' desks, nor interrupt during the sessions of the House. The Chair asks the cooperation of the whole membership in this regard.

The Chair further wishes to add that he has had a number of complaints from members in the rear part of the House that they cannot hear the proceedings at the desk because of the conversation and the noise that has been carried on by a number of the visitors.

There has never been a time in the history of Pennsylvania when public officials were under such close scrutiny by the general public as they are today, and every member of this House is entitled to be heard and furthermore is entitled to hear clearly the proceedings at this desk.

The members of this House will be held responsible by their constituents for their vote, and every move made in this House, and it is only fair to the membership of this House that strict order and decorum shall be maintained, and the Chair proposes to maintain it.

The Chair does not wish to be understood as being impatient or harsh, but the Chair is determined to maintain order at all costs, even if he has to go to the extreme of removing all visitors in back of the rail and from the side of the house. The Chair is determined that the members' rights must be respected by those who have the privilege of coming here as visitors. The Chair is glad to have them, but hereafter will insist that they must preserve strict order and decorum while this House is in session. This is not only fair to the membership but it is due in justice to the members. It is not the privilege but it is the duty of the Chair to maintain order and to protect the members in their rights, first to hear, and, second, to be heard.

The Chair hopes that a word to the wise is sufficient. If necessary the Chair will be ready to resort to drastic measures to maintain order and decorum hereafter.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 14, 1935.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene Monday night, January 21, at 9 o'clock and that when the House of Representatives adjourns this week it reconvene Monday night, January 21, at 9 o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REPORT OF DELAWARE RIVER SALINITY SURVEY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the preliminary report of the Delaware River Salinity Survey, conducted under the direction of the Sanitary Water Board of the Department of Health.

This survey was a result of the controversy between Pennsylvania, New Jersey, and New York concerning the impounding of certain of the upper waters of the Delaware River to augment the water supply of the City of New York.

In order to protect Pennsylvania industries and water supplies dependent on the lower reaches of the Delaware River, Pennsylvania authorities asked that certain specified releases of water be made from the impounding of the Delaware waters, to prevent salt water from the lower Delaware from inflicting great injury on Pennsylvania industries and water supplies, especially at or near Philadelphia.

This survey has determined that releases of water already arranged for under a decision of the United States Supreme Court will prevent damage from salinity to Pennsylvania interests.

It establishes standards for the protection of Pennsylvania in any future handling of the waters of the Delaware.

The value of this survey as a basis for guarding Pennsylvania's water supply and industrial interests, now and in the future, is immeasurable.

GIFFORD PINCHOT.

The SPEAKER. The Communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

STUDY OF POOR RELIEF ADMINISTRATION IN PENNSYLVANIA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a study of poor relief administration in Pennsylvania.

This report, prepared by the Department of Welfare, shows conclusively that poor relief in Pennsylvania is being conducted on a 17th century basis.

Nothing demonstrates more clearly the need of a thorough overhauling of our poor board system than the fact, disclosed in this report, that tax levies for poor relief purposes ranged from nothing at all in some districts to the legal limit of 10 mills in others.

Another astonishing fact is that a rise in poor tax levies from 1928 to 1932 was accompanied by a steady decline of average collections from 78.5 per cent of levies in 1928 to 67.9 per cent in 1932. Thirty-four poor districts collected less than 50 per cent of their levies in 1933.

The report also indicates that many poor boards have no standards for granting relief and none for discontinuing relief. Once relief is granted it often continues automatically until the recipient moves from the district or dies.

The inevitable conclusion from this report is that our poor board system is wasteful. That it disregards human values and that it is neither well organized nor well administered.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REPORT OF BOARD OF COMMISSIONERS ON UNIFORM STATE LAWS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith in conformity with the law the report of the Board of Commissioners on Uniform State Laws. To promote uniformity between the laws of the various states becomes more and more necessary year by year. The need to prevent wide variation in State practice appears in the various State statutes on taxation, crime, labor, and many other subjects of profound importance.

I commend to your careful attention the report of this Commission.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

STUDY OF TAXATION OF REAL PROPERTY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 10, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the study of taxation of real property in Pennsylvania by Dr. Edward B. Logan, Budget Secretary.

This study proves conclusively that the small property owner is being taxed much more heavily in proportion to the value of his property than the large property owner.

It shows that our present real estate taxes—not one cent of which goes to the State Government—operate like a graduated income tax in reverse. In other words, the smaller the property, the larger the rate of taxation, which is utterly and shockingly wrong.

Another shocking conclusion of this tax study is that rural property is being taxed more heavily than city property of the same value.

The tax on real property is the largest and most important tax in our whole tax structure. It amounts to $300,000,000 a year—nearly three-fourths of the total paid by the taxpayers to State and local governments.

If the Legislature had accepted my recommendation to establish a State tax commission to equalize our whole system of assessment of property, much progress toward a fairer system would doubtless have been made.

Too much of the burden of government rests upon real property. It should be distributed fairly among those who are best able to pay.

This study was made possible by the Civil Works Administration. It was carried out through the fine cooperation of the presidents and faculty members of 24 colleges throughout the United States.

Simple justice demands prompt action to correct the conditions set forth in this study.

I earnestly commend this highly important tax study to each member of the Legislature in the hope that our whole system of real estate taxation may be overhauled, and that the inequalities of present methods of assessing property may be wiped out.

GIFFORD PINCHOT.

The SPEAKER. The Communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REPORT ON PROBATION OF OFFENDERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith for your consideration a report on the probation of offenders which was submitted by Hon. Philip Sterling, chairman, and the members of the Probation Program Committee.

Probation is a most hopeful means for the prevention and control of crime. In its study this committee has done a fine job. After much research and study it has drafted a proposed act, submitted herewith, which embodies the committee's major recommendations. They are as follows:

1. The maintenance of accepted standards in probation work.
2. Establishment of standard qualifications in the appointment of probation officers.
3. Definition of the duties and functions of probation officers.
4. Uniformity of probation records.

I recommend the proposed act and the recommendations of the committee to your favorable consideration.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

FINAL REPORT OF GOVERNOR'S COMMITTEE ON WORKMEN'S COMPENSATION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the final report of the Governor's Committee on Workmen's Compensation, together with supplementary reports prepared under the direction of the Advisory Committee on Workmen's Compensation.

For convenience this admirable report was published as part of the quarterly bulletin issued by the Department of Labor and Industry and is transmitted to you in that form.

I urge your earnest consideration of the much needed amendments to our present law as recommended by this report.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

STUDY OF STATE AID TO PRIVATE WELFARE AGENCIES

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the study of State aid to private welfare agencies in Pennsylvania, made by the Welfare Commission.

State aid to local institutions in order to justify the expenditures, must be properly handled by these institutions. The opportunities for abuse are great.

The Welfare Commission has made a careful study of the entire problem, and has made recommendations which will be of basic importance in the proper handling of State aid.

I commend the findings of this committee to your careful consideration.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REPORT OF PENNSYLVANIA FOREIGN TRADE ZONE COMMITTEE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith a report of the Pennsylvania Foreign Trade Zone Committee, appointed by me on August 16, 1934.

The Committee recommends that the Commonwealth set up a Foreign Trade Zone in the Port of Philadelphia in conformity with legislation passed by the United States Congress in June, 1934. Such a zone is an area set apart in a port of entry. It consists of docks and warehouses in which foreign goods entering the country may be stored or, if destined for export, may be transshipped without going through the customs.

Within the zone goods may be shifted from vessel to vessel, or between warehouse and vessel without being subject to customs duty.

No goods, however, may leave the zone wtihout being subject to the regular tariff.

The Committee has submitted a bill to carry out its recommendation.

I commend the report and the bill to your careful consideration.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REPORT OF COMMISSION ON SPECIAL POLICING IN INDUSTRY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the highly important report of the Commission on Special Policing in Industry, appointed by me on February 9, 1934, to investigate the disorders at Ambridge on or about October 5th, and other disorders growing out of the company-paid deputy sheriff system.

The tyrannies of the industrial police and the company-paid deputy sheriffs have been such as to demand the elimination of these private armies.

I have repeatedly recommended to the General Assembly the repeal of the Industrial Police Act and the abolition of company-paid deputy sheriffs, but without success.

At the beginning of this Administration I revoked all commissions for Industrial Police and refused to issue others. The careful study of this Commission proves conclusively that these private police armies threaten lives of Pennsylvania citizens and prevent justice and industrial peace.

The report, on the basis of extended hearings and field study of actual conditions, recommends legislation prohibiting any private person or corporation from paying directly or indirectly the salaries of deputy sheriffs or the cost of their uniforms or equipment. It recommends careful regulation of county-paid deputy sheriffs, the repeal of the Industrial Police Act, and that in cases of serious industrial disturbances the Governor should be authorized to put State Police in charge.

I commend this study to each of you for careful examination and I hope for speedy enactment of its recommendations.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

RECOMMENDATIONS ON PENAL PROGRAM.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to present herewith the report and recommendations of a committee on the penal program of Pennsylvania.

This committee, composed of the outstanding Pennsylvania experts on prison management, has made a careful study of penitentiaries and prisons, and has presented to me an admirable report.

Many of its recommendations have already been put into effect. Other recommendations remain to be carried out.

In view of the disorders at the Eastern State Penitentiary during the past year, recommendations regarding Cherry Hill and Graterford are of particular importance.

I commend the report of this committee to you for careful study.

GIFFORD PINCHOT.

The SPEAKER. The Communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REPORT OF COMMISSION TO INVESTIGATE NEEDLE TRADES INDUSTRY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Members of the General Assembly of the Commonwealth of Pennsylvania:

I have the honor to submit herewith for your consideration the report of the Commission I appointed to investigate conditions in the Needle Trades Industry in Lehigh and Northampton Counties.

Although this report was completed some time ago, nevertheless the conditions which it discloses grew up under laws which are still in effect.

While the codes of these industries have doubtless wiped out much of the child labor in sweatshops, that is no reason why Pennsylvania should fail to enact legislation to strengthen our laws covering the employment of women and children in industry.

GIFFORD PINCHOT.

The SPEAKER. The communication will be noted in the Journal and the accompanying report will be printed in the Appendix to the Legislative Journal.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair desires to announce that all chairmen of committees will meet immediately after the session in the Speaker's office, to-night.

AJOURNMENT

Mr. RUTH. Mr. Speaker, I move that this House do now adjourn until tomorrow morning, January 15th, at 10:30 o'clock.

The motion was agreed to and (at 10:48 P. M.) the House adjourned until Tomorrow morning, January 15th, at 10:30 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, JANUARY 15, 1935. No. 3.

SENATE

TUESDAY, January 15, 1935

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Edward C. Shannon) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D.D., offered the following prayer:

We thank Thee, our Heavenly Father, for the opportunities opened unto us by each day. Help us to recognize the significance of this day, whose activities now begin. In many ways it is a notable day, carrying with it important changes and vast responsibilities.

Bless all those who at this time go out of, and all of those who enter into, high official position in our State. Be Thou their guide and inspiration. May the Senate of this State do well its part in deciding the issues which shall come before it for consideration.

We are Thy people. Show us Thy favor in future time as Thou hast done in time gone by.

We ask all this in Thy great name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when on motion of Mr. WOODWARD, the further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor, being introduced, presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 15, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

MONTGOMERY COUNTY

Mrs. Elizabeth M. Watt, Ardmore.

PHILADELPHIA COUNTY

Miss B. D. Gross, Philadelphia.
Miss Kathryn A Summers, Philadelphia.

BERKS COUNTY

John H. Sponagle, Birdsboro.
Cameron E. Strauss, Reading.

WESTMORELAND COUNTY

S. C. Stevenson, Mount Pleasant.

LEHIGH COUNTY

Norman C. Laudenslager, Emaus.

PHILADELPHIA COUNTY

Miss Stella Irwin, Philadelphia.
Miss Dora E Kurtz, Philadelphia.

DAUPHIN COUNTY

W. Stewart Taylor, Harrisburg.

LYCOMING COUNTY

E. W. Cole, Williamsport.

ALLEGHENY COUNTY

A. A. Donofrio, Pittsburgh.

MIFFLIN COUNTY

Miss Margaret Strunk, Lewistown.

PHILADELPHIA COUNTY

John Deisher, Philadelphia.

WAYNE COUNTY

N. C. Farnum, Honesdale.

PHILADELPHIA COUNTY

Henry Emory Schwartz, Philadelphia.

ERIE COUNTY

C. C. Strickland, Erie.

JUNIATA COUNTY

W. H. Zeiders, Mifflintown.

PHILADELPHIA COUNTY

Robert Walker, Jr., Philadelphia.
Jay V. Hare, Philadelphia.

ALLEGHENY COUNTY

Percy A. English, Pittsburgh.

LACKAWANNA COUNTY

Walter H. Cooper, Scranton.

MIFFLIN COUNTY

James F. Morgan, Lewistown.

PHILADELPHIA COUNTY

Hyman Rabinowitz, Philadelphia.

ERIE COUNTY

Harvey L. Walter, Fairview.

LUZERNE COUNTY

Russell A. Houser, Wilkes-Barre.

MIFFLIN COUNTY

Miss Margaret P. Ulsh, Lewistown.

PHILADELPHIA COUNTY

Joseph Barber, Philadelphia.
Isadore Feinstein, Philadelphia.
Miss Mary A. Kilgarif, Philadelphia.
Miss Ethel Rich, Philadelphia.

ALLEGHENY COUNTY

Miss Emma Schwerin, Pittsburgh.

DAUPHIN COUNTY

Harry D. Dando, Wiconisco.

ERIE COUNTY

Albert O. Chapin, Erie.
Harry J. Krasneski, Erie.

INDIANA COUNTY

Kenneth R. Orr, Indiana.

PHILADELPHIA COUNTY

Wallace G. Hinkle, Philadelphia.
Miss Anne M. Kennedy, Philadelphia.
William R. MacDonald, Philadelphia.
William Radbill, Philadelphia.
Miss E. Jane Sheck, Philadelphia.
J. Russell Winder, Philadelphia.

WARREN COUNTY

Miss Hazel N. Druggan, Tidioute.

ALLEGHENY COUNTY

E. A. Meyer, Pittsburgh.

PHILADELPHIA COUNTY

Samuel Zinman, Philadelphia.

ERIE COUNTY

Miss Esther H. Highmyer, Erie.
Miss C. A. Masten, Erie.

GIFFORD PINCHOT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Charles J. Kirk, Kittanning

BERKS COUNTY

Miss Josephine Hartman, Reading.
Miss Dorothy V. Specht, Reading.

DAUPHIN COUNTY

George H. Gruber, Harrisburg.

MERCER COUNTY

Thos. McClain, Jr., Mercer.

PHILADELPHIA COUNTY

David F. Hummelbaugh, Philadelphia, 1313 Walnut St.

TRUSTEE MOTHERS' ASSISTANCE FUND

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Mrs. Ida Bailey Heilman, of Manorsville, Armstrong County, as a member of the Board of Trustees of the Mothers' Assistance Fund of Armstrong County, vice Mrs. Nettie Stockdale, deceased, until June 1, 1935, and until her successor is duly appointed and qualified.

GIFFORD PINCHOT.

Mr. HOMSHER. Mr. President, I note with keen satisfaction that a distinguished fellow Lancaster Countian, General Shannon, has been appointed Chief Military Aide to Governor-elect Earle, and I know this will be shared by all the members of this Senate over which he has presided with such marked courtesy during the last four years.

COMMITTEE TO WAIT UPON JUDGE RHODES

Mr. Huffman offered the following resolution, which was twice read considered and agreed to:

In the Senate, January 15, 1935.

Resolved, That a committee of three Senators be appointed to wait on the Honorable Chester H. Rhodes, Judge of the Superior Court of the Commonwealth of Pennsylvania, and escort him to the Senate Chamber for the purpose of administering the oath of office to Honorable Thomas Kennedy, Lieutenant-Governor-elect.

The PRESIDENT. The President Pro Tempore appoints as said Committee the Senator from Monroe, Mr. Huffman, the Senator from Lehigh, Mr. Rupp, and the Senator from Philadelphia, Mr. Salus.

COMMITTEE TO WAIT UPON THE LIEUTENANT-GOVERNOR-ELECT

Mr. LAW offered the following resolution, which was twice read considered and agreed to:

In the Senate, January 15, 1935.

Resolved, That a committee of three Senators be appointed to wait upon Honorable Thomas Kennedy, Lieutenant-Governor-elect, and escort him to the Senate Chamber to take the oath and assume the duties of the office.

The PRESIDENT. The President Pro Tempore appoints as said Committee the Senator from Mercer, Mr. Law, the Senator from Centre, Mr. Thompson, and the Senator from Lackawanna, Mr. Howell.

COMMITTEE TO NOTIFY THE HOUSE THAT THE SENATE WILL BE READY TO ATTEND THE INAUGURAL CEREMONIES OF GOVERNOR-ELECT GEORGE H. EARLE

Mr. STAUDENMEIER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 15, 1935.

Resolved, That a committee of three Senators be appointed to wait upon the House of Representatives and inform that body that the Senate will be ready at eleven-thirty-five to proceed to the front of the Capitol to attend the inaugural ceremonies.

The PRESIDENT. The President Pro Tempore appoints as said committee the Senator from Schuylkill, Mr. Staudenmeier, the Senator from Westmoreland, Mr. Thompson, and the Senator from Adams, Mr. Rice.

RESOLUTION IN REFERENCE TO ADJOURNING TAX SALES

Mr. MALLORY offered the following resolution, which was twice read and laid upon the table:

In the Senate of Pennsylvania, January 15, 1935.

Whereas, Under existing law the county treasurers of the various counties will be required to hold tax sales of returned seated lands during the month of February, 1935; and

Whereas, When the act which fixed said time as the latest date to which tax sales could be adjourned was adopted, the General Assembly presumed that the effects of the economic depression would be spent and the necessity for further adjournment no longer urgent; and

Whereas, It appears that sufficient time may not remain to enact suitable legislation before said date fixed for said tax sales to authorize further adjournment; therefore be it

Resolved (if the House of Representatives concur), That the General Assembly hereby authorizes the county treasurers of the various counties of this Commonwealth, if the county commissioners and the court of common pleas of such counties consent thereto, to further adjourn any tax sale which under existing law is required to be held during the month of February, 1935, and the General Assembly hereby declares its purpose forthwith to enact suitable legislation to validate any such adjournment of a tax sale, and to provide by law for the holding of such adjourned tax sales at a future date, saving the lien of all taxes assessed against real estate which was to be sold at such sales.

ADDRESS OF THE PRESIDENT

The PRESIDENT. It is possibly fitting at this time, gentlemen of the Senate of Pennsylvania, to express to you my appreciation of this experience I have had with your body in the last four years. It has been rather a novel experience to me, because prior to that time I had had no experience with a legislative body. Outside of earning a living, my business was that of being a soldier of the State and Nation, and to have had this opportunity in these last four years to preside over this dignified body, the Senate of Pennsylvania, is an honor that comes to few men, and to me in particular I believe has been a wonderful education.

We have had two regular and four special, or extraordinary, sessions during that period of time; there has been legislation enacted here to the benefit of mankind, and there is more to follow; and I want to take this opportunity, before my successor arrives to take the oath, to tell you how much I appreciate the courtesies you have extended me and the kindnesses I have had at your hands, and the fine way in which we have worked here together. It has been a happy family.

There have been times when partisan politics existed, but in a very, very mild form. It has been one of the happiest four years in my rather long life experience, and I take away with me from here today the satisfaction of having served with a body of gentlemen which is an honor to themselves and to the great Commonwealth of which we are all citizens. I thank you very much for the courtesies you have extended me.

REPORT OF THE COMMITTEE TO WAIT UPON LIEUTENANT-GOVERNOR-ELECT THOMAS KENNEDY

Mr. LAW, Chairman of the Committee appointed to wait upon the Honorable Thomas Kennedy and escort him to the Senate Chamber, reported that they had discharged the duty devolving upon them and had the honor to report the presence of the Honorable Thomas Kennedy.

The Lieutenant-Governor-Elect was then escorted to the space in front of the Clerk's desk.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

REPORT OF COMMITTEE TO WAIT UPON JUDGE CHESTER H. RHODES

Mr. HUFFMAN, Chairman of the Committee to wait upon the Honorable Chester H. Rhodes, Judge of the Superior Court of Pennsylvania, reported that they had discharged the duty devolving on them and had the honor to report the presence of the Honorable Chester H. Rhodes.

The PRESIDENT. The Committee is discharged with the thanks of the Senate.

CERTIFICATE OF ELECTION OF LIEUTENANT-GOVERNOR

Whereupon, the certificate of the election of the Honorable Thomas Kennedy, of Luzerne County, as Lieutenant-Governor was read by the Chief Clerk of the Senate as follows:

Commonwealth of Pennsylvania,
Harrisburg, January 1, 1935.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A. D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Lieutenant-Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that Thomas Kennedy had the highest number of votes; whereupon the said Thomas Kennedy was declared to have been duly elected Lieutenant-Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON,
President of the Senate

WILSON G. SARIG,
Speaker of the House of Representatives

CHARLES W. STAUDENMEIER,
Teller on the part of the Senate

J. M. FLINCHBAUGH,
Teller on the part of the House of Representatives

ADMINISTRATION OF OATH TO LIEUTENANT-GOVERNOR-ELECT

After which the oath of office was duly administered to the Honorable Thomas Kennedy, by the Honorable Chester H. Rhodes, Judge of the Superior Court.

GENERAL EDWARD C. SHANNON. Gentlemen of the Senate, it is a great pleasure for me this morning to present my successor, the Honorable Thomas Kennedy, a man who came up from the bottom and has proceeded along life's highway to the top. I present to you your new President, the Honorable Thomas Kennedy, Lieutenant-Governor of Pennsylvania, to whom I turn over the gavel and the authority of office.

INAUGURAL ADDRESS OF LIEUTENANT-GOVERNOR THOMAS KENNEDY

The LIEUTENANT-GOVERNOR. General Shannon, members of the Senate and friends:

Permit me to avail myself of this opportunity to express to the citizens of Pennsylvania my sincere thanks and appreciation of the great distinction and honor that they have conferred upon me in electing me to the office of Lieutenant Governor, the second highest office in the Commonwealth.

We are at the threshold of a new administration in the affairs of this great State. It is not only safe to assume, but right to say that the people of this Commonwealth on November sixth last charted a clear, definite course of action for the legislative and executive branches of our government to follow.

Economic security and social justice constitute the vital factors in the program not only approved by the people, but demanded by them to be made effective and applied fairly and honestly. It is the duty of all of us under our representative form of government to be truly representative and responsive to the needs of the changing economic and social order.

Slavery to tradition, or blind adherence to obsolete theories, or service to vested interests as against human rights were voted out of the picture and have no place in either the foundation or the superstructure of the new order calculated to bring to our people a greater measure of security, justice and happiness.

In the application of this program we have a great opportunity for service. This program of pledges is now beyond party lines. It is a sacred covenant with the people. Its adoption by the legislative branch of government and its honest administration by the executive branch will do much to restore confidence in government and hope for continuing progress in the solution of our difficulties.

These pledges referred to, when consummated, will help to bring about a readjustment of our glaringly unfair distribution of wealth and will not only build for greater purchasing power but will lighten the load on labor, which is heavily laden by the burdens, sorrows and hardships as residual sufferers of the collapse of our economic system.

In a legislative way we can do much to bring about security for the people of this state. Security for the home. Security in a job. Security in an income to provide the proper standard of living. Security in employment, in old age, in sickness and from want. Security is the new Keystone for Pennsylvania.

This security for the people will mean security in government, in democracy and in our institutions. Let us invest in security and we will draw as dividends the greatest wealth of all—the wealth that flows from a free, happy, prosperous and contented people.

As president of the Senate it shall be my great privilege to assist in every way possible to bring about the necessary and needed legislation to consolidate our gains and progressively push forward to the just solution of our economic and social problems. I shall at all times be fair and just in my decisions, with full opportunity for debate and proper consideration of all matters before the Senate. In this connection I believe that I voice the sentiment of the people of this State when I say that all pieces of legislation are entitled to be passed upon by the membership of the Senate, and that we shall never again in Pennsylvania hear of proposed legislation being pickled, killed or sidetracked by those subservient methods so well known in the past.

Means must and shall be found to prevent and/or expose such methods.

On the common ground of service and democracy we can all unite for orderly, fair and proper consideration of all matters. We can and must subscribe to the principle of majority rule. In the final analysis we represent the people, and the greatest tribute that can be paid to us is the knowledge that the people can properly and will proudly say "well done, thou good and faithful servants," and we shall indeed be proud that we played our part in making Pennsylvania a better place in which to work and in which to live.

I thank you very much.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

INAUGURATION OF GOVERNOR-ELECT GEORGE H. EARLE

Whereupon, The President and members of the Senate proceeded to the platform on the west side of the Capitol where, in the presence of the President and President Pro Tempore and members of the Senate and Speaker and members of the House of Representatives, the certificate of election of George H. Earle, of Haverford, Montgomery County, as Governor of the Commonwealth for the ensuing four years was read by the Chief Clerk of the Senate, as follows:

CERTIFICATE OF ELECTION OF GOVERNOR

Commonwealth of Pennsylvania.
Harrisburg, January 1, 1935.

We, the President of the Senate and Speaker of the House of Representatives of the Commonwealth of Pennsylvania, do certify that the President of the Senate did, on the first day of January, A. D. one thousand nine hundred and thirty-five, in the Hall of the House of Representatives at the State Capitol, open the returns of the election for Governor of this Commonwealth, and publish the same in the presence of both Houses of the General Assembly, conformably to the provisions of the Constitution and laws of said Commonwealth and upon counting the votes by a teller appointed on the part of each House, it appeared that George H. Earle had the highest number of votes; whereupon the said George H. Earle was declared to have been duly elected Governor of the Commonwealth.

In testimony whereof, we have hereunto set our hands and affixed our seals the day and year above written.

EDWARD C. SHANNON,
President of the Senate

WILSON G. SARIG,
Speaker of the House of Representatives

CHARLES W. STAUDENMEIER,
Teller on the part of the Senate

J. M. FLINCHBAUGH,
Teller on the part of the House of Representatives

After which the oath of office was administered to the Governor-elect by the Honorable Robert S. Frazier, Chief Justice of the Supreme Court of Pennsylvania.

Whereupon Thomas Kennedy, Lieutenant Governor and President of the Senate, proclaimed George H. Earle to be duly elected and qualified as Governor of the Commonwealth for the ensuing four years.

The Senate returned to its Chamber, where the President announced that after the Governor had finished the delivery of his inaugural address he placed in his hands a copy thereof, which is now submitted to the Senate as follows:

(For inaugural address see today's House Proceedings.)

ACTING PRESIDENT PRO TEMPORE (Mr. John S. Howell) in the Chair.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess until four o'clock this afternoon.

Mr. ELY. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT (Mr. Thomas Kennedy) in the Chair.

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

APPOINTMENTS BY PRESIDENT PRO TEMPORE

The PRESIDENT. The President Pro Tempore announces the following appointments:

CLERK

O. E. Martin, New Providence.

STENOGRAPHER

Miss Frances J. Weaver, Lancaster.

PAGE

Christian S. Greider, Mount Joy, R. D. No. 1.

APPOINTMENTS BY SENATE LIBRARIAN

The PRESIDENT. The Senate Librarian announces the following appointments:

STENOGRAPHERS TO SENATE LIBRARIAN

Mrs. Mary E. Kunkle, Harrisburg, Dauphin County.
Mrs. Clara E. Scheaffer, Harrisburg, Dauphin County.

MESSENGER

Elmer E. Finegan, Harrisburg, Dauphin County.

APPOINTMENT BY CHIEF CLERK

The PRESIDENT. The Chief Clerk announces the following appointments:

STENOGRAPHER TO CHIEF CLERK

Mrs. Ross Crum, 2632 Butler Street, Penbrook.

ASSISTANT CUSTODIANS SENATE CHAMBER

William R. Scott, 1515 Derry Street, Harrisburg.
Elam L. Banks, 123 Balm Street, Harrisburg.
Fred W. Hogans, 1317 Cowden Street, Harrisburg.

SUPERINTENDENT OF STOREROOMS

LaRue Metzger, 1318 Swatara Street, Harrisburg.

STENOGRAPHERS—SENATORS

Miss Janet C. Latimer, 556 Country Club Road, York.
Mrs. Valeria W. Hollern, 1500 Allison Street, Harrisburg.

CHIEF OFFICIAL REPORTER

John Ruth, 207 High Street, Lebanon

OFFICIAL REPORTERS

William H. Martin, 906 Olney Avenue, Philadelphia.
Fred Evans, S. Hyde Park Avenue, Scranton.

EXPERT TYPEWRITER

Miss Alma C. Hershey, Landisville, Lancaster County.

COPYHOLDERS

Harry E. Earp, 243 North Street, Harrisburg.
Arthur W. Briggs, Shinglehouse, Potter County.

PROOFREADERS

Mrs. Lubertha J. Hoy, Carlisle, Cumberland County.
Calvin J. Rhen, Lancaster, Lancaster County.

FILING CLERK

George Williams, 802 Brooks Bldg., Wilkes-Barre.

COMPILING CLERKS

John Cooper, Philadelphia.
Henry E. Haak, Myerstown, Lebanon County.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication from His Excellency the Governor of the Commonwealth, which was read as follows:

SECRETARY TO THE GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 14, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have appointed Harry E. Kalodner, 5623 Woodcrest Avenue, Philadelphia, Philadelphia County, to be Secretary to the Governor.

GEORGE H. EARLE.

He also presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows and referred to the Committee on Executive Nominations:

RECALLING NOMINATIONS MADE BY PREDECESSOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15,1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall all nominations made to your Honorable Body by my predecessor in office under date of January 1, January 14, and January 15, 1935, except those for the office of Notary Public and Commissioner of Deeds.

I respectfully request the return to me of the official message or messages of nominations in the premises.

GEORGE H. EARLE.

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations:

Commonwealth of Pennsylvania,
Governor's Office Harrisburg, January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following:

SECRETARY OF THE COMMONWEALTH

David L Lawrence, 349 S. Winebiddle Avenue, Pittsburgh, Allegheny County, for appointment as Secretary of the Commonwealth, to serve until superseded.

ATTORNEY GENERAL

Charles J. Margiotti, Punxsutawney, Jefferson County, for appointment as Attorney General, to serve until superseded.

ADJUTANT GENERAL

Colonel Frederick B. Kerr, Clearfield, Clearfield County, for appointment as Adjutant General, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

INSURANCE COMMISSIONER

Owen B. Hunt, 4238 York Road, Philadelphia, Philadelphia County, for appointment as Insurance Commissioner, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF BANKING

Doctor Luther A. Harr, Penn and Fox Streets, Germantown, Philadelphia County, for appointment as Secretary of Banking to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF AGRICULTURE

J. Hansell French, Trappe, Montgomery County, for appointment as Secretary of Agriculture, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF FORESTS AND WATERS

Ralph M. Bashore, Pottsville, Schuylkill County, for appointment as Secretary of Forests and Waters, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF MINES

Michael J. Hartneady, Hazleton, Luzerne County, for appointment as Secretary of Mines, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF HIGHWAYS

Warren VanDyke, 920 N.16th Street, Harrisburg, Dauphin County, for appointment as Secretary of Highways, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF HEALTH

Doctor Edith McBride Dexter, Sharon, Mercer County, for appointment as Secretary of Health, to serve until the third Tuesday of January, 1939, and until her successor shall have been appointed and qualified.

SECRETARY OF LABOR AND INDUSTRY

Edward Noel Jones, 7612 Waverly Street, Pittsburgh, Allegheny County, for appointment as Secretary of Labor and Industry, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF WELFARE

Doctor J. Evans Schehle, Llanerch, Delaware County, for appointment as Secretary of Welfare, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF PROPERTY AND SUPPLIES

Arthur Colegrove, Cory, Erie County, for appointment as Secretary of Property and Supplies, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

SECRETARY OF REVENUE

H. Edgar Barnes, Indian Creek Road, Overbrook, Montgomery County, for appointment as Secretary of Revenue, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

MEMBERS OF STATE ATHLETIC COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senaet the following:

Eddie McCloskey, Johnstown, Cambria County, for appointment as a member of the State Athletic Commission, vice Harry T. Farrell, removed from office, for the term of two years.

Doctor William D. McClelland, 2400 Arlington Avenue, Pittsburgh, Allegheny County, for appointment as a member of the State Athletic Commission, vice Havey J. Boyle, removed from office, for the term of two years.

Joseph H. Rainey, 2111 Master Street, Philadelphia, Philadelphia County, for appointment as a member of the State Athletic Commission, vice Robert J. Nelson, removed from office, for the term of two years.

GEORGE H. EARLE.

RECESS

Mr. HOWELL. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

THE PRESIDENT PRO TEMPORE (Mr. JOHN G. HOMSHER) IN THE CHAIR

Mr. HOWELL, from the Committee on Executive Nominations, reported with favorable recommendation the following nominations made by His Excellency the Governor of the Commonwealth:

January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law I have the honor to nominate for the advice and consent of the Senate the following:

David L. Lawrence, 349 S. Winebiddle Ave., Pittsburgh, Allegheny County, for appointment as Secretary of the Commonwealth, to serve until superseded.

Charles J. Margiotti, Punxsutawney, Jefferson County, for appointment as Attorney General, to serve until superseded.

Colonel Frederick B. Kerr, Clearfield, Clearfield County, for appointment as Adjutant General, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Owen B. Hunt, 4238 York Road, Philadelphia, Philadelphia County, for appointment as Insurance Commissioner, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Doctor Luther A. Harr, Penn and Fox Streets, Germantown, Philadelphia County, for appointment as Secretary of Banking, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

J. Hansell French, Trappe, Montgomery County, for appointment as Secretary of Agriculture, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Ralph M. Bashore, Pottsville, Schuylkill County, for appointment as Secretary of Forests and Waters, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Warren VanDyke, 920 N. 16th Street, Harrisburg, Dauphin County, for appointment as Secretary of Highways, to serve until the third Tuesday of January, 1939, and

until his successor shall have been appointed and qualified.

Doctor Edith McBride Dexter, Sharon, Mercer County, for appointment as Secretary of Health, to serve until the third Tuesday of January, 1939, and until her successor shall have been appointed and qualified.

Edward Noel Jones, 7612 Waverly Street, Pittsburgh, Allegheny County, for appointment as Secretary of Labor and Industry, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Michael J. Hartneady, Hazleton, Luzerne County, for appointment as Secretary of Mines, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Doctor J. Evans Scheele, Llanerch, Delaware County for appointment as Secretary of Welfare, to serve until the third Tuesday of January, 1939, and until his successor shall been appointed and qualified.

Arthur Colegrove, Corry, Erie County, for appointment as Secretary of Property and Supplies, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

H. Edgar Barnes, Indian Creek Road, Overbrook, Montgomery County, for appointment as Secretary of Revenue, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

Mr. McCLURE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations made by His Excellency the Governor of the Commonwealth:

January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advise and consent of the Senate, the following:

Eddie McCloskey, Johnstown, Cambria County, for appointment as a member of the State Athletic Commission, vice Harry T. Farrell, removed from office, for the term of two years.

Doctor William D. McClelland, 2400 Arlington Avenue, Pittsburgh, Allegheny County, for appointment as a member of the State Athletic Commission, vice Havey J. Boyle, removed from office, for the term of two years.

Joseph H. Rainey, 2111 Master Street, Philadelphia, Philadelphia County, for appointment as a member of the State Athletic Commission, vice Robert J. Nelson, removed from office, for the term of two years.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES.

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nomination.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48.

Aron,	Graff,	Miller,	Salus,
Batchelor,	Harris,	Norton,	Shapiro,
Baumer,	Harvey,	Owlett,	Sones,
Bennett,	Howell,	Pierson,	Staudenmeier,
Boyd,	Huffman,	Prince,	Thompson, B. H.,
Buckman,	Hunsicker,	Pytko,	(Westmoreland)
Cavalcante,	Kahle,	Rankin,	Thompson, E. J.
Chapman,	Lanius,	Reed, J. A.,	(Centre)
Clark,	Law,	(Washington)	Trainer,
Coyne,	Mallery,	Rice,	Woodward,
Ealy,	McClure,	Roberts,	Ziesenheim,
Frey,	McCreesh,	Rodgers,	Homsher,
Gelder,	McGinnis,	Rupp,	Pres. Pro. Tem.

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. SALUS. Mr. President, I move that the Executive Session do now rise.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

Mr. BOYD, from the Committee on Executive Nominations, reported with favorable recommendation the following communication from His Excellency the Governor of the Commonwealth:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In accordance with the power and authority vested in me as Governor of the Commonwealth, I do hereby recall all nominations made to your Honorable Body by my predecessor in office under date of January 1, January 14, and January 15, 1935, except those for the office of Notary Public and Commissioner of Deeds.

I respectfully request the return to me of the official message or messages of nominations in the premises.

GEORGE H. EARLE.

NOMINATIONS RETURNED TO THE GOVERNOR

Mr. BOYD. Mr. President, I move that the request of His Excellency, the Governor of the Commonwealth, be complied with, and that all nominations submitted by the previous Governor be returned, except those that have been confirmed.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. GELDER. Mr. President, I move that the Senate do now adjourn.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 6:20 P. M. until 9 o'clock, Monday evening, January 21, 1935.

HOUSE OF REPRESENTATIVES

TUESDAY, January 15, 1935.

The House met 10:30 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Frank W. Ruth, a member of the House, offered the following prayer:

Almighty God, our heavenly Father, we thank Thee for this new day, and for all that it portends for the people of this great Commonwealth. We pray that Thy holy

spirit will guide us that we may do all things and say all things according to Thy will, and to Thy honor and glory.

We pray that Thou wilt let thy blessing rest upon him who today shall be elevated as the leader of this great State.

We pray that Thou wilt guide him through the power of The Holy Spirit, to give unto this people what Thou dost want them to have.

We pray, our Father, that Thou wilt guide us in the work which has been assigned to us in this House, that each day we may consider and understand that we are the servants of the people of this State, that Thou hast directed us unto this place, Thou hast given us large opportunities and great responsibilities.

We know that out of our wisdom and strength we cannot do anything, and we pray that Thou wilt guide us, that each day, as we close these sessions we may have brought honor to Thy name, we may have done good unto Thy people.

We ask it in the Master's name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Simon, the further reading was dispensed with and the Journal approved.

LEAVE OF ABSENCE

The SPEAKER asked and obtained leave of absence for Mr. SARRAF for the balance of the week on account of illness.

The SPEAKER asked and obtained leave of absence for Mr. SPANGLER for the balance of the week on account of illness.

BILLS INTRODUCED AND REFERRED

By Mr. SCHWARTZ. HOUSE BILL No. 1.

An Act Relating to and defining theatrical performances; prohibiting such performances on Sunday before certain hours and also after certain hours, unless the electors of municipality or township are in favor of the same; providing for referendums to ascertain the will of the electors; providing penalties; and repealing inconsistent laws.

Referred to the Committee on Law and Order.

By Mr. HERMANSEN. HOUSE BILL No. 2.

An Act for the protection of the health, safety and welfare of women and minors in any occupation, trade or industry, except domestic service in private homes, farm labor and newspaper boys, by regulating, under the police power of the Commonwealth, the minimum wage which shall be paid to such women and minors; providing for wage boards, their powers and the procedure to determine the necessity for and to establish the minimum wage standard in any industry where the health, safety and welfare of women and minors is jeopardized by the payment of an oppressive and unreasonable wage, defining the powers of and imposing duties on courts, the Attorney General, the Department of Labor and Industry, and the Secretary of Labor and Industry; imposing certain duties on employers; and requiring certain records to be kept and information to be furnished by them; prohibiting contracts for, and payment of, less than the minimum wage standards; and providing penalties.

Referred to the Committee on Labor.

By Mr. HERMANSEN. HOUSE BILL No. 3.

An Act to amend section two of the act, approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rate of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for violation of this act," as amended; reducing the interest rate on small loans.

Referred to the Committee on Banking.

By Mr. HERMANSEN. HOUSE BILL No. 4.

An Act to repeal the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 639), entitled "An act defining sedition, and prescribing the punishment therefor," and the amendments thereto.

Referred to the Committee on Judiciary General.

By Mr. WEISS. HOUSE BILL No. 5.

An Act to amend section two of the act, approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rate of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," as amended, reducing the rate of interest which may be charged on loans.

Referred to the Committee on Banking.

By Mr. TROUT. HOUSE BILL No. 6.

An Act to amend section twenty-one of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death, and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal; limiting the compensation of registers of wills in the collection of transfer inheritance taxes.

Referred to the Committee on Ways and Means.

By Mr. O'NEIL. HOUSE BILL No. 7.

An Act permitting, licensing, regulating and controlling horse racing and betting and wagering on such races; creating a State Racing Commission with jurisdiction over the same; defining its powers and duties; imposing certain license fees and State taxes; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. PETERS. HOUSE BILL No. 8.

An Act to secure funds for unemployment relief, permitting licensing, regulating and controlling horse racing and betting and wagering on such races, creating a State Racing Commission, duties, imposing certain license fees and taxes, and disposing of the same and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. TURNER. HOUSE BILL No. 9.

An Act to amend clause I of section seven hundred and two of the act approved the first day of May, one thousand

nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class and amending, revising, consolidating, and changing the law relating thereto," authorizing townships to light the streets, highways and public places, and to provide for fire hydrants and hose and to pay for the same from revenues derived from the general road tax.

Referred to the Committee on Borough and Townships.

By Mr. WALL. HOUSE BILL No. 10.

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair and maintenance as such;" providing for the taking over of such turnpikes, as State highways, in boroughs.

Referred to the Committee on Highways.

By Mr. SIMON. HOUSE BILL No. 11.

An Act to further amend section two of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by allowing further deductions where estates vest in direct heirs.

Referred to the Committee on Ways and Means.

By Mr. NOTHNAGLE. HOUSE BILL No. 12.

An Act defining and regulating painting contractors by providing for the licensing and supervision of persons, copartnerships, associations, and corporations engaged in such business, imposing certain duties upon the Department of Public Instruction and providing penalties.

Referred to the Committee on Education.

By Mr. HARRY N. BOYD HOUSE BILL No. 13.

An Act to amend clause (b) of section six as amended, and section eight of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National Party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by requiring additional affidavits to be made by certain candidates for State, county and city office; and prohibiting the printing of the name of any such candidate not a member of a political party on the ballot of such party.

Referred to the Committee on Elections.

By Mr. O'KEEFE. HOUSE BILL No. 14.

An Act to repeal the act, approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 546), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations, companies, associations, and individuals; prescribing the powers of such police; authorizing the Governor to investigate their work, and require periodical reports from them; imposing duties upon the Secretary of the Commonwealth and recorders of deeds; and imposing penalties."

Referred to the Committee on Corporations.

By Mr. O'KEEFE. HOUSE BILL NO. 15.

An Act abolishing the office of collector of delinquent county taxes where the same now exists in counties of the second class providing for the collection of such taxes by the county treasurers, and providing for their compensation.

Referred to the Committee on Counties.

By. Mr. ZAPPALA. HOUSE BILL No. 16.

An Act to amend section seven hundred thirteen of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, alderman, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as reenacted, exempting owners of registered motor vehicles from the payment of the fee for an operator's license.

Referred to Committee on Highways.

By Mr. ZAPPALA. HOUSE BILL No. 17.

An Act to amend division (a) of section three of the act, approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34), entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties;" exempting wine manufactured in the home for home consumption from tax.

Referred to the Committee on Ways and Means.

By Mr. ZAPPALA. HOUSE BILL No. 18.

An Act to further amend section three of the act, approved the nineteenth day of February, one thousand nine hundred and twenty-six (P. L. 16), entitled as amended

"An act regulating, under permit, through the Pennsylvania Liquor Control Board, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, rectification, blending, recovery, reuse, holding in bond, holding in storage by bailees for hire, and transportation for hire, of any alcohol, alcoholic liquid or alcoholic beverage, by certain persons; requiring the registration of Federal permits; also providing for fees and the disposition thereof, and for appeals to the courts; also authorizing the inspection of the records of permittees and purchase of said alcohol, alcoholic liquid, and alcoholic beverages; also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act;" legalizing the home manufacture of wine.

Referred to the Commiteee on Law and Order.

By Mr. RINN. HOUSE BILL No. 19.

An Act to amend section seventy-one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by fixing the minimum width of such highways and specifying the type of construction thereof.

Referred to Committee on Highways.

By Mr. MENTZER. HOUSE BILL No. 20.

An Act empowering counties, cities, boroughs and towns to exonerate penalties and interest on delinquent real estate taxes, and providing the procedure in such cases.

Referred to Committee on Municipal Corporations.

By Mr. WASSERMAN. HOUSE BILL No. 21.

An Act authorizing courts of common pleas in certain cases to stay or continue proceedings under the provisions of the act, approved the twentieth day of April, one thousand nine hundred and five (P. L. 239), entitled "An Act providing for and defining the rights, remedies, duties, and liabilities of purchasers of real estate at judicial sales, and of their grantees, heirs and devisees, and of the persons then in possession thereof," and to stay writs of possession issued pursuant thereto; providing for the continuance of return days of such writs of possession; and authorizing execution thereon without issuance of further writs.

Referred to Committee on Judiciary General.

By Mr. JONES. HOUSE BILL No. 22.

An Act to amend section one of the act, approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 819), entitled "An act fixing the pay of election officers and clerks appointed by the inspectors, except in cities of the first class and counties of the second class," increasing the pay of election officers and clerks.

Referred to Committee on Elections.

By Mr. JONES. HOUSE BILL No. 23.

An Act to further amend sections five hundred and thirty-seven, five hundred and thirty-nine, five hundred and forty-one, five hundred and forty-three, five hundred and fifty-six, five hundred and fifty-seven, and five hundred and fifty-eight of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," by providing for the abolition of the per capita tax and the levying and collection of an occupation tax.

Referred to Committee on Education.

By Mr. RINN. HOUSE BILL No. 24.

An Act to amend section eight hundred twenty-four as added, and section one thousand ten as amended, of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring the use of certain caution signals and the carrying of emergency batteries by all commercial motor vehicles, and increasing the penalties for certain violations of the act.

Referred to Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 25.

An Act to repeal sections seventy-two, seventy-eight, eighty-two, eighty-seven, ninety-two, ninety-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," so as to eliminate the liability of the counties to pay expenses of county commissioners, solicitors, chief clerks, county controllers, sheriffs, district attorneys, probation officers, and registers of wills in attending State association conventions of such officials, and expenses in supporting such associations.

Referred to Committee on Counties.

By Mr. MURRIN. HOUSE BILL No. 26.

An Act to amend section four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the main-

tenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," requiring the Department of Highways to take over bridges and viaducts on State highways in cities of the third class.

Referred to Committee on Highways.

By Mr. RINN. HOUSE BILL No. 27.

An Act to further amend section six hundred and twenty of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by providing for the confiscation and sale of motor vehicles driven by persons under the influence of intoxicating liquor or any narcotic drug or habit producing drug.

Referred to the Committee on Judiciary General.

By Mr. RINN. HOUSE BILL No. 28.

An Act to amend article nine of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by adding a new section thereto for protecting the safety of the public by prohibiting the operation of certain commercial motor vehicles on Sundays and legal holidays between the hours of nine o'clock ante meridian and nine o'clock post meridian.

Referred to Committee on Highways.

By Mr. STEVENS. HOUSE BILL No. 29.

An Act imposing an additional excise license tax on each store or mercantile establishment in excess of one operated or maintained within this Commonwealth under the same general management, supervision or ownership.

Referred to Committee on Municipal Corporations.

By Mr. STEVENS. HOUSE BILL No. 30.

An Act abolishing all taxes on real estate for school, road, street, highway and bridge purposes, and pledging the faith of the General Assembly to provide revenues to maintain such local functions.

Referred to Committee on Municipal Corporations.

By Mr. CONNER. HOUSE BILL No. 31.

An Act to repeal the act, approved the third day of May, one thousand nine hundred and thirty-three (P. L. 252), entitled "An act to regulate and restrain the traffic in malt, brewed, and vinous and fruit juice beverages, as herein defined; providing for the licensing of the sale and distribution of such beverages; imposing license fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon county treasurers, the Department of Revenue, quarter sessions courts, district attorneys, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts and the amendments thereto, except so far as the same relate to the granting of malt liquor distributors' licenses and the provisions thereof which relate to malt liquor distributors, their agents, servants and employes.

Referred to the Committee on Law and Order.

By Mr. HARMUTH. HOUSE BILL No. 32.

An Act authorizing the appointment of property guards by certain persons, copartnerships, associations or corporations prescribing the powers of such property guards authorizing the Attorney General to approve their appointments, investigate their work, and require periodical reports from them, imposing duties upon the recorders of deeds and imposing penalties.

Referred to the Committee on Corporations.

By Mr. SOWERS. HOUSE BILL No. 33.

An act to amend sections two hundred seven, two hundred twelve and two hundred fourteen of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," establishing qualifications required for the office of Insurance Commissioner and for bureau chiefs in the Insurance Department, and establishing certain bureaus in said department.

Referred to the Committee on State Government.

By Mr. POWERS. HOUSE BILL No. 34.

Providing a system whereby persons absent from their regular polling places, or ill, may cast their votes; imposing certain powers and duties upon the county commissioners, prothonotaries, return boards of the various coun-

ties, and the board of registration commissioners in cities of the first and second class, in relation thereto; and providing penalties.

Referred to the Committee on Elections.

By Mr. TURNER. HOUSE BILL No. 35.

An act to amend section one thousand and one of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending and consolidating the law relating to boroughs," fixing the maximum compensation of councilmen.

Referred to the Committee on Boroughs and Townships.

By Mr. JOHN A. SMITH. HOUSE BILL No. 36.

An act to further amend section five of the act, approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 944), entitled "An act relating to salaries, compensation, bonds, offices, and supplies of certain county officers, their deputies and clerks, in counties of the sixth class," by abolishing the provision that county officers shall be members of the salary board when matters affecting their offices are under consideration.

Referred to the Committee on Counties.

By Mr. ZIMMERMAN. HOUSE BILL No. 37.

An act relating to the relief of the burden of local taxation; making an appropriation out of the Motor License Fund; providing for the allocation thereof to cities, incorporated towns, boroughs and townships; prescribing the time, manner, basis and purposes for and upon which such said money shall be allocated and reallocated and paid; specifying the use for which said moneys may be expended; and imposing powers and duties upon the Department of Highways, the Auditor General, State Treasurer and on cities, boroughs, towns and townships and officers thereof; and providing penalities.

Referred to the Committee on Appropriations.

By Mr. TURNER. HOUSE BILL No. 38.

A Joint Resolution creating an Unemployment Insurance Investigation Commission; defining the powers and duties of said Commission, and making an appropriation.

Referred to the Committee on State Government.

By Miss BRANCATO. HOUSE BILL No. 39.

An act to promote the objects of the National Housing Act by authorizing building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations and exchanges, to make loans pursuant to titles one and two of the National Housing Act and by authorizing executors, administrators, guardians, trustees, building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations, and exchanges, to invest in mortgages insured, and in debentures issued, by the Federal Housing Administrator, and to invest in securities of national mortgage associations.

Referred to the Committee on Banking.

By Mr. FORREST. HOUSE BILL No. 40.

To amend section three of the act, approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1520), entitled "An act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to and expenditure in the various political sub-divisions of the Commonwealth for the maintenance of certain streets and roads during the calendar years one thousand nine hundred and thirty-four and one thousand nine hundred and thirty-five, and requiring political subdivisions to reduce their tax rates for road and street purpose for said years; providing for certification of mileage of public roads and streets by municipal authorities to the Department of Highways; and providing for the use and maintenance of road building machinery and equipment belonging to such political subdivisions by the Department of Highways in carrying out the purposes of this act," providing for the allocation of the appropriation among townships of the second class, and the expenditure of such appropriation by such townships.

Referred to the Committee on Highways.

By Mr. RINN. HOUSE BILL No. 41.

A Joint Resolution proposing an amendment to article nine of the Constitution of the Commonwealth of Pennsylvania, by adding thereto a section.

Referred to the Committee on Constitutional Amendments.

By Mr. JAMES L. SNYDER. HOUSE BILL No. 42.

An act to amend section eight of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (P.L. 223, 1933-1934), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, The China Relief Expedition, or in the Philippines or Guam providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for alternative methods of proving that compensation has not been paid to an applicant by another state where official records of such other state have been damaged or destroyed.

Referred to the Committee on Military Affairs.

By Mr. WELSH. HOUSE BILL No. 43.

An act making it unlawful in certain cases for any employer or his representative to influence or attempt to influence the vote of any employe at any election, and providing penalties.

Referred to the Committee on Elections.

By Mr. STEVENS. HOUSE BILL No. 44.

An act to further amend clause (e) of section three hundred and six of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an emplove in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by changing the limitations on medical, surgical and hospital services and supplies.

Referred to the Committee on Judiciary Special.

By Mr. CONNER. HOUSE BILL No. 45.

An act to amend section four hundred and eleven of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," eliminating the prohibition

against the maintenance of counter and bars over which malt liquors are sold.

Referred to the Committee on Law and Order.

By Mr. CORDIER. HOUSE BILL No. 46.

An act to amend section one thousand two hundred and eight, and to repeal section one thousand two hundred and five, of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P.L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing tenure for principals and teachers and the procedure and causes for which a principal or teacher may be dismissed or denied reelection including appeal to the Superintendent of Public Instruction.

Referred to the Committee on Education.

By Mr. EDERER. HOUSE BILL No. 47.

An act to amend section two hundred and eighty-five of the act, approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as amended; appropriating moneys in the Fish Fund to secure public fishing rights and to acquire lands, waters and rights for such purposes.

Referred to the Committee on Fisheries.

By Mr. BLUMBERG. HOUSE BILL No. 48.

An act to further amend section one of the act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-one (P. L. 276), as amended, entitled "An act requiring persons, partnerships, associations, corporations advertising for or soliciting business as adjusters of claims within this Commonwealth for loss or damage arising out of policies of insurance, surety, or indemnity on property, persons, or insurable business interests, within this Commonwealth, to be licensed by the Insurance Commissioner; regulating the issuance and revocation of such licenses; prescribing certain conditions for the transaction of such business; and providing penalties," by exempting attorneys at law from the provisions of the act.

Referred to the Committee on Insurance.

By Mr. STEVENS. HOUSE BILL No. 49.

An act to amend the title and section one of the act, approved the nineteenth day of June, one thousand nine hundred and thirteen (P. L. 528), entitled "An act fixing the penalty for murder of the first degree; regulating the procedure incident to the infliction thereof; prescribing and providing for a place and manner of inflicting said penalty on the grounds of the new Western Penitentiary of this Commonwealth, in Centre County; making an appropriation therefor; repealing inconsistent legislation; and providing that neither this act nor said repeal shall apply to any case in which it shall appear that said crime was committed prior to the date of the approval of this act," by extending the provisions of said act to cases of kidnapping punishable by death.

Referred to the Committee on Judiciary General.

By Mr. STEVENS. HOUSE BILL No. 50.

An act to amend section one of the act approved the fourth day of April, one thousand nine hundred and one, (P. L. 65), entitled "An act to punish kidnappers, their aiders, assistors, and abettors," by imposing the penalty of death in all cases of kidnapping with intent to extort men or other valuable thing.

Referred to the Committee on Judiciary General.

By Mr. MASON. HOUSE BILL No. 51.

An act to amend section eight of the act approved the twenty-sixth day of June, one thousand nine hundred and thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes, providing for the appointment of the members of such board by the county commissioners; providing for their salaries payable by the county, abolishing existing boards, defining the powers and duties of such board, regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers and clerks, providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this lot by cities," by so changing the provisions of the act that individual written or printed notice of assessed valuation for triennial years shall be given to property owners alone.

Referred to the Committee on Counties.

By Mr. STEVENS. HOUSE BILL NO. 52.

An act to abolish the board for the assessment and revision of taxes in counties of the third class, and to provide for the assessment and valuation of persons, property, and subjects of taxation for county purposes in such counties.

Referred to the Committee on Counties.

By Mr. BERNHARD. HOUSE BILL No. 53.

An act to amend section one, section three as amended, sections six and seven, and section seventeen as amended, of the act, approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment, by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by excepting from the provisions of the act domestic service in private homes, and further regulating the hours of labor.

Referred to the Committee on Labor.

By Mr. WELSH. HOUSE BILL No. 54.

An act to amend section six, as amended, and section eight of an act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating the nomination of candidates of such politigates and alternate delegates to National party convencal parties for certain public offices, the election of deletions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, mend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for certain offices from being candidates for more than one party nomination and requiring candidates for additional offices.

Referred to the Committee on Elections.

By Mr. MASON. HOUSE BILL No. 55.

An act to amend section one hundred and seventy-four of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An

act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," prescribing the oath to be taken by members of the board of viewers.

Referred to the Committee on Counties.

By Mr. MASON. HOUSE BILL No. 56.

An act to amend the act approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety and welfare of minors, by forbidding their employment or work in certain establishments and occupations and under certain specified ages, by restricting their hours of labor, and regulating certain conditions of their employment, by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return and recording of the same, by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools to be established as therein provided, and to be approved by the State Superintendent of Public Instruction; and regulating the conditions of such attendance; authorizing the State Board of Education in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts and police officers; and defining the procedure in prosecutions thereunder; and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof, and repealing all acts or parts of acts inconsistent therewith; by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring minors under eighteen to procure such certificates; imposing on school districts the duty to issue such certificates, and repealing certain sections and acts.

Referred to the Committee on Labor.

By Mr. MASON. HOUSE BILL No. 57.

An act revising and consolidating the laws relating to the time for filing reports of viewers to continuances to final confirmation of such report or portions thereof where no exceptions are filed or appeals taken or reviews asked for, and to the collection of damages in such proceedings.

Referred to the Committee on Judiciary General.

By Mr. JOHN A. SMITH. HOUSE BILL No. 58.

An Act to amend sections two, three and eight, and section ten as amended, of the act, approved the twenty-eighth day of June, one thousand nine hundred and twenty-three (P. L. 886), entitled "An act to safeguard human life and health throughout the Commonwealth by providing for the reporting, quarantining, and control of diseases declared communicable by this act or by regulation of the Department of Health; providing for the prevention of infection therefrom; and prescribing penalties," by authorizing the quarantining of certain places and persons by attending physicians, and the removal of placards by physicians and constables, and authorizing health authorities to fix and pay reasonable fees for such services.

Referred to the Committee on Public Health and Sanitation.

By Mr. SHORTZ. HOUSE BILL No. 59.

An Act limiting and regulating the supervision, removal dismissal, and demotion of game wardens and fish wardens; and providing for appeals to the court of common pleas of Dauphin County.

Referred to the Committee on State Government.

By Mr. MASON. HOUSE BILL No. 60.

An Act to amend section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred dollars ($300) or less, either with or without security to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor requiring the licensing of lenders, and prescribing penalties for the violations of this act," as amended; reducing the rate of interest which may be legally charged on such loans.

Referred to the Committee on Banking.

By Mr. STONE. HOUSE BILL No. 61.

An Act to amend section nine of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court the judges of the Superior Court, the judges of the court of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," as amended; eliminating the compensation of judges called into other judicial districts, and providing for the payment of their expenses.

Referred to the Committee on Judiciary General.

By Mr. STEVENS. HOUSE BILL No. 62.

An Act to amend article three, section one, clause (c) of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expenses and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of

the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains," by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled, 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by abolishing deposits to secure future payments and penalties for delayed payments of rates and requiring the crediting of minimum charges towards the payment for service.

Referred to the Committee on Public Utilities.

By Mr. BERNHARD. HOUSE BILL No. 63.

An Act to repeal the act, approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 546), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations, companies, associations, and individuals; prescribing the powers of such police; authorizing the Governor to investigate their work, and require periodical reports from them; imposing duties upon the Secretary of the Commonwealth and recorders of deeds; and imposing penalties."

Referred to the Committee on Corporations.

By Mr. BERNHARD. HOUSE BILL No. 64.

A Joint Resolution creating an economic planning commission; defining its powers and duties; and making an appropriation.

Referred to the Committee on State Government.

By Miss BRANCATO. HOUSE BILL No. 65.

An Act making an appropriation to the Colombus Hospital, Broad and Wharton Streets, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CASTOR. HOUSE BILL No. 66.

An Act to amend part of section one as amended of the act, approved the tenth day of May, one thousand nine hundred and twenty-one (P. L. 455), entitled "An act to fix the number of representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution," by changing certain of such districts in Philadelphia.

Referred to the Committee on Legislative Apportionment.

By Mr. REYNOLDS. HOUSE BILL No. 67.

An Act to amend section one of the act approved the nineteenth day of May, one thousand eight hundred and eighty-seven (P. L. 130), entitled "An act to provide civil rights for all people, regardless of race or color," amplifying and extending the provisions of said act and increasing the penalties for violation thereof.

Referred to the Committee on Judiciary Local.

By Mr. REYNOLDS. HOUSE BILL No. 68.

An Act to prohibit discrimination and intimidation on account of race or color in employment under contracts for public buildings or public works in the State of Pennsylvania, and fixing penalties therefor.

Referred to the Committee on Judiciary Local.

By Miss BRANCATO. HOUSE BILL No. 69.

An Act making an appropriation to the Saint Agnes Hospital, Broad and Mifflin Streets, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. YOURISHIN. HOUSE BILL No. 70.

An Act to amend section three of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 831), entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" by defining the term "coal miners."

Referred to the Committee on Mines and Mining.

By Mr. MERRELL. HOUSE BILL No. 71.

An Act to amend sections fifteen and two hundred and one of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations; providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstances, to examine corporations, associations, or persons affiliated, or having business transactions with supervised corporations, associations, or persons; authorizing appeals to the Supreme Court, and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," by making all private bankers subject to the provisions of said act.

Referred to the Committee on Banking.

By Mr. MERRELL. HOUSE BILL No. 72.

An Act to amend section one thousand three hundred thirteen, and to repeal sections one thousand three hundred fourteen, one thousand three hundred fifteen, and one thousand three hundred sixteen of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the

conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by extending the provisions of said act to all private bankers.

Referred to the Committee on Banking.

By Mr. KANE. HOUSE BILL No. 73.

An Act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries, prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens, parties, bodies of electors, county commissioners, registrars, inspectors of registration and other appointees of county commissioners, election officers, city officers, courts, judges, prothonotaries, sheriffs, peace officers, county treasurers, county controllers, registrars of vital statistics and boards of school directors and imposing penalties.

Referred to Committee on Elections.

By Mr. TAHL. HOUSE BILL No. 74.

An Act to amend clause (a) of section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by making the real estate of public service companies subject to taxation.

Referred to Committee on Municipal Corporations.

By Mr. TAHL. HOUSE BILL No. 75.

An Act to restrain and regulate the sale of vinous and spirituous malt or brewed liquors of any admixtures thereof.

Referred to Committee on Law and Order.

By Mr. TAHL. HOUSE BILL No. 76.

An Act to amend section five of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-1934), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation;" reducing the age limit of those entitled to assistance.

Referred to Committee on Pensions and Gratuities.

By Mr. TAHL. HOUSE BILL No. 77.

An Act to amend section two of the act, approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rate of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," as amended, reducing the rate of interest which may be charged on loans.

Referred to Committee on Banking.

By Mr. TAHL. HOUSE BILL No. 78.

An Act to amend section one of an act approved the ninth day of April, one thousand eight hundred and forty-nine (P. L. 533), entitled "An act to exempt property to the value of three hundred dollars from levy and sale on execution and distress for rent," declaring persons incapable of waiving their right to an exemption.

Referred to Committee on Judiciary General.

By Mr. TAHL. HOUSE BILL No. 79.

An Act to amend paragraphs (a) and (b) of section three hundred and thirteen of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension, and dissolution of insurance companies. Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties, and repealing existing laws," increasing the amount of reserve required of stock and mutual casualty insurance companies and exchanges for certain outstanding losses.

Referred to Committee on Insurance.

By Mr. TAHL. HOUSE BILL No. 80.

An Act authorizing the redemption of certain real property sold by sheriffs on judicial sales, providing the procedure therefor and imposing certain duties on sheriffs, prothonotaries and recorders of deeds.

Referred to the Committee on Judiciary General.

By Mr. TAHL, HOUSE BILL No. 81.

An Act to further amend clause (a) of section two hundred one, section two hundred two, and clause (b) of section two hundred seven, of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the issuance of certificates of titles to minors.

Referred to the Committee on Highways.

By Mr. BERNHARD. HOUSE BILL No. 82.

An Act to further amend clause (a) of section eleven of article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled "An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring the sale or leasing of municipally owned electric, water, gas and heating plants or distribution systems to public service companies, to be approved by the qualified electors of the municipal corporation.

Referred to the Committee on Public Utilities.

By Mr. BERNHARD. HOUSE BILL No. 83.

An Act to amend route five hundred and fifty, section one, of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. BLUMBERG. HOUSE BILL No. 84.

An Act to amend section five of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," reducing the age limit of those entitled to assistance.

Referred to the Committee on Pensions and Gratuities.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 85.

An Act to amend sections ten and eleven of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1043), entitled "An act to provide for the registration and enrollment of the voters of the State according to their respective party preferences; fixing the compensation of assessors and registry assessors for making said registration and enrollment; and prescribing penalties for false registration or enrollment, and for voters voting or attempting to vote, and for election officers wilfully permitting or conspiring to permit them to vote, at a primary, by or on any other than their own party ticket," by making it a misdemeanor for any registrar, assessor or registry assessor to change, or for any person to procure the change of registry or enrollment of an elector from one political party to another without the consent of such elector.

Referred to the Committee on Elections.

By Mr. CASTOR. HOUSE BILL No. 86.

An Act to amend sections two hundred and two, two hundred and fourteen and two hundred and fifteen, and sections two hundred and sixteen and three hundred and one as amended, of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue, and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the election and organization of boards of school directors in first class school districts and abolishing the appointed directors.

Referred to the Committee on Education.

By Mr. DENNING. HOUSE BILL No. 87.

An Act to amend section four eleven of the act approved the twenty-ninth day of November A. D. one thousand nine hundred and thirty-three, pamphlet laws, extraordinary session nineteen hundred and thirty-three, page fifteen, entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connection with; and transactions in, such

beverages by licensees and others; making disposition of the receipts from State stores and of license fees and imposing penalties fixing times for selling and distributing liquor and malt liquors.

Referred to the Committee on Law and Order.

By Mr. HART. HOUSE BILL No. 88.

An Act providing for the organization and equipment of two colored battalions of infantry and making an appropriation therefor.

Referred to the Committee on Military Affairs.

By Mr. SHEPARD. HOUSE BILL No. 89.

An Act to prohibit discrimination on account of race or color in employment under contracts for public buildings or public works.

Referred to the Committee on Judiciary Local.

By Mr. CAPUTO. HOUSE BILL No. 90.

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof by any person, copartnership, association or corporation of compensation to such deputy sheriffs; and fixing penalties.

Referred to the Committee on Corporations.

By Mr. SHEPARD. HOUSE BILL No. 91.

An Act to amend sections one hundred and three and three hundred and one of, and to add sections one hundred and eight, one hundred and nine and four hundred and thirty-five to, the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder;" providing compensation for occupational diseases; and providing definitions, provisions and procedure related to recovery of compensation in such cases.

Referred to the Committee on Judiciary Special.

By Mr. ACHTERMAN. HOUSE BILL No. 92.

An Act to amend the act approved the twentieth day of June one thousand nine hundred and nineteen (P. L. 521), entitled as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; and making it unlawful for any such decedent until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal" as amended, providing for the transfer of the powers and duties incident to the collection of the transfer inheritance tax from the registers of wills and county treasurers and their appointees and appraisers to the Department of Revenue; requiring the filing of notices and reports by the executors, administrators and parties interested in the estates of decedents with the Department of Revenue; restricting the period within which claims for debts of decedents must be filed in order to be deducted from the taxable value of the estate; shortening the period within which the recipient of any future estate shall make his tax return; regulating the opening of safes and safety deposit boxes of a decedent; and requiring the sending of notice by the bank or institution controlling such receptacle to the Department of Revenue; providing penalties; providing for the taking of appeals from appraisements made by the Department of Revenue; shortening the period within which executors and administrators must give notice of taxable realty possessed by a decedent's estate; and repealing certain sections of said act.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 93.

An act to amend section twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by substituting a franchise tax on foreign corporations in lieu of the capital stock tax on such corporations.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 94.

An act to provide revenue by the imposition of certain license taxes and fees; imposing a license tax on vendors of or dealers in goods, wares and merchandise and license taxes on those engaged in carrying on restaurant, eating house, or quick-lunch businesses, on auctioneers, on stock brokers, bill brokers, note brokers, exchange brokers, merchandise brokers, factors or commission merchants, real estate and agents and pawnbrokers, on keepers of shooting galleries, shuffle-board rooms, billiard or pool rooms, or any other place in which any game is played on a table with the use of balls and cues and bowling alleys, ninepin alleys, tenpin alleys, or other alleys or places in which any game is played with the use of balls or pins or other objects, on public amusements as herein defined, and places used therefor; requiring in addition to such taxes the payment of certain fees; conferring powers and imposing duties on certain State officers and departments; providing for the assessment and collection of the taxes and fees directly by the Department of Revenue; imposing penalties; amending, revising, changing and consolidating the laws relating to the imposition and collection of such taxes and fees, and repealing certain acts or parts of acts relating thereto.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 95.

An act to add clause (p) to section two hundred two, and to amend sections seven hundred two, seven hundred seven, paragraph (d) of section eight hundred one and section eight hundred four of act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State Government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth, as amended, by providing for the settlement and collection of a franchise tax on foreign corporations; requiring such corporations to file reports and providing a penalty for failure to do so.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 96.

An act to amend section twenty-three of the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supple

ment to an act entitled, 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the provisions of the act to include taxi-cab, motor bus, and motor omnibus companies, natural gas companies, artificial gas companies, water companies, steam heat companies, and limited partnerships, associations, joint-stock associations, copartnerships, and persons engaged in the taxi-cab, motor bus, motor omnibus, natural gas, artificial gas, water, or steam heat business.

Referred to the Committee on Ways and Means.

By Mr. SOWERS. HOUSE BILL No. 97.

An act to amend sections five and fourteen of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation" by reducing the age at which assistance is payable.

Referred to the Committee on Pensions and Gratuities.

By Mr. SOWERS. HOUSE BILL No. 98.

An Act to amend section four eleven of the Act approved the twenty-ninth day of November A. D. one thousand nine hundred and thirty-three, pamphlet laws, extraordinary session nineteen hundred and thirty-three, page fifteen, entitled; "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees and imposing penalties," permitting the sale of liquor and malt liquor over counters and bars.

Referred to the Committee on Law and Order.

By Mr. BURKE. HOUSE BILL No. 99.

An Act to further amend the title and section one of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled as amended, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," by including notice in the title that said act taxes as transfers the right of survivorship in property as to which such right exists, except in the case of husband and wife; and by further defining the liability of such right to taxation.

Referred to the Committee on Ways and Means.

By Mr. BARNHARDT. HOUSE BILL No. 100.

An Act to preserve and improve the purity of the waters of the Commonwealth for the protection of Public health, animal aquatic life, and for industrial consumption; providing for the jurisdiction of courts and justices of the peace in the enforcement thereof, and providing additional remedies for abating pollution of waters and repealing certain acts.

Referred to the Committee on Public Health and Sanitation.

By Mr. WEIDEMANN. HOUSE BILL No. 101.

An Act relating to counties; establishing salary boards and prescribing their powers and duties in relation to fixing the number and compensation of appointees in county offices, boards, bureaus, divisions, departments, courts and institutions whose compensation is paid from county funds and the compensation of appointed taxation assessors, and registrars and employes and appointees of personal registration commissions in cities whose compensation is paid from the county treasury; conferring powers similar to those of salary boards on the legislative bodies which levy the taxes in counties of the first class; and repealing inconsistent laws.

Referred to the Committee on Counties.

By Mr. WOODSIDE. HOUSE BILL No. 102.

An Act to amend the title, section one as amended, section three hundred and one, and section three hundred and eleven as amended of, and to add sections one hundred and eight and one hundred and nine to article one, and section three hundred and twenty-one to article three to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by extending the provisions of the act to certain occupational diseases contracted by miners in the course of their employment.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 103.

An Act permitting fishing on Sunday with one rod and two hooks, and fixing penalties.

Referred to the Committee on Law and Order.

By Mr. HOOPES. HOUSE BILL No. 104.

An Act to repeal the act approved the twenty-sixth day of June, one thousand nine hundred and nineteen (P. L. 639), entitled "An act defining sedition, and prescribing the punishment therefor," and its amendments.

Referred to the Committee on Judiciary General.

By Mr. HOOPES. HOUSE BILL No. 105.

An Act relating to unemployed persons, establishing an unemployment indemnity fund, and providing for contributions thereto by employers and by the Commonwealth, providing for the management of such fund and for the payment therefrom to certain unemployed persons for sums of money during periods of unemployment; imposing additional duties and powers upon the Department of Labor and Industry; imposing duties upon employers, providing penalties, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. HOOPES. HOUSE BILL No. 106.

An Act to amend section two hundred and two as amended, article four and article twenty-two of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the

powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by creating an Unemployment Indemnity Board, and prescribing its duties.

Referred to the Committee on State Government.

By Mr. BALDI. HOUSE BILL No. 107.

An Act for the establishment, operation and maintenance by corporations and cities of foreign-trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress, providing for the formation of private corporations for such purposes; and prescribing the powers and duties of such corporations and of cities in connection with such trade zones.

Referred to the Committee on Federal Relations.

By Mr. BALDI. HOUSE BILL No. 108.

An Act providing for the licensing of persons, associations and corporations to conduct horse races; authorizing and regulating the conduct of such races by the licensees and betting on the results thereof; creating a racing commission, and prescribing its powers and duties; imposing certain taxes; and providing for the use of the revenues derived therefrom and from license fees; providing penalties; and making an appropriation.

Referred to the Committee on Ways and Means.

By Mr. SCHROCK. HOUSE BILL No. 109.

An Act to amend section one thousand eight hundred and six of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," enlarging the park powers of the Department of Forests and Waters.

Referred to the Committee on Forestry.

By Mr. BALDI. HOUSE BILL No. 110.

An Act to amend section seven hundred and two, and sections seven hundred and three, seven hundred and four, seven hundred and five and seven hundred and six, as amended, of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by reducing the fees for registration of motor vehicles.

Referred to the Committee on Highways.

By Mr. BALDI. HOUSE BILL No. 111.

An Act to amend clause (f) section one, article two, and section four, article five of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and

seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," as amended; by requiring the approval of the Commission to proposed changes in rates.

Referred to the Committee on Public Utilities.

By Mr. LA RUE. HOUSE BILL No. 112.

An Act to amend section two hundred sixty-five of the act, approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," making Sunday fishing with rods and lines lawful.

Referred to the Committee on Law and Order.

By Mr. CAPUTO. HOUSE BILL NO. 113.

An Act to repeal the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 546), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations, companies, associations and individuals; prescribing the powers of such police; authorizing the Governor to investigate their work and require periodical reports from them; imposing duties upon the Secretary of the Commonwealth and recorders of deeds; and imposing penalties."

Referred to the Committee on Corporations.

By Mr. FINCHBAUGH. HOUSE BILL No. 114.

An Act to amend sections one and three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 1369), entitled "An act establishing certain State-aid highways and concrete township reward reads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of highways; and making an appropriation to carry out the provisions of said act, and repealing an act," by including certain State-aid highways constructed in boroughs.

Referred to the Committee on Highways.

By Mr. GREENSTEIN. HOUSE BILL No. 115.

An Act limiting expenditures by candidates and members of his or her family to secure nomination and election to public office; and making certain persons ineligible to hold elective public office.

Referred to Committee on Elections.

By Mr. ANDREWS. HOUSE BILL No. 116.

An Act providing for, limiting and regulating the suspension, removal, dismissal and demotion of certain employes of the Commonwealth; creating a Personnel Commission; defining its powers and duties; providing for appeals to the Court of Common Pleas of Dauphin County; and making an appropriation.

Referred to the Committee on State Government.

By Mr. BALDI. HOUSE BILL No. 117.

An Act to regulate the sale and delivery of solid fuel as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; imposing certain duties on the Department of Internal Affairs, and providing penalties.

Referred to the Committee on Mines and Mining.

By Mr. BRENNAN. HOUSE BILL No. 118.

An Act providing for the exoneration of penalties and interest due on delinquent real estate taxes.

Referred to Committee on Municipal Corporations.

By Mr. WHITE. HOUSE BILL No. 119.

An Act to amend Sections three hundred and one, three hundred and six as amended, four hundred and thirteen as amended, and four hundred and thirty-four as amended, of the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employee in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder."

Referred to the Committee on Judiciary Special.

By Messrs. CHERVENAK, HALUSKA and WESTRICK. HOUSE BILL No. 120.

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith.

Referred to the Committee on Boroughs & Townships.

By Mrs. WILSON. HOUSE BILL No. 121.

An Act to amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventeenth day of June, Anno Domini one thousand eight hundred and seventy-nine," as amended; by extending the provisions of the act to include manufacturing, water, natural and artificial gas companies, and every other company subject to the control of the Public Service Commission, as well as to persons, copartnerships, associations and corporations engaged in such businesses and removing the exemption of taxicabs, motor buses and motor omnibuses.

Referred to the Committee on Ways and Means.

By Mr. WITKIN. HOUSE BILL No. 122.

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

Referred to the Committee on Cities.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 123.

An Act to amend sections three hundred one and three hundred two of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of cer-

tain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes of certain departments, board and commissions shall be determined," providing that members of the Board of Game Commissioners and of the Board of Fish Commissioners shall be appointed from lists of nominations submitted by the State Federation of Sportsmen's Clubs.

Referred to the Committee on State Government.

By Mr. HABBYSHAW. HOUSE BILL No. 124.

An Act to amend section seventeen of the act, approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for refunds of taxes paid on liquid fuels consumed for purposes other than the operation of motor vehicles on the public highways of this Commonwealth, and providing penalties.

Referred to the Committee on Highways.

By Mr. SURFACE. HOUSE BILL No. 125.

An Act providing for the exoneration of penalties and interest due on delinquent real estate taxes.

Referred to the Committee on Municipal Corporations.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 126.

An Act to further amend section thirteen of an act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats, principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by extending the conditions of the additional bond for labor and materials to include tools, repairs to machinery, replacement parts and other similar services and supplies.

Referred to the Committee on Judiciary General.

By Mrs. WILSON. HOUSE BILL No. 127.

An Act relating to labor; declaring the policy of the Commonwealth as to the hours of employment, and prohibiting the employment of persons for more than six hours in any one day, or for more than thirty hours in any one week; providing for overtime employment, and attaching penalties thereto; and providing penalties for violations hereof.

Referred to the Committee on Labor.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 128.

An Act to amend section sixty-nine of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by providing for the responsibility of certain bridges by the Commonwealth.

Referred to the Committee on Highways.

By Mr. SURFACE. HOUSE BILL No. 129.

An Act creating a commission to make a study of local government and report thereon, and making an appropriation.

Referred to the Committee on State Government.

By Mr. HABBYSHAW. HOUSE BILL No. 130.

An Act to amend section two, article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad

corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes of railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals; and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," requiring members of the Public Service Commission to devote their full time to the duties of their office, and prohibiting political activities by such members.

Referred to the Committee on Public Utilities.

By Mrs. WILSON. HOUSE BILL No. 131.

An Act to amend sections five, eight and fourteen of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," by extending the provisions of the act to persons over sixty years of age, and to those not indigent and having children, or others responsible for their support.

Referred to the Committee on Pensions and Gratuities.

By Mr. JOHN E. BROWN. HOUSE BILL No. 132.

An Act prohibiting the employment of miners in the bituminous coal mines unless certificated after examination by a miners examining board; providing for the appointment of such boards, and defining their powers and duties; and providing penalties.

Referred to the Committee on Mines and Mining.

By Mr. JOHN E. BROWN. HOUSE BILL No. 133.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Washington.

Referred to the Committee on Highways.

By Mr. JOHN E. BROWN. HOUSE BILL No. 134.

An Act to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Washington.

Referred to the Committee on Highways.

By Mr. JOHN E. BROWN. HOUSE BILL No. 135.

An Act fixing the salaries of certain county officers in counties of the fourth class.

Referred to the Committee on Counties.

By Mr. SURFACE. HOUSE BILL No. 136.

An Act to amend sections five hundred and twenty-four, five hundred and thirty-seven, paragraph twenty-four of section one thousand two hundred and ten, and section two thousand eight hundred and twenty-four of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws, general, special or local or any parts thereof that are or may be inconsistent therewith," as amended by limiting the tax rate to be levied by any school district to not in excess of four mills on the dollar of the total assessment of property assessed.

Referred to the Committee on Education.

By Mr. SURFACE. HOUSE BILL No. 137.

An Act imposing an emergency State income tax and providing for the distribution of the proceeds thereof to school districts.

Referred to the Committee on Ways and Means.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 138.

An Act to amend section eight hundred and twenty-four of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and

limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," as added; requiring certain vehicles between sunset and sunrise to carry danger or caution signals and to display the same when the vehicle becomes disabled.

Referred to the Committee on Highways.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair wishes to inform the members that a number of the members have sent their bills to the desk and have left them unsigned and undated.

House Bill No. 43, entitled "An Act making it unlawful in certain cases for any employer or his representative to influence or attempt to influence the vote of any employe at any election, and providing penalties," has not been signed.

House Bill No. 54 is also unsigned, the title of which is: "An Act to amend section six as amended and section eight of the 'Uniform Primary Election Law' of July 12, 1913, P. L. 719, prohibiting candidates for certain offices from being candidates for more than one party nomination, and requiring candidates' affidavits from candidates for additional offices."

The sponsors of these bills will please see to it that they are signed, otherwise they cannot be considered.

NOTIFICATION FROM SENATE

Messrs. Staudenmeier, Benjamin H. Thompson and Rice, a committee on the part of the Senate, being introduced informed that the Senate is ready to proceed to the inaugural ceremonies at 11:45 A. M.

The SPEAKER. The Chair thanks the Committee on the part of the Senate.

The Chair requests that the members of the House will present themselves in the rotunda of the Capital at the appointed time to join with the Senate and proceed to the inaugural stand.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair wishes to make an announcement at this time. The Chair requests that any member whose name has been mispronounced, either by the Chair or by the Reading Clerk, will get in touch with the Chair and the Reading Clerk in regard to the proper pronunciation of his name. It frequently happens that a name is pronounced two different ways, and the Chair desires that we shall get the correct pronunciation of each and every name of each and every member in the hall of the house.

RECESS

The SPEAKER. The Chair will declare a recess of five minutes.

AFTER RECESS

The SPEAKER (WILSON G. SARIG) in the Chair.

The time of the recess having expired the House will be in order.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair has an important announcement at this time. If there are any members of the Inaugural Committee present in the House at this time, they should assemble at once in the Governor's office. They must be in the Governor's office by 11.30 o'clock.

The Chief Sergeant at Arms will now present himself at the Speaker's rostrum and take the mace of the House.

The Chief Sergeant at Arms will take his station in the center aisle.

The members of the House are requested to form in twos in the center aisle, and being led by the Sergeant at Arms will proceed to the rotunda of the Capitol.

The House will follow the Senate to the inaugural stand.

RECESS

The SPEAKER. The Chair will declare a recess until 4.30 o'clock P. M.

AFTER RECESS

The SPEAKER (WILSON G. SARIG) in the Chair.

The hour of 4.30 P. M. having arrived the House will be in order.

GOVERNOR'S INAUGURAL ADDRESS TO BE PRINTED IN LEGISLATIVE JOURNAL

Mr. RUTH. Mr. Speaker, I move that the Inaugural Address of Governor Earle be printed in full in the Legislative Journal.

The motion was agreed to.

INAUGURAL ADDRESS OF GOVERNOR GEORGE H. EARLE

In this oath I have pledged myself to serve the people of Pennsylvania as best I can. These are desperately trying times, bitter times. You are asking "Where are we going? Where do you want to lead us?"

Solemnly, with the echo of the oath still upon us, I answer that we are going, along with the rest of this nation, to new ground. Politically and economically a change is necessary. The misery of millions, the insecurity of all, bids us vacate the too easy tolerance into which we were lulled during the past decade.

America in its pioneer days was hardy and barefooted, shirt-sleeved, sharp-eyed. America was then ready for whatever came, always striving for a better pasture over the hill. We're going back to that spirit today. Not literally, not seeking new land, but seeking into the future for the security and freedom that makes all land, all property, all life worth while. America is going pioneering across the mountains of special privilege and predatory wealth that fancies itself securely founded. Pennsylvania, in my administration, is going with America. The further we are toward the fore, the better.

Every now and then history sits down and rests. The short-sighted say "Now the last frontier is closed. No change is ended." But the last frontier is never closed. This summons cannot be ignored or evaded with impunity.

The punishment of history has descended again and again on those who closed their eyes to the summons. Disintegration, decay, extinction are the inevitable fate of a nation which refuses to change when the times command change. The jungle creeps back upon the untended clearing, the sea finds a way through the once adequate

ke. When the old enemy is stamped out, a way must found to defeat the new.

We can no more shirk our pioneering task than the men ho first landed on these shores could turn their backs the wilderness in front of them.. We must plunge into d cut away the undergrowth and build. We must exore and experiment; be watchful and not content to rest ntil our security is attained.

Our ancestors fought their way forward with axes and ows. Today's pioneering calls for the subtler, but no ss necessary tools of the mind. The obstacles and angers around us are not the work of external nature, t creations of our ancestors and of ourselves.

Our dangers consist of institutions, practices, fulcrums political and economic power which exist to the detrient of the people as a whole.

We were building a vast technical machine in these last 0 years. We were improving the methods of agricul-re. revolutionizing the processes of industry. We broke rough one material frontier after another. But we for-t that no nation is stronger than the law and the moral-y that bind it together. We forgot one of the oldest ssons of history—that changed physical conditions call r new political institutions.

I do not mean, of course, that we must try to wipe out e past by revolution or too hasty change. There are ndamental institutions which I believe, will endure in e fields of economics and politics for thousands of years. emocracy and private property, for instance, may no ore be successfully replaced today than the ancient prinples of the lever and the wheel have been displaced by r progress in the field of mechanics.

But the right of private property does not mean to me mething exactly and precisely defined down to the last tail and the definition graven on stone and buried somehere in the vaults of antiquity.

It means this: Individual ownership of material goods terms adapted to serve best the needs of any given mmunity at any given time. When private ownership s been a successful institution, it has meant just that. hen private ownership, or any other institution, has set elf against fundamental changes, it has been found wantg. This I believe to be the liberal position, the attitude cessary for permanent recovery.

I believe in the profit motive. I believe in private nership. They provide the only basis for our present ilization and its future progress. But we cannot espe the fact that today private ownership means the wnership" of nothing by the majority of our citizens. cept through charity, they have not even obtained sufient of the product of private ownership to keep alive. uld any situation be more calculated to undermine faith private ownership than this?

The timorous cry of mistaken self-interest quavers that slightest modification of the present political attitude ward business foreshadows the doom of capitalism.

f the reactionaries would turn their eyes in the opposite ection they would have more justifiable cause for alarm. nger does lie ahead for capitalism and for democracy, less we are ready to change many of our institutions l practices. Russia is the proof. All Europe today is panorama of the decay of nations which will not face necessity for sane, sensible progress.

From Austria I watched that disintegration with my own eyes and I returned to be your candidate for Governor with the question in my heart "Will my nation be strong enough, intelligent enough, courageous enough, to avoid that fate?" I believe the answer is "Yes" but I believe the victory will take some fighting and work. It is worth it.

I want to be a part of this fight. I want to share this work. My program was stated fully and I hope clearly during the campaign. As I restate it now, you will not find it changed. My convictions have not altered. Rather they have strengthened as the depression continues and the enemies of reform give stronger evidence that they intend to block recovery.

My fundamental conviction is that life must be made more secure for those millions who, by the accident of birth, are left at the mercy of economic forces. I see no just reason for the relative present security which I personally enjoy, by the grace of chance, while most of my fellow citizens are never at any time separated by more than a hair from want and misery. The gulf is too wide, the contrast too sharp. I have long felt in my heart that there is something basically wrong with this disparity. And with my eyes I have seen what is wrong during this depression.

The benefits of all our progress have gone to a few, though it was the masses that made the progress possible. The few cannot go further without the many. The few who enjoy wealth are chained, not only by bonds of humanity, but by bonds of cold economics to those who now falter by the wayside through no fault of their own.

What is our material wealth? It is made up of factories, farms, stores and mines in which the needs of men are made and distributed. When that distribution stops, when production stops, wealth vanishes. No man is so rich that his fortune can long endure without that foundation of all business—customers. Customers—in this mass production age—means the whole body of labor.

For a long time past, labor has not received its proper share of the profits of industry. The farmer is not getting his proper share of the profits of the farm.

By "proper" I do not only mean fair and just—I mean the share which is called for by the iron necessity of the business setup of this country.

I mean that America needs new markets for the products of her machines and farms. We cannot find them abroad. We cannot find them on Mars. We must create new markets by increased purchasing power to the customers of industry, the masses who labor in field, factory and store.

As Governor of this State, which is truly the keystone of America's industrial system, I shall wage a determined fight to re-adjust the balance of purchasing power. Minimum wage laws, abolition of sweatshops, protection of the right of unionization, decent workmen's compensation laws and unemployment insurance are but a few of the lines on which this fight must be won. Child labor must never return.

Pennsylvania has lagged behind in legislation and executive policy in this vital field. Some of our so-called better citizens have boasted that labor was weak in Pennsylvania, that this was a "good" State for employers. That boast sticks in their throats today if they have intelligence enough to realize that the depression has been intensified here precisely because Pennsylvania lagged in labor legislation.

Nor am I going to forget the veterans of industry and the veterans of agriculture, who have just as much claim upon the State as the veterans of our wars. In settled rural communities of a century ago, old age brought its recompense. It brought rest and the security in which the younger members of the family carried on in the well-loved fields to earn the living by which they supported their parents.

That is gone now. Filial devotion has not died. Sons still want to care for their parents. But often they cannot. The shift and strain, the insecurity has become too great. If they can save a penny, they need it for their own wives and children. No man knows today what economic misfortune tomorrow will bring. So the aged, who, in their prime, built the present are shunted out into economic and social oblivion.

This army of worthy old men and women is beaten into exile from the economic system at every crisis, just as aged inhabitants of besieged cities were once sent to die outside the walls so they would not deplete the rations.

We who revert to this barbarism have not even the excuse of necessity. We have the machines, the tools, the materials to produce enough for all without sacrifice. We can feed these aged.

Then in the name of humanity and hard-headed sense, let us feed them. Let us give them a decent life in their own homes when their work is done. An old-age pension system is not a sentimental gesture. It is as much a necessity of modern life as steel and electricity. It fits into the jigsaw puzzle the world is trying to reconstruct from the aftermath of the industrial revolution of the nineteenth century.

A moment ago I spoke of the ancient security of rural communities. They are no longer secure. Not only does the weight of an unjust taxation and monetary fluctuation bear them down, but they have fallen into the control of big business which has impoverished them with one hand while it exploits the consumer with the other.

I refer in particular to certain of the large milk distributors, operating in this and other States. When I look at the recent history of these companies in their relation to the farmer and to the public, I am driven to one conclusion—that the men in charge of them hope to clean up personal fortunes in a few years and get out before public indignation catches up with them. They cannot be looking far ahead. After all, the human worm will turn. And if ever there was occasion for public resentment, these certain milk distributors have given that provocation.

Milk is the most vital of all necessities that can be dealt in commercially. The public is at the mercy of its milk supply. Moreover, in this part of the nation, dairying is the backbone of agriculture.

Yet these men have had the effrontery to attack the roots of both our rural and urban existence. Briefly, they kept up the price of milk through the depression so that fewer and fewer persons could buy enough. With the consumption of milk fallen below half the amount necessary for minimum healthful diet standards, they turn to the farmer and cut his income on the plea that a milk "surplus" exists.

Surplus, indeed. I know where that surplus is—and so do they. It is in the fat salaries that these men who dominate the milk trust receive. It is in the watered stock of some of these companies. That's the only surplus in the milk business.

These companies maintain a virtual monopoly. They fix prices to the consumer. They fix prices to the farmer. And the difference between the two returned some of the larger milk companies a profit of thirty per cent consistently through the worst years of the depression.

This administration will end that in Pennsylvania. There is going to be a milk control law with teeth in it. Since prices are already being "fixed" for this public necessity, then the public is going to have the controlling voice in the milk business of this State.

Such regulation is the only alternative to public ownership. The big milk dealers are not the only ones who do not recognize this danger. Their brothers of the utilities seem quite as blind to the impending storm. They won't shorten sail although the hurricane warnings fly from every jack-staff on the political coast.

But the utilities do not yet realize that the golden goose is in his death throes. I want to save the utility companies. I want to protect the thousands of investors in utility companies in Pennsylvania. These investors will suffer if public ownership competition comes. The movement for municipal light and power plants is growing throughout the country.

I know we are supposed to have utility regulation in this State at present. But that is not the sort of regulation I'm talking about. This administration will introduce a public utility law so stringent that no Public Service Commission can stultify it without full public knowledge.

Relations between utility companies and their holding companies should be under the jurisdiction of the Public Service Commission.

Further, all expenditures of utility companies should be subject to public scrutiny and control.

It has been the practice for many years to use a part of the surplus profits squeezed from the public, to fight the public. Candidates have been bought with utility company campaign contributions, usually in secret. Lobbies have been maintained here at Harrisburg by these funds. So great has been the power of these extra-legal groups that not a bill passed, not a move could be made without their consent.

We propose to root out the lobby evil. First, to destroy the utilities lobby by cutting off its source of revenue. Second, by striking at all lobbies.

There must be an end to the invisible government by lobbies and lobbyists in Pennsylvania. The legislation of Pennsylvania must be written in the State Capitol and not in the private parlors of Harrisburg hotels where special privilege lobbies have held forth so many years.

I intend to give the people a day by day account of the activities of these lobbyists if the necessity arises. And legislator influenced by them will have to make his explanations to his constituents. It is time that this vicious system, which makes a mockery of representative government, be dragged out into the open and into the light of publicity. Only in that way can it be ended.

I have another word of warning, not unconnected with the utilities, for it refers to their real masters—a little group of all-powerful bankers. These bankers are the backbone of the reactionary opposition to the New Deal. These bankers have a fondness for masking their activities behind the phrase "protection for the widows and orphans."

Strike at excess milk profits and they cry out that widows and orphans are the shareholders of the milk

companies. Strike at high utility rates and the same wail rends the skies. It is these bankers themselves who are endangering the funds of widows and orphans by driving the consuming public to desperation.

Wall Street sent fourteen billions of American funds abroad in the last ten years, exclusive of the war debts. How much of those foreign loans are coming back? Precious little. We all know that now.

But these bankers knew it then. And whose funds were THESE? Widows' and orphans' and the ordinary American small investor. Do you hear them deploring this betrayal of the widows and orphans?

This administration will do its utmost to protect the investors of Pennsylvania. But it will take neither direction nor advice from this powerful banking clique which in the past has had so much to say about the operation of this State Government. For the next four years, and I hope I speak loudly enough to be heard in Wall Street—it's "Hands off Harrisburg."

I am deeply concerned over the plight of those thrifty men and women who, through no fault of their own, have suffered because their savings are tied up in closed banks. Liquidation of these deposits has been slower in Pennsylvania than in any other state. There is no excuse for this. We are going to speed up the process of returning these funds to their owners.

The banking lobby here has blocked certain legislation designed to strengthen the banking system of the state. If this legislation had been in effect, I am convinced the banking collapse would have been far less severe. Let us remember that lesson. We must enact restrictions which will make it more difficult for bankers to dissipate the funds of their depositors.

Building and loan associations have an almost unique and, in the main, honorable history here in Pennsylvania. But in recent years practices have crept into some of them which should be stamped out so that these splendid institutions may regain their real place in the financial life of the community.

Pennsylvania plutocracy reflects itself also in our tax situation. Although sixty per cent of the wealth within the state is in the form of stocks, bonds and other personal property, ninety per cent of local taxation is derived from real estate. This grossly unfair situation is a perfect example of the dead hand of the past crushing the present, which I mentioned earlier. When our present State Constitution was written in 1874, real estate amounted to ninety per cent of the wealth and should have borne that portion of the tax. But is there any reason why a situation which existed sixty years ago should crush our home owners and farmers today?

The remedy lies in a graduated state income tax. The soundest tax is that based on the principle of ability to pay. We are going to bring that principle to Pennsylvania.

Revision of the State Constitution is absolutely necessary. Pennsylvania simply cannot continue further with the absurdly antiquated Constitutional provision which restricts its borrowing capacity to $1,000,000, an infinitestimal part of our annual expenditures.

No business could operate soundly on that basis. In times of stress such as these we ought not increase taxes drastically to meet the necessity for increased relief expenditures. The sound way, the business way, is to borrow when expenditures must be increased and pay back in days of increasing income. This fossilized restriction causes the State Treasury to face today a grave financial crisis which would not have arisen under a modern Constitution.

I will discuss the serious financial problems which confront the Commonwealth in detail in a budget message which I will address to the Legislature in the near future.

Constitutional revision is one of the most immediate needs of Pennsylvania. We can all see it is no academic subject if a very ill-timed tax increase is made necessary in order to meet the needs of relief.

Can we reduce state relief expenditures? There is no escape in that direction as long as the Federal Government does not bear the full burden. As long as Washington does not assume entire responsibility, there can be no talk of cutting relief expenditures.

It is quite likely that we can effect some administrative savings by co-ordinating the various relief agencies which now duplicate each other to some extent. But such savings we must not keep. They must be passed along in increased benefits to the unemployed whose present subsistence level is shamefully low.

I know there is a sneering mention of Santa Claus whenever any public official advocates an increase in relief. Such propaganda fails to impress me. I know from whence it emanates.

The same banking group that shudders at a Federal expenditure of four billion dollars is the one that sent your fourteen billion dollars over to Europe and down to South America never to return. What of the eighty billions of inflated 1929 valuation which withered away? What are the expressions of contrition from Wall Street for that debacle? Are they hiding their faces in shame? Not they. From behind the backs of the widows and orphans these brave grenadiers of high finance are firing their propaganda of so-called economy and budget-balancing against the unemployed, the helpless, the downtrodden.

I believe in work relief rather than the dole. Work is in this nation's blood and sinews. Americans do not want to idle about half-starved on Federal doles. We want to make, to build, to earn a living wage. We cannot in a day or a decade stop the trend of centuries which instituted the necessity of work. It we try, beware of disastrous psychological consequences. We will care for the unemployed, but let us beware of creating unemployables. This is a nation of workers. Please God it may not be saved from being a nation of economic slaves only to become a nation of drones. My administration will co-operate to the utmost in an intensified relief program. Above all, let the expenditures be concentrated so that business can feel a real impact of purchasing power. Only thus will confidence be restored. Only thus will business begin to re-employ our idle millions. We cannot use trench warfare tactics against the depression. We must strike with the full-focused strength of all our financial resources.

Do not misunderstand me. Because I believe in spending money for recovery, it does not follow that I do not appreciate the importance of economy in governmental administration. I intend to conduct the State Government on strictly businesslike lines. It is not supposed to be good politics to cut down on payrolls. But that is exactly what I intend to do.

Local communities, particularly Philadelphia and Allegheny Counties, can save money for their taxpayers by

reorganizing their governments. Consolidation to meet modern conditions should be a part of the program of the State Constitutional convention.

In closing, let me explain that I know well that I have said things in this address which the timid souls will consider politically unwise. I have attacked powerful groups, well-established institutions. I am ready to take the consequences. This office of Governor is the realization of my political ambitions, not the stepping stone. I will make mistakes, I know, but they will be mistakes of the head and not of the heart. I will never do anything or refrain from doing anything because of considerations of my future political career or the future political career of any of my friends. This administration is going to live and work in the present. That task is large enough.

I will be more than content if four years from today I can feel that I have played a small but willing part in the saving of this Nation from the dangers that encompass it; that I have helped it push forward to new economic and political frontiers.

We know in which direction the salvation of democracy and American ideals lies. Let us go forward!

MEETING OF RULES COMMITTEE

The SPEAKER. The Chair wishes to make an announcement at this time.

There will be a meeting of the Rules Committee on Monday, January 21, at 4.00 o'clock in the Speaker's Office. All members of the Rules Committee are expected to be present.

MEMBERS TO ATTEND GOVERNOR'S RECEPTION

The SPEAKER. Immediately after adjournment the members of the House will form in line the same as this morning and proceed to meet the Governor and Mrs. Earle at his reception in the rotunda.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPOINTMENT OF SECRETARY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have appointed Harry E. Kalodner, 5623 Woodcrest Avenue, Philadelphia, Philadelphia County, to be Secretary to the Governor.

GEORGE H. EARLE.

ADJOURNMENT

Mr. WEISS. Mr. Speaker, I move that this House do now adjourn until Monday evening, January 21, 1935, at 9:00 o'clock.

The motion was agreed to, and (at 5:58 o'clock P. M.) the House adjourned until Monday, January 21, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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SENATE

MONDAY, January, 21, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Whom have we, Lord, in Heaven, but Thee? And there is none upon the earth beside Thee. Thy presence is everywhere. From it we cannot flee. If we ascend unto the heights Thou art there; and if we descend into the lowest depths, there do we find Thee.

Thou dost desire to lift us up to the lofty heights where Thou dost dwell; and to accomplish this Thou hast descended to the lowest depths of human degradation—yet Thou has remained sinless.

May we hear Thee calling us to noble service. Make the deliberations of this Senate rounds of the ladder upon which the people of our Commonwealth may climb to nobler citizenship and true prosperity. May each member of this body seek, above all things, the approval that God whose eye beholds even the intantions and purposes of the hearts of men. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk preceded to read the Journal of the preceding session, when, on motion of Mr. SALUS, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

Mr. PIERSON asked and obtained leave of absence for the Senator from Schuylkill, Mr. Staudenmeier, on account of illness.

PETITIONS

FAVORING AMENDMENT OF THE LIQUOR CONTROL ACT

The Chair cleared his table and laid before the Senate petitions from the German Krieger Verein, Lower St. Clair township.

He also cleared his table and laid before the Senate petition from the Sons of Lithuania Society, Pittsburgh, favoring the amendment of the Liquor Control Act.

Which were referred to the Committee on Law and Order.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows:

RELATIVE TO JOINT SESSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg. January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the members in Joint Session this evening at ten o'clock.

GEORGE H. EARLE.

JOINT SESSION TO HEAR THE GOVERNOR'S MESSAGE

Mr. RICE. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RICE offered the following resolution which was twice read, considered and agreed to:

In the Senate, January 21, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, January 21, 1935, at 10 o'clock in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RECESS

Mr. REED (Dauphin). Mr. President, I move that the Senate do now take a recess for 10 minutes.

Mr. SALUS. Mr. President, I second the motion. The motion was agreed to.

PRESENTATION OF GAVEL TO LIEUTENANT-GOVERNOR KENNEDY

REV. FATHER HAROLD E. KELLER (Harrisburg). Mr. President, I thank the Senate for its action in taking time during a very busy evening, a very busy session, for this presentation. I have here this evening a gavel made from the keel of Perry's flagship Niagara. This was part of the original wood, once an oak tree which grew on the lake shore at Erie.

A Pennsylvanian was responsible for the building of that fleet—Daniel Dobbins, a man born on the banks of the Juniata River, who later moved to Erie and estab-

lished, with Seth Reed, a sailing service at Erie. It was owing to his advice that President Madison, in a cabinet meeting, proposed to build a fleet on Lake Erie; and it was only after Dobbins had started the fleet that Perry was sent to take command.

I take great pleasure in presenting to you this gavel. I represent tonight, as I represented before, the Niagara Association. It is presented with that Association's best wishes, and in the hope that you likewise, in the conduct of the business of the State, will have as much success, and bring as much glory—not only to Pennsylvania but to this nation—as Perry did in his famous victory.

The PRESIDENT. I thank Father Keller very much for presenting this historic gavel to the presiding officer of the Senate; and I assure him it will be used with discretion and with the single purpose of conducting the affairs of the Senate in a manner which will redound to the best interests of the Commonwealth. I thank him very much.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

ASSIGNMENTS OF COMMITTEE ROOMS

The PRESIDENT. The Clerk will read the assignments of committee rooms: The Clerk read as follows:

Aeronautics	Room	300
Agriculture	"	300
Appropriations	"	251
Banking	"	301
Congressional Apportionment	"	300
Constitutional Changes	"	401
Corporations	"	301
County Government	"	402
Education	"	402
Elections	"	400
Executive Nominations	"	265
Federal Relations	"	401
Finance	"	400
Forest and Waters	"	544
Game and Fisheries	"	544
Highways	"	546
Insurance	"	300
Judicial Apportionment	"	301
Judiciary General	"	302
Judiciary Special	"	301
Labor and Industry	"	401
Law and Order	"	548
Legislative Apportionment	"	546
Military Affairs	"	402
Mines and Mining	"	302
Municipal Government	"	300
Pensions	"	300
Public Health	"	401
Public Utilities	"	402
Rules	"	275
State Government	"	544

The Senate Caucus Room is available on request for sittings or hearings except when occupied Tuesdays by Judiciary General.

HOUSE MESSAGE

JOINT SESSION

The Clerk of the House of Representatives being introduced presented communication from the House of Representatives informing the Senate that the House had concurred in resolution from the Senate as follows:

In the Senate, January 21, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, January 21, 1935, at 10 o'clock in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. SALUS. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 21, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, January 21, 1935, at 10 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORT FROM COMMITTEE

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 37, entitled:

A Joint Resolution creating an Unemployment Investigation Commission, defining the powers and duties of said Commission, and making an appropriation.

MOTION TO READ BILL THE FIRST TIME

Mr. CLARK. Mr. President, I move that Senate Bill No. 37, just reported from committee, be read the first time.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 37, entitled:

A Joint Resolution Creating an Unemployment Investigation Commission, defining the powers and duties of said Commission, and making an appropriation.

And said bill having been read at length the first time.

Ordered, To be laid aside for second reading.

HOUSE MESSAGE

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 21, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Mem

rs of the General Assembly in Joint Session, January 1935, at 10 o'clock, pursuant to a resolution already opted by the Senate and House of Representatives.

And has appointed Messrs. Simon, Moul and Conner said committee on the part of the House.

The PRESIDENT. The President Pro Tempore announces as said committee on the part of the Senate the nator from Philadelphia, Mr. Salus, the Senator from legheny, Mr. Rodgers, and the Senator from Cambria, r. Baumer.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the air, Senate Bill No. 45, entitled:

A Supplement to the act approved the twenty-second y of June, one thousand nine hundred and thirty-one ct No. 203), entitled "An act establishing certain town- p roads as State highways; authorizing their construc- n, maintenance, and improvement under certain condi- ns and restrictions; limiting the obligation of the Com- nwealth in the construction of certain structures, loca- l on such highways; conferring certain powers upon the partment of Highways and local authorities, persons, ociations and corporations for sharing the cost of the intenance and construction of such highways; and mak- ; an appropriation to carry out the provisions of said ;" establishing an additional route in the County of ks.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, nate Bill No. 46, entitled:

A Supplement to the act approved the twenty-second r of June, one thousand nine hundred and thirty-one ct No. 203), entitled "An act establishing certain town- p roads as State highways; authorizing their construc- n, maintenance, and improvement under certain condi- ns and restrictions; limiting the obligation of the Com- nwealth in the construction of certain structures, located such highways; conferring certain powers upon the De- tment of Highways and local authorities, persons, asso- ions and corporations for sharing the cost of the main- ance and construction of such highways; and making an ropriation to carry out the provisions of said act;" es- ishing an additional route in the County of Berks.

Which was committed to the Committee on Highways.

lso read in his place and presented to the Chair, Sen- Bill No. 47, entitled:

Supplement to the act approved the twenty-second of June, one thousand nine hundred and thirty-one, t No. 203), entitled "An act establishing certain town- roads as State highways; authorizing their construc- maintenance, and improvement under certain condi- s and restrictions; limiting the obligation of the Com- wealth in the construction of certain structures, lo- l on such highways; conferring certain powers upon Department of Highways and local authorities, per- associations and corporations for sharing the cost ne maintenance and construction of such highways; making an appropriation to carry out the provisions id act;" establishing an additional route in the County erks.

hich was committed to the Committee in Highways.

so read in his place and presented to the Chair, Sen- Bill No. 48, entitled:

Supplement to the act approved the twenty-second of June, one thousand nine hundred and thirty-one, No. 203), entitled "An act establishing certain town- roads as State highways; authorizing their construc- maintenance, and improvement under certain condi- tions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Berks.

Which was committed to the Committee in Highways.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 49, entitled:

An Act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries, and the challenge and proof of qualifications of electors; providing for the appointment of registration commissioners for such cities and prescribing their powers and duties, and the powers and duties of registrars, inspectors of registration and other appointees of such commissions, election officers, municipal officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and boards of school directors; and imposing penalties.

Which was committed to the Committee on Elections.

Mr. REED read in his place and presented to the Chair, Senate Bill No. 50, entitled:

An Act to amend section five hundred and twelve of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" providing that the Auditor General and State Treasurer shall not be bound by the advice of the Department of Justice and shall be permitted to employ other counsel under certain circumstances.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair, Senate Bill No. 51, entitled:

An Act to amend sections two hundred and twelve, two hundred and thirteen, two hundred and fourteen, seven hundred and one, and seven hundred and nine of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing

the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by exempting the Department of Internal Affairs from the provisions of said sections.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair, Senate Bill No. 52, entitled:

An Act requiring the Secretary of the Commonwealth to inquire into the purposes of the incorporators of labor groups, and to approve or disapprove their incorporation or right to do business within the Commonwealth.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No 53, entitled:

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and giving the courts power to enforce its provisions," as amended, further regulating pleadings where a party to an action requires proof of the opposite party of facts which are under the exclusive control of the opposite party or the truth of which cannot be ascertained after reasonable investigation.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 54, entitled:

An Act to add section four hundred eleven B and amend section six hundred twenty-two of the act, approved the seventeenth day of May, one thousand nine hundred twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," defining the effect of statements made by the insured in applications for life, health and accident insurance.

Which was committed to the Committee on Insurance.

Also read in his place and presented to the Chair, Senate Bill No 55, entitled:

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies and the regulation, supervision, and protection of the home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance ratings bureaus, and the regulation and supervision of insurance c ried by such companies, associations, and exchan including insurance carried by the State Workmen's Ins ance Fund; providing penalties; and repealing exist laws," by adding thereto section four hundred and ele A; establishing the effect of medical examinations or waiver thereof in applications for life insurance, and stricting defenses by insurance companies in such ca

Which was committed to the Committee on Insura

Also read in his place and presented to the Chair, Sen Bill No. 56, entitled:

An Act to amend clause (d) of section ten of the approved the first day of May, one thousand nine hund and twenty-nine (P. L. 1216), entitled "An act to de real estate brokers and real estate salesmen; and pro ing for the licensing, regulation, and supervision of r dent and non-resident real estate brokers and real es salesmen and their business," as amended, by defining powers of the courts on appeals from the Departmen Public Instruction.

Which was committed to the Committee on Judici General.

Also read in his place and presented to the Chair, Se Bill No. 57, entitled:

An Act empowering and in proper cases directing porate authorities of political subdivisions to exone in whole or in part landlords from the payment of t on dwellings occupied by tenants who, by reason of employment and indigency, are unable to pay ren whole or in part, and providing the procedure in cases, including appeals to the court of common plea landlords.

Which was committed to the Committee on Judic General.

Also read in his place and presented to the Chair, Se Bill No. 58, entitled:

An Act creating in counties of the fourth class a b for the assessment and revision of taxes; providing the appointment of the members of such board by county commissioners; providing for their salaries, able by the county; abolishing existing boards; def the powers and duties of such board; regulating the sessment of persons, property and occupations for co borough, town, township, school and poor purposes; a orizing the appointment of subordinate assessors clerks; providing for their compensation payable by counties; abolishing the office of ward, borough and t ship assessors, so far as the making of assessments valuations for taxation is concerned; and providin the acceptance of this act by cities.

Which was committed to the Committee on County ernment.

Mr. BENNETT read in his place and presented t Chair, Senate Bill No. 59, entitled:

An Act to amend sections three hundred one and hundred two of the act approved the ninth day of one thousand nine hundred and twenty-nine (P. L. entitled, "An act providing for and reorganizing the duct of the executive and administrative work o Commonwealth by the Executive Department thereo the administrative departments, boards, commissions officers thereof, including the boards of trustees of Normal Schools, or Teachers Colleges; abolishing, ing, reorganizing or authorizing the reorganization o tain administrative departments, boards, and commis defining the powers and duties of the Governor and executive and administrative officers, and of the s administrative departments, boards, commissions, an cers; fixing the salaries of the Governor, Lieutenant rnor, and certain other executive and administrativ cers; providing for the appointment of certain ad

tive officers, and of all deputies and other assistants l employes in certain departments, boards, and com-ssions; and prescribing the manner in which the number l compensation of the deputies and all other assistants l employes of certain departments, boards and commis-ns shall be determined," providing that members of Board of Game Commissioners and of the Board of h Commissioners shall be appointed from lists of nomi-ions submitted by the Pennsylvania Federation of ortsmen's Clubs.

Which was committed to the Committee on State Gov-ment.

Mr. WOODWARD read in his place and presented to the air, Senate Bill No. 60, entitled:

An Act to repeal the act, approved the eighteenth day April, one thousand nine hundred and twenty-nine (P. 546), entitled "An act authorizing the appointment by Governor of industrial police upon application of cer-n corporations, companies, associations, and individuals; scribing the powers of such police; authorizing the vernor to investigate their work, and require periodical orts from them; imposing duties upon the Secretary of Commonwealth and recorders of deeds; and imposing alties."

Which was committed to the Committee on Labor and lustry.

Also read in his place and presented to the Chair, Senate l No. 61, entitled:

An Act to amend section three of article twenty-four the act, approved the twenty-fifth day of June, one usand nine hundred and nineteen (P. L. 581), entitled act for the better government of cities of the first s of this Commonwealth," as amended, by providing t the Department of Supplies and Purchases purchase plies for the county offices.

Which was committed to the Committee on Municipal vernment.

Also read in his place and presented to the Chair, Senate . No. 62, entitled:

An Act to amend paragraph (b) of section seven and ion eleven as amended of the act approved the eight-th day of April, one thousand nine hundred and twen-nine (P. L. 549), entitled "An act to permit the use of ng machines for recording and computing the vote at elections, including primaries in any county, city, bor-n or township of the Commonwealth, at the option of electors thereof; prescribing regulations with refer-e to the adoption, requirements, examination, purchase, allation, preparation, custody and demonstration of of voting machines; providing rules and regulations the conduct of elections held with voting machines; scribing the qualifications, number and duties of elec-officers in election districts in which voting machines be used; placing duties upon county commissioners the Secretary of the Commonwealth; providing for vision of wards of cities and boroughs into election icts, and the consolidation of election districts; pro-ng for the payment of expenses incident to the pur-e and use of voting machines by the counties in which are used; and providing penalties for violation of the visions of this act," requiring county commissioners to voting machines fixed at all elections so as to pre-voting a straight party ticket in one operation.

Which was committed to the Committee on Elections:

Also read in his place and presented to the Chair, Senate No. 63, entitled:

An Act to amend sections fourteen and twenty-two of act, approved the tenth day of June, one thousand t hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended; requiring all ballots to be printed without the list of names of political parties thereon, and eliminating the right to vote straight party tickets.

Which was committed to the Committee on Elections.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 64, entitled:

A Joint Resolution proposing an amendment to section seven, article nine, of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Also read in his place and presented to the Chair, Senate Bill No. 65, entitled:

A Joint Resolution proposing an amendment to section eighteen, article three, of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Also read in his place and presented to the Chair, Senate Bill No. 66, entitled:

An Act to amend section three of the act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended; by prescribing a cash deposit as a condition precedent to the validity and effectiveness of a nomination paper; prescribing the amount of such deposit and the officer with whom it is to be made in each case; providing that it shall either be returned to the political body making the same, or shall be allocated among and retained by the counties interested, depending upon the number of votes polled by the nominee or the most successful nominee presented by such political body; imposing duties upon the State Treasurer, the Secretary of the Commonwealth, county treasurers, and county return judges, and return boards; fixing the date when the act shall become effective; and repealing inconsistent legislation.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 67, entitled:

An Act requiring return courts judges and boards sitting to record, compute and certify the returns of any primary, general, municipal or special election to take cognizance of the number of registered or enrolled voters by parties of each election district and the number of persons who voted at said election and the number of ballots cast thereat, whether said election was conducted by the use of voting machines or paper ballots; providing that any excess of votes returned over registered or enrolled voters or over the number of voters or the number of ballots cast, shall be deemed a discrepancy and palpable error requiring investigation, defining the scope and extent of such investigation, and providing for an appeal from the decision thereon, prescribing the effect of such excess imposing duties on courts of common pleas and judges thereof, county commissioners, county controllers, county treasurers, prothonotaries, registration commissions and other public officers, and repealing inconsistent legislation.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 68, entitled:

An Act to amend sections five and nine of the act, approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended; changing the time for filing nomination papers and the time when the official list of candidates so nominated are sent by the Secretary of the Commonwealth to the respective county commissioners and sheriffs.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 69, entitled:

An Act to amend section four of the act approved the fifth day of March, one thousand nine hundred and six, (P. L. 78), entitled "An act to regulate, nominate, and election expenses and to require accounts of nomination and election expenses to be filed and providing penalties for the violation of this act" as amended.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 70, entitled:

An Act to amend sections one, seven, fifteen and twenty-three, as amended, and sections twenty-four and twenty-six of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by making provisions for voting machines designed to be made secure by the use of two or more seals; changing the requirements as to the printing of return sheets and statements; providing the requirements of, and rules and regulations for, the conduct of elections held with voting machines equipped with mechanism for printing paper proof-sheets; providing for the printing and distribution of said proof-sheets; providing for their use in canvassing the vote, making them part of the election returns; defining their probative value and effect; and enlarging the powers of return boards.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 71, entitled:

An Act to amend section forty-two of, and to add section thirty-five A to, the act, approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 250, 1933-1934), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and boards of school directors; and imposing penalties," adding certain provisions relating to the conduct of elections and primaries and the challenge and proof of qualifications of electors, and changing certain penalties.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 72, entitled:

An Act to further amend sections one, two and three of the act, approved the thirtieth day of January, one thousand eight hundred and seventy-four (P. L. 31), entitled "A further supplement to the act regulating elections in this Commonwealth;" changing certain dates for the registration of voters in boroughs and townships.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 73, entitled:

An Act to amend section fourteen of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, by providing for the delivery of the ballot box to the proper custodian immediately upon the completion by the election officers of the count and canvass of the vote, and the sealing of the ballot box.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill 74, entitled:

An Act to amend section seven of the act approved the twelfth day of July, one thousand nine hundred and thirteen, (P. L. 719), entitled "An act regulating certain political parties, providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expense of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended, changing the time for filing nomination petitions.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 75, entitled:

An Act to further amend sections ten and fourteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties: providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the States, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing punishment of certain offenses provided for herein; and repealing inconsistent legislation," as variously amended, by substituting additional copies of the general return sheet for the triplicate party return sheets in the preparation for conduct of, and returning, canvassing and computing the vote cast at primary elections, regulating the form of the numbered lists of voters, regulating the duties of election officers in calling and tabulating the votes, and regulating return board procedure.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 76, entitled:

An Act to amend section fourteen of the act, approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P.L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards and cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," as amended; abolishing the payment of election officers and machine inspectors for time spent in receiving instructions in the use of voting machine.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 77, entitled:

An Act to amend section three hundred six of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability, and compensation thereunder," as amended; by providing that payments for partial disabilities shall be in addition to those for total disabilities; increasing the time for which surgical, medical, and hospital services, medicines, and supplies shall be furnished, removing the limit on the cost of such services and supplies; requiring the employer to pay the cost of transportation to and from the place where such services are rendered; providing for the right of the employe to consult a physician of his own choice at the cost of the employer.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 78, entitled:

An Act to amend sections one hundred and three and three hundred and one of, and to add sections one hundred and eight, one hundred and nine and four hundred and thirty-five to, the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," providing compensation for certain occupational diseases; and providing definitions, provisions and procedure related to recovery of compensation in such cases.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 79, entitled:

An Act to amend section three hundred one of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation, and providing procedure for the determination of liability and compensation thereunder," by enlarging the class of accidents to which the said act shall apply.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 80, entitled:

An Act to amend section three hundred and fifteen of the act, approved the second of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by extending the period within which claims can be made.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 81, entitled:

An Act to further amend section three hundred five of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder" by increasing the powers of the bureau to revoke its order granting exemption from insurance requiring each employer to post conspicuously the name of his payer of compensation.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 82, entitled:

An Act to further amend section four hundred and twenty of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by providing in certain disputed cases for impartial medical services at the cost of the employer.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 83, entitled:

An Act to amend section five hundred and one of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by providing that payments may be awarded to claimants of remuneration for surgical, medical and hospital services and supplies, and that such payments may be enforced as payments of compensation are enforced.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 84, entitled:

An Act to further amend section four hundred and thirteen of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act, defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by repealing the provision limiting the time within which agreements or awards may be reviewed, modified or reinstated; providing when a petition to terminate or modify an agreement or award shall operate as a supersedeas and that such petition must be accompanied by the affidavit of a physician.

Which was committed to the Committee on Labor and Industry.

Mr. HUNSICKER read in his place and presented to the Chair, Senate Bill No. 85, entitled:

An Act making an appropriation to the Board of Managers of the Seamen's Church Institute of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 86, entitled:

An Act to amend section one, as reenacted, sections two and three as amended, sections four and five, and section six as amended of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies," by changing the personnel and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania; providing further for the distribution and use of unclaimed human bodies; fixing the time for the claiming and distribution of bodies and the duties of carriers of bodies; requiring those receiving bodies to give bond; and providing penalties.

Which was committed to the Committee on Public Health.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 87, entitled:

An Act to further amend clause (a) of section six, and sections ten and eleven of the act, approved the fifth day of May, one thousand nine hundred and eleven (P. L. 193), entitled "An act to establish a county court for the County of Allegheny, and prescribing its powers and duties, regulating the procedure therein, and providing for the expenses thereof," by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars; by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleased by defendants; by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate; by changing the effect of appeals from the county court upon judgments of that court; by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury; and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 88, entitled:

An Act to amend section one of the act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," as amended; providing that county inspectors shall have no jurisdiction in cities and that city inspectors shall have no jurisdiction outside their respective cities.

Which was committed to the Committee on County Government.

Mr. BAUMER read in his place and presented to the Chair, Senate Bill No. 89, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporation of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name of title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

Which was committed to the Committee on Corporations.

Mr. THOMPSON read in his place and presented to the Chair, Senate Bill No. 90, entitled:

An Act to amend section two hundred and sixty-two of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended; providing for the fixing of the salary of the stenographer to the district attorney in counties of the sixth class.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 91, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by adding section two hundred and fifty-nine, defining the power of the Board of Fish Commissioners to prohibit fishing at night time for trout or in streams containing trout.

Which was committed to the Committee on Game and Fisheries.

Also read in his place and presented to the Chair, Senate Bill No. 92, entitled:

An Act to amend section two of the act, approved the thirty-first day of May, one thousand nine hundred and thirty-three (P. L. 1116), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or deleterious ice cream, custard ice cream, french ice cream, french custard, frozen custard, sherbet, ice and fruit ice, including coated ice cream and the coating thereof fixing standards for ice cream, custard ice cream, french ice cream, french custard, frozen custard, sherbet, ice and fruit ice, and to prevent the sale of imitation ice cream and defining said imitation ice cream; providing penalties for the violation thereof; and providing for the enforcement thereof;" requiring ice cream, custard ice cream, french ice cream, french custard, frozen custard, sherbet. ice and fruit ice to be sold by weight when in containers and packages.

Which was committed to the Committee on Public Health.

Also read in his place and presented to the Chair, Senate Bill No. 93, entitled:

An Act to amend section one, article four, and section one, article five as amended, section one, article nine, and section one, article sixteen of the act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," eliminating provisions which allow persons not holding mine foremen's certificates or assistant mine foremen's certificates or certificates of competency as fire bosses to act as mine or assistant mine foremen or fire bosses; requiring certain fan equipment; and prohibiting the use of fuses and blasting.

Which was referred to the Committee on Mines and Mining.

RESOLUTION RELATIVE TO ADJOURNING TAX SALES

The Chair cleared his table and laid before the Senate resolution relative to adjourning tax sales, offered by the Senator from Philadelphia, Mr. Mallery, on January 15th, which was referred to the Committee on Judiciary General.

OFFICERS AND EMPLOYEES OF THE SENATE

Mr. BUCKMAN offered the sollowing resolutions, which were twice read:

In the Senate, January 21, 1935.

Resolved, That the following persons be elected officers and employes of the Senate, as is provided for by Act of Assembly:

TRANSCRIBING CLERK

Alexander Port, Huntingdon, Huntingdon County; vice Lester J. Palmer, resigned.

POSTMASTER

Joseph MacGregor, 304 Wharton Street, Butler, Butler County.

ASSISTANT MESSENGER

John F. Fray, 2406 Oxford Street, Philadelphia.

CUSTODIANS COMMITTEE ROOMS

Bennett Williams, 4 Franklin St., Dallas, Luzerne County.

Carl H Mau, 45 Virginia Terrace, Forty Fort, Luzerne County.

APPOINTMENT BY THE CHIEF CLERK

In the Senate, January 21, 1935.

The PRESIDENT: The Chief Clerk announces the following appointment:

STENOGRAPHER

Evelyn R. Miller, 198 South Second Street, Steelton, Dauphin County.

APPOINTMENTS BY THE CHIEF CLERK

LEGISLATIVE JOURNAL

In the Senate, January 21, 1935.

The PRESIDENT: The Chief Clerk announces the following appointments:

EXPERT TYPEWRITER

Elizabeth Gudekunst, 1229 Chestnut Street, Reading, Berks County.

COPYHOLDER

Andrew Janneti, 1527 Dickinson Street, Philadelphia.

PROOFREADER

Nathan J. Yoffee, 249 Seneca Street, Harrisburg, Dauphin County.

Mr. BUCKMAN. Mr. President, I move the adoption of the resolution.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

AMENDMENT TO RULE 23

Mr. GELDER offered the following resolution, which was twice read:

In the Senate, January 21, 1935.

Resolved, That Rule 23 which reads as follows:

"Rule 23. The following Standing Committee shall be appointed at the Commencement of each Session until otherwise ordered:"

A Committee on Aeronautics
A Committee on Agriculture
A Committee on Appropriations
A Committee on Banking
A Committee on Congressional Apportionment
A Committee on Constitutional Changes
A Committee on Corporations
A Committee on County Government
A Committee on Education
A Committee on Elections
A Committee on Executive Nominations
A Committee on Federal Relations
A Committee on Finance
A Committee on Forests and Waters
A Committee on Game and Fisheries
A Committee on Highways
A Committee on Insurance
A Committee on Judicial Apportionment
A Committee on Judiciary General
A Committee on Judiciary Special
A Committee on Labor and Industry
A Committee on Law and Order
A Committee on Legislative Apportionment
A Committee on Mines and Mining
A Committee on Military Affairs
A Committee on Municipal Government
A Committee on Pensions
A Committee on Public Health
A Committee on Public Utilities
A Committee on Rules
A Committee on State Government

The President Pro Tempore shall be ex-officio a member of all Standing Committees and included in the number of Committee members herein provided and he shall be Chairman of the Committee on Rules.

The several committees shall consist of the following: Executive Nominations, Rules, seven (7) Senators each; Aeronautics, Agriculture, Elections, Federal Relations, nine (9) Senators each; Corporations, Judiciary Special, eleven (11) Senators each; Banking, Congressional Apportionment, Education, Finance, Forests and Waters, Game and Fisheries, Judicial Apportionment, Law and Order, Legislative Apportionment, Mines and Mining, Military Affairs, Municipal Government, thirteen (13) Senators each; Constitutional Changes, County Government, Highways, Insurance, Labor and Industry, Public Health, State Government, fifteen (15) Senators each; Pensions, seventeen (17) Senators each; Judiciary General, Public Utilities, nineteen (19) Senators each; Appropriations, twenty-one (21) Senators.

is hereby amended to read as follows:

Rule 23. The following Standing Committees shall be appointed at the commencement of each Session until otherwise ordered:

A Committee on Aeronautics
A Committee on Agriculture
A Committee on Appropriations
A Committee on Banking
A Committee on Congressional Apportionment
A Committee on Constitutional Changes
A Aoccimmtt on Corporations
A Committee on County Government
A Committee on Education
A Committee on Elections
A Committee on Executive Nominations
A Committee on Federal Relations
A Committee on Finance
A Committee on Forests and Waters
A Committee on Game and Fisheries
A Committee on Highways
A Committee on Insurance
A Committee on Judicial Apportionment
A Committee on Judiciary General
A Committee on Judiciary Special
A Committee on Labor and Industry
A Committee on Law and Order
A Committee on Legislative Apportionment
A Committee on Military Affairs
A Committee on Mines and Mining
A Committee on Municipal Government
A Committee on Pensions
A Committee on Public Health
A Committee on Public Utilities
A Committee on Rules
A Committee on State Government.

The President Pro Tempore shall be ex-officio a member of all Standing Committees and included in the number of committee members herein provided and he shall be Chairman of the Committee on Rules.

The several committees shall consist of the following: Executive Nominations, Rules, seven (7) Senators each; Elections, Federal Relations, nine (9) Senators each; Judiciary Special, eleven (11) Senators; Aeronautics, Agriculture, Congressional Apportionment, Forests and Waters, Game and Fisheries, Law and order, Mines and Mining, thirteen (13) Senators each; Corporations, Labor and Industry, Legislative apportionment, State Government, fifteen (15) Senators each; Constitutional Changes, Finances, Insurance, Judicial Apportionment, Military Affairs, Municipal Government, Pensions, Public Health, seventeen (17) Senators each; Banking, County Government, Public Utilities, nineteen (19) Senators each; Education, Highways, twenty-one (21) Senators each; Judiciary General, twenty-five (25) Senators; Appropriations, twenty-nine (29) Senators.

Mr. GELDER. Mr. President, I move that the resolution be adopted.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

TIME OF NEXT MEETING

Mr. CHAPMAN offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 21, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, January 28th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, January 28th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE

The hour of 10 o'clock p. m. having arrived, Messrs. Furman and Powers, a committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and members of the Senate for the purpose of listening to the reading of his message by His Excellency the Governor of the Commonwealth.

Whereupon,

The President and members of the Senate proceeded to the Hall of the House of Representatives.

(For Governor's message see House proceedings.)

SENATE RETURNS FROM HOUSE

After some time the President and Senators returned to the Senate Chamber.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LACKAWANNA COUNTY

Thomas A. Donahoe, Scranton.

PHILADELPHIA COUNTY

Samuel L. Green, Philadelphia.
Edwin A. Kramer, Philadelphia.

ALLEGHENY COUNTY

Charles A. Woods, Pittsburgh.

CAMBRIA COUNTY

J. V. Maucher, Carrolltown.

LEHIGH COUNTY

Harry F. Smith, Allentown.

LUZERNE COUNTY

Miss Gertrude C. Schwab, Ashley.

PHILADELPHIA COUNTY

George Hutton, Philadelphia.

ALLEGHENY COUNTY

M. Paul McBride, Rankin.
E. C. Donaghy, Pittsburgh.

WESTMORELAND COUNTY

N. Halyama, New Kensington.

DELAWARE COUNTY

Henry C. Hunter, Wayne.

PHILADELPHIA COUNTY

James G. Herd, Philadelphia.

CENTRE COUNTY

Mrs. Marion D. McAlarney, Bellefonte.

ALLEGHENY COUNTY

Mrs. Edna S. Hartman, Pittsburgh.

NORTHAMPTON COUNTY

Miss Della M. Frankenfield, Bethlehem.

PHILADELPHIA COUNTY

Miss M. Edna Hurst, Philadelphia.

ALLEGHENY COUNTY

Mrs. J. B. Murphy, Pittsburgh.

CAMBRIA COUNTY

Mrs. Gertrude E. Brady, Ebensburg.

PHILADELPHIA COUNTY

Francis O. Fetter, Philadelphia.
C. A. Hutton, Philadelphia
Henry Ludwig, Philadelphia.
H. B. Randall, Philadelphia.
Miss M. Wiggins, Philadelphia.

SOMERSET COUNTY

D. Guy Floto, Meyersdale.

PHILADELPHIA COUNTY

Miss Eleanor E. Ellis, Philadelphia.
Elbert Williamson, Philadelphia.

ALLEGHENY COUNTY

Harold L. Boone, Pittsburgh.
J. Leonard Cook, Wilkinsburg.
L. J. Dean, East Pittsburgh.
Redmond J. Grace, Pittsburgh.
A. J. Pentecost, III, Pittsburgh.

BEAVER COUNTY

C. A. Bianchi, Ambridge.

BUTLER COUNTY

A. R. Burns, Butler.

LANCASTER COUNTY

J. Herbert Evans, New Holland.

PHILADELPHIA COUNTY

Harry Cohen, Philadelphia.
Miss Emma L. Cox, Philadelphia.
Miss Mary E. Douglass, Philadelphia.
Frank Giacobbo, Philadelphia.
Miss Catharine M. Higgins, Philadelphia.
Francis P. Kelly, Philadelphia.
Robt. V. Myers, Jr., Philadelphia.
Miss Ida H. Oetter, Philadelphia.

PHILADELPHIA COUNTY

Edw. H. White, Jr., Philadelphia.
Joseph D. Platt, Philadelphia.
Mrs. Katherine Flick, Philadelphia.
Elmer F. Rice, Philadelphia.

BUTLER COUNTY

W. R. Colbert, Butler.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LUZERNE COUNTY

Chas. W. Dana, Wilkes-Barre.

INDIANA COUNTY

J. W. Wilson, Indiana.

ALLEGHENY COUNTY

Robert A. Scott, Pittsburgh.

WESTMORELAND COUNTY

Rabe F. Marsh, Greensburg.

CARBON COUNTY

M. A. Bonacci, Tresckow.

WESTMORELAND COUNTY

J. S. Cook, Scottdale.

WYOMING COUNTY

Leo N. Reynolds, Nicholson.

PHILADELPHIA COUNTY

John J. Guerin, Philadelphia.

CUMBERLAND COUNTY

D. N. Powell, Shippensburg.

BLAIR COUNTY

John M. Snyder, Hollidaysburg.

CARBON COUNTY

William D. McCay, Junedale.

LANCASTER COUNTY

H. R. Bassler, Lancaster.

WYOMING COUNTY

A. G. Davis, Factoryville.

CARBON COUNTY

Miss Nellie S. Seaboldt, Lehighton.

DAUPHIN COUNTY

Charles S. Gilmer, Harrisburg.

ELK COUNTY

Carl A. Fay, Ridgway.

LAWRENCE COUNTY

J. Clyde Gilfillan, New Castle.

PHILADELPHIA COUNTY

Louis DePui Vail, Philadelphia.

ALLEGHENY COUNTY

Miss Eleanor M. Ferguson, Pittsburgh.

PHILADELPHIA COUNTY

William Binder, Philadelphia.

DAUPHIN COUNTY

Louis J. Cleary, Harrisburg.
Paul J. Landis, Harrisburg.

HUNTINGDON COUNTY

Miss Ida E. Saltsman, Huntingdon.

LEHIGH COUNTY

Mrs. Anna C. Brenner, Allentown.

PHILADELPHIA COUNTY

Paul E. Blouch, Philadelphia.
Fred J. Matkov, Philadelphia.

WASHINGTON COUNTY

Miss Bessie B. Moore, Washington.

McKEAN COUNTY

Miss Minnie Crisman, Bradford.

PHILADELPHIA COUNTY

John J. Woods, Jr., Philadelphia.

LUZERNE COUNTY

Miss Jessie L. Sargent, Wilkes-Barre.

PHILADELPHIA COUNTY

Samuel Serody, Philadelphia.

WESTMORELAND COUNTY

John G. Gaut, Greensburg.

ARMSTRONG COUNTY

Miss Violet M. Sproull, Leechburg.

LEHIGH COUNTY

James W. Wood, Allentown.

ALLEGHENY COUNTY

Miss Sue B. Fritz, Pittsburgh.
Wm. E. Hague, Pittsburgh.
Miss Catherine F. King, Pittsburgh.

BUTLER COUNTY

Howard I. Painter, Butler.

CARBON COUNTY

Howard Seaboldt, Lehighton.

DAUPHIN COUNTY

Spiridion Furcich, Steelton.
Ralph E. Steever, Harrisburg.

LEHIGH COUNTY

H. A. Schantz, Allentown.

LUZERNE COUNTY

Alfred E. Chapin, Nanticoke.

MONTGOMERY COUNTY

Jesse H. Hall, Bryn Mawr.

PHILADELPHIA COUNTY

Albert G. Krull, Philadelphia.
Charles B. Rosa, Philadelphia.
Robert F. Toole, Philadelphia.

SCHUYLKILL COUNTY

Frank L. Brown, Auburn.

PHILADELPHIA COUNTY

Miss Mattie C. Griffith, Philadelphia.

CAMBRIA COUNTY

Miss Helen Horn, Johnstown.

ALLEGHENY COUNTY

Robert S. Beatty, Pittsburgh.
John H. Seiferth, Pittsburgh.

BUTLER COUNTY

Thomas H. Greer, Jr., Butler.

CAMBRIA COUNTY

Miss Olga M. Pfister, Johnstown.

DAUPHIN COUNTY

Roy A. Zeiders, Harrisburg.

GREENE COUNTY

Mrs. Laura Gordon, Waynesburg.

LAWRENCE COUNTY

George W. Muse, New Castle.

LEHIGH COUNTY

Miss Phebe S. Dinkey, Allentown.

PHILADELPHIA COUNTY

Mrs. Emma E. Deiss, Philadelphia.
Clifford H. Gibson, Philadelphia.
Robt. Jack, Jr., Philadelphia.
T. Joseph Lehan, Philadelphia.
J. Franklin Lippincott, Philadelphia.
H. W. Voelcker, Philadelphia.
G. H. Zacherle, Philadelphia.

SOMERSET COUNTY

W. M. G. Day, Rockwood.

ADAMS COUNTY

Mrs. Esther M. Sheely, New Oxford.

BUTLER COUNTY

Floyd V. Pinkerton, Mars.

DELAWARE COUNTY

M. J. Grady, Collingdale.

LACKAWANNA COUNTY

Harold H. White, Scranton.

LANCASTER COUNTY

Donald A. Snyder, Lancaster.

MONTGOMERY COUNTY

Mrs. Alice C. Ruth, Pottstown.

PHILADELPHIA COUNTY

H. G. Anson, Philadelphia.
Raymond McDevitt, Philadelphia.
Harry C. White, Philadelphia.
Mrs. Mary E. Winters, Philadelphia.

WASHINGTON COUNTY

C. E. Wonsettler, Scenery Hill.

ADAMS COUNTY

Miss Martha C. Dickson, Gettysburg.

ALLEGHENY COUNTY

Miss Belle A. Buchan, Pittsburgh.
W. K. Egan, Pittsburgh.
L. W. Long, Pittsburgh.
Millard F. L. Stewart, Pittsburgh.
Clem J. Wandrisco, Pittsburgh.

FRANKLIN COUNTY

Mrs. Pearl Hunter, Waynesboro.

LACKAWANNA COUNTY

Fred A. Hughes, Scranton.

LUZERNE COUNTY

William T. Howells, Jeddo.

MONTGOMERY COUNTY

W. W. Deissler, Jenkintown.

NORTHAMPTON COUNTY

C. H. Weidner, Jr,. Bethlehem.

NORTHUMBERLAND COUNTY

Joseph A. Palumbo, Mount Carmel.

PHILADELPHIA COUNTY

E. Robert Balderson, Philadelphia.
Warren B. Borneman, Philadelphia.
T. C. Brown, Philadelphia.
Wm. Fred Dreisbach, Philadelphia.
Miss Rebecca Kantor, Philadelphia.
Miss Anna M. Keohane, Philadelphia.
Miss Mary W. Rapp, Philadelphia.
Harvey B. Smith, Philadelphia.
Mrs. Margaret A. Smith, Philadelphia.
C. H. Zimmerling, Jr., Philadelphia.

VENANGO COUNTY

W. J. Scott, Oil City.

LANCASTER COUNTY

I. C. Arnold, Lancaster.

ALLEGHENY COUNTY

Fred J. Pauls, Pittsburgh.

LACKAWANNA COUNTY

Miss Hazel E. Ash, Clarks Summit.

YORK COUNTY

Ross B. Bigler, York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

L. M. Boden, Pittsburgh, Phila Bldg.
Miss A. S. Harrold, Pittsburgh, Benedum Trees Bldg.
Miss A. C. McDonald, Pittsburgh, 2519 Grant Bldg.

BEAVER COUNTY

Mrs. Freda E. Bentley, Beaver Falls.
Mrs. Viola D. Coene, New Brighton.

BLAIR COUNTY

Edward Holt, Altoona.
Homer I. Smith, Altoona.
Miss Gwendolyn Story, Altoona.

DAUPHIN COUNTY

Edward M. Winters, Harrisburg.

DELAWARE COUNTY

William H. Tricker, Media.

ERIE COUNTY

Raymond P. Leemhuis, Erie.

LEHIGH COUNTY

Mrs. Marian A. Wilkinson, Allentown.

LUZERNE COUNTY

Miss Elizabeth McBride, Hazleton.

MIFFLIN COUNTY

J. Myron Yoder, McVeytown.

NORTHUMBERLAND COUNTY

P. H. Tye, Mt. Carmel.

PHILADELPHIA COUNTY

Lewis Cohen, Philadelphia, S. E. Corner 66th and Lawnton St.
Miss Grace A. Donovan, Philadelphia, Lincoln Liberty Building.
Paul J. Kolsun, Philadelphia, 1807 S 23rd St.
Miss Rose E. McCarthy, Philadelphia, 5125 Market St.
Robert H. Morrow, Philadelphia, 1328 Chestnut St.
W. N. Patrick, Philadelphia, Room 213 City Hall.
John A. Wilson, Philadelphia, 1227 N. Broad St.
Roland G. C. Young, Philadelphia, 6228 Woodland Ave.

VENANGO COUNTY

Dean B. Stewart, Oil City.

WASHINGTON COUNTY

Miss Helen Aber, Washington.

WESTMORELAND COUNTY

Miss Mary Love Johnston, Bolivar.

WYOMING COUNTY

Miss Gladys E. Herrick, Tunkhannock.

GEORGE H. EARLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Burhnetta W. Nicholson, Pittsburgh, 121 University Place.
Mrs. Bertha M. Smith, Pittsburgh, 424 Frick Bldg.

FRANKLIN COUNTY

L. I. Shenefelt, Chambersburg.

LUZERNE COUNTY

Miss Louise Barrow, Hazleton.

PHILADELPHIA COUNTY

Miss Susan G. Beatty Philadelphia, 1505 Race St.
Mrs. Kathryn S. Glenn, Philadelphia, 801 Market St.
Miss Lucy Padula, Philadelphia, 2200 Washington Ave.

WESTMORELAND COUNTY

Chauncey W. Perry, Irwin.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisbury, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Miss Helene Nathanson, Philadelphia.

ERIE COUNTY

Miss E. E. McNamara, Erie.

PHILADELPHIA COUNTY

Miss Regina M Eppley, Philadelphia.

WASHINGTON COUNTY

Miss Irene Mansfield, Washington.

CARBON COUNTY

Ira E. Seidle, Lehighton.

PHILADELPHIA COUNTY

Charles Halpern, Philadelphia.

LANCASTER COUNTY

Christian E. Charles, Lancaster.

ALLEGHENY COUNTY

James P. Colvin, Pittsburgh.

PHILADELPHIA COUNTY

Miss Mary E. Logan, Philadelphia.
Charles Myers, Philadelphia.
Roy C. Thomas, Philadelphia.
Paul Kosiak, Philadelphia.

ALLEGHENY COUNTY

John McKelvie, Pittsburgh.

CAMBRIA COUNTY

Miss Ella M. Flanagan, Johnstown.

INDIANA COUNTY

H. H. Hamill, Plumville.

MONTGOMERY COUNTY

John F. Stamm, Pottstown.

PHILADELPHIA COUNTY

Charles Miller, Philadelphia.
Edward W. Stewart, Philadelphia.

ALLEGHENY COUNTY

George N. Chartofillis, Pittsburgh.

FAYETTE COUNTY

Mrs. Velma K. Hudoc, Uniontown.

LANCASTER COUNTY

Miss Caroline T. Imhoff, Lancaster.

PHILADELPHIA COUNTY

Prospero De Lizza, Philadelphia.

ALLEGHENY COUNTY

Miss Mildred P. Butler, Pittsburgh.
Miss Larue V. Singleton, Pittsburgh.
W. J. Snodgrass, Pittsburgh.
Miss Sara H. Wiggins, Pittsburgh.

LEHIGH COUNTY

Miss Catharine S. Miller, Allentown.

MONTGOMERY COUNTY

Mrs. Irene J. Kirsch, Bala Cynwyd.

PHILADELPHIA COUNTY

Mrs. Marie E. Brucker, Philadelphia.
Miss Marie R. Franzen, Philadelphia.
Miss Birdie M. Pyle, Philadelphia.
Miss Amelia H. Syren, Philadelphia.

ALLEGHENY COUNTY

J. C. Septer, Tarentum.

GEORGE H. EARLE.

MEMBER OF PENNSYLVANIA STATE BOARD OF CENSORS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with Law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

L. Howell Davis, 6425 Wayne Avenue, Philadelphia, Philadelphia County, as a member of the Pennsylvania State Board of Censors, vice Samuel D. Schwartz, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

MEMBERS WORKMEN'S COMPENSATION BOARD

Richard J. Beamish, of Harrisburg, Dauphin County, as a member of the Workmen's Compensation Board, vice Arthur C. Dale, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Norbert J. Fitzgerald, 609 E. 22nd Street, Erie, Erie County, as a member of the Workmen's Compensation Board, vice William J. Burchinal, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

MEMBERS PENNSYLVANIA SECURITIES COMMISSION

Levi G. Lichliter, of Jennerstown, Somerset County, as a member of the Pennsylvania Securities Commission, vice James M. Magee, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Colley S. Baker, of Stroudsburg, Monroe County, as a member of the Pennsylvania Securities Commission, vice W. Searight Stuart, whose term expired, to serve until

the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Seymour M. Heilbron, Rosetree Road, Media, Delaware County, as a member of the Pennsylvania Securities Commission, vice Jere C. West, removed from office, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

MEMBERS MILK CONTROL BOARD

Charles T. Carpenter, of Glenmoore, Chester County, as a member of the Milk Control Board, to serve until April 30, 1935.

Paul O. Sunday, of R. D. 1, Carlisle, Cumberland County, as a member of the Milk Control Board, to serve until April 30, 1935.

GEORGE H. EARLE.

ADJOURNMENT

Mr. HOMSHER. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:35 P. M. until tomorrow morning, January 22, 1935, at 11 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, January 21, 1935

The House met at 9.00 o'clock P. M.

The SPEAKER (Wilson G Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard, a member of the House, offered the following prayer:

O God, our heavenly Father, we thank Thee for Thy loving kindnesses and Thy tender mercies. We thank Thee for the privilege that is ours, being co-workers with Thee in the task of building a better world. We pray Thy blessings upon the Governor, his official family, and the members of this General Assembly. Bless our relatives and friends far and near, make us each conscious of the great responsibility that is ours as representatives of this Commonwealth. May we be each conscious of the fact that we are involved in serious and earnest business. May we contribute our share to the great task of spreading truth and helping to serve all mankind alike, and to the end that righteousness and peace and the knowledge of God may cover the earth, as the waters cover the great deep.

These and all other blessings we ask in His name and for His sake, Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Tuesday, January 15, 1935.

The Clerk proceeded to read the Journal of Tuesday, January 15, 1935, when, on motion of Mr. Stone the further reading was dispensed with and the Journal approved.

ANNOUNCEMENTS BY THE SPEAKER

CONFERENCE ROOMS

The SPEAKER. In the rear of the House there are two rooms to the left of the Postoffice which have been reserved for the exclusive use of the Members to confer with their constituents or others with whom they may wish to consult.

At the direction of the Chief Clerk they are under the supervision of the House Custodian.

The Sergeant-at-Arms and the Pages have been instructed to notify Members of persons requesting an interview. If a member desires to see his visitor during the sessions of the House, he may take his guest to one of these rooms being admitted by his official badge.

Furthermore all telephones in these rooms are for the exclusive convenience of the Members of the House.

No visitors will be permitted to talk with Members on the floor of the House during the sessions of the House.

BILL FILES

The SPEAKER. A number of Members when they went home last week locked their House Bill files in their desks. These must be left on top of the desk so that the Sergeant-at-Arms can place the bills in their files.

BILLS INTRODUCED AND REFERRED

By Mr. GREEN. HOUSE BILL No. 139.

An Act to amend section two of the Act approved the twenty-ninth day of November, A. D. one thousand nine hundred and thirty-three, pamphlet laws, extraordinary session nineteen hundred and thirty-three, page fifteen, entitled "An act" to regulate and restrain the sale, importation, and use of certain alcholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State Stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connection with; and transactions in, such beverages by licensees and others; making disposition of the receipts from State Stores and of license fees and imposing penalties; better defining the word "Restaurant," "Hotel" and "Club."

Referred to the Committee on Law and Order.

By Mr. SOWERS. HOUSE BILL No. 140.

An Act reducing the rate of interest and repealing existing laws.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 141.

An Act to amend section seven hundred and thirteen of the act, approved the first of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for

damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by reducing fees for operators' licenses.

Referred to Committee on Highways.

By Mr. POWERS. HOUSE BILL No. 142.

An Act requiring school districts of the first class to cause to be taken the finger prints of certain pupils; and providing for the preservation, classification, and withdrawing of the same.

Referred to Committee on Judiciary Local.

By Mr. POWERS. HOUSE BILL No. 143.

An Act providing that any person possessing a resident fishing license shall be entitled to fish on any certain Sunday upon securing a permit therefor; fixing the fees for such permits, and providing for the disposition thereof.

Referred to Committee on Law and Order.

By Mr. EDERER. HOUSE BILL No. 144.

An Act to amend section two hundred and sixty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidation, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth, legalizing Sunday fishing.

Referred to Committee on Law and Order.

By Mr. STEVENS. HOUSE BILL No. 145.

An Act to amend article three, section eleven of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred and seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporations, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars,' and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by permitting contracts to be made between municipal corporations and public service companies without the approval of the Public Service Commission.

Referred to Committee on Public Utilities.

By Mr. STEVENS. HOUSE BILL No. 146.

An Act conferring upon cities, boroughs, towns, townships and counties, the right to construct, own, purchase and operate public utilities, to contract for the payment therefor or to have the price fixed by viewers to issue bonds or certificates of assignment, pledge or hypothecation of the revenues of public utilities to fix reasonable rates, reasonable services and facilities and removing all jurisdiction of the public service commission over public utilties owned, operated and managed by such municipalities.

Referred to Committee on Municipal Corporations.

By Mr. RUTH. HOUSE BILL No. 147.

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention, and its adoption or rejection by the people; providing for the nomination of delegates to the convention and for their election at a special election; and making an appropriation.

Referred to Committee on Constitutional Amendments.

COMMUNICATIONS

REPORT OF THE SAVING FUND SOCIETY OF GERMANTOWN

The SPEAKER laid before the House the 80th annual statement of the Saving Fund Society of Germantown as of January 1, 1935.

The SPEAKER. The communication will be noted in the Journal and printed in the Appendix to the Legislative Journal.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

LEAVE OF ABSENCE

Mr. FLYNN asked and obtained leave of absence for Mr. Wheeler for the balance of the week.

Mr. WOOD asked and obtained leave of absence for Mr. Spangler for the balance of the week.

Mr. WEISS asked and obtained leave of absence for Mr. Robinson until tomorrow morning.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS GENERAL ASSEMBLY

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the House of Representatives
of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session this evening at ten o'clock.

GEORGE H. EARLE.

Mr. RUTH. Mr. Speaker, I move that the Governor be invited to the Hall of the House at a time to be fixed by concurrent resolution to address the General Assembly.

The motion was agreed to.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 21, 1935.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session, January 21, 1935, at 10 o'clock in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 21, 1935.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives, (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in joint session, January 21, 1935, at 10 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO ESCORT GOVERNOR

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Messrs. Simon, Male and Conner.

RESOLUTION

COMMITTEE TO ESCORT SENATE TO HALL OF HOUSE

Mr. FURMAN asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted as follows:

In the House of Representatives, January 21, 1935.

Resolved, That the Chair appoint a committee of two to escort the Members of the Senate to the Hall of the House, Monday, January 21, 1935, at 10 o'clock, for the purpose of attending a joint session of the General Assembly.

COMMITTEE APPOINTED TO ESCORT SENATE TO HALL OF HOUSE

The SPEAKER. The Chair appoints as a committee to escort the members of the Senate to the Hall of the House to meet in Joint Session, Messrs. Furman and Powers.

RESOLUTION NO. 1

Mr. ANDREWS. Mr. Speaker, I desire to call up at this time Resolution No. 1, Printer's No. 1.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, Thousands of Pennsylvania citizens are directly and acutely interested in the passage of a "bank payoff bill," and

Whereas, Such a measure will shortly be pending in the Congress of the United States, and

Whereas, This "bank payoff bill" will provide that the Federal Government take over the assets of all closed banks in the country immediately, pay in full the depositors and liquidate the assets in the closed banks in an orderly way during a period of twenty years, and

Whereas, Such a method of orderly liquidation will greatly enhance the value of frozen assets and will stop deflation of values in real estate and many other bank holdings, and

Whereas, The Federal Government by thawing out the impounded life savings of ten million Americans will promote business confidence, and activity will diminish relief payrolls and will be dealing justly with the depositors in closed banks, therefore be it

Resolved, (if the Senate concur), that the General Assembly memorialize the Congress of the United States to enact legislation authorizing the Federal Government to take over the assets of all closed banks and immediately pay depositors in full and especially requests Pennsylvania's Representatives in the Congress of the United States to use every effort consistent with honorable practices to secure the enactment of such legislation.

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the presiding officer of the Senate and Speaker of the House of Representatives of the United States.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that the resolution be referred to the Committee on Banking.

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Witkin and Mr. Sowers and were as follows:

YEAS—120

Achterman,	Downey, G. E.,	Long,	Ruffennach,
Alexander,	Downey, J. J.,	Lovett,	Ruth,
Allen,	Eberharter,	Lynch,	Sarraf,
Andrews,	Eroe,	Male,	Scanlon,
Arnold,	Falkenstein,	McCreary,	Schrope,
Aukerman,	Finnerty,	McDermott,	Schwab,
Baine,	Fitch,	McElroy,	Shaw,
Baker, J. J.,	Flanagan,	McHenry,	Shepard,
Barber,	Flinchbaugh,	Melchiorre,	Shugarts,
Boyd, H. N.,	Furman,	Mentzer,	Siegel,
Bradley,	Gerard,	Moomaw,	Simon,
Brancato,	Haberlen,	Mooney,	Sinwell,
Brown, H. S.,	Hagerty,	Moran,	Smith, J. A.,
Brown, J. E.,	Haluska	Moul,	Smith, W. G.,
Brownfield,	Hamilton, F. P.	Munley,	Stank,
Brumbaugh,	Harkins,	Murrin,	Stevens,
Burke,	Harmuth,	Nagel,	Stone,
Cannon,	Hartman,	O'Keefe,	Sumney,
Caputo,	Hetrick,	Ominsky,	Tronzo,
Carson,	Hindman,	O'Neill,	Tumelty,
Chervenak,	Hirsch,	Panton,	Van Sickle,
Coakley,	Holland,	Patterson, C.,	Walker,
Cochran,	Holstrom,	Patterson, J. W.,	Weiss,
Cohen,	Hoopes,	Pearson,	Welliver,
Coleman,	Kelso,	Pfaff,	Welsh,
Coolahan,	Kilroy,	Piole,	Westrick,
Decker,	Kinney,	Powers,	Wilson,
Dent,	Klingler,	Reising,	Yourishin,
Diehl,	Kobelak,	Rinn,	Zappala,
Dilley,	Larue,	Rooney,	Sarig,

NAYS—78

Atkins,	Flynn,	Moore,	Sproul,
Baker, F. T.,	Forrest,	Muir,	Stewart,
Baldi,	Gates,	Nothnagle,	Stockham,
Barnhart,	Gillette,	Parks,	Stott,
Bernard,	Green,	Perry,	Surface,
Blumberg,	Greenstein,	Peters,	Tahl,
Boose,	Habbyshaw,	Phillips,	Terry,
Boyd, R.,	Hart,	Reynolds,	Trout,
Boyer,	Hermansen,	Roan,	Turner,
Brennan,	Hoffner,	Root,	Van Allsburg,
Carr,	Horst,	Schrock,	Wall,
Castor,	Jackson,	Schwartz,	Wasserman,
Condon,	Jones,	Shortz,	Weidemann,
Conner,	Kane,	Shreiner,	Wickersham,
Cordier,	Linderman,	Simpson,	Witkin,
Davies,	Longaker,	Sloan,	Wood,
Denning,	Mallen,	Snyder, F. E.,	Woodside,
Duffort,	McDevitt,	Snyder, J. L.,	Yeakel,
Ederer,	McKinney,	Sowers,	Zimmerman,
Ferko,	Merrell,		

So the question was determined in the affirmative and the motion was agreed to.

COMMITTEE TO INVESTIGATE LOBBYISTS

Mr. TAHL offered the following resolution which was twice read, and laid over under the rules.

In the House of Representatives, January 21, 1935.

Whereas, it has been stated by his Excellency, the Governor of Pennsylvania, that there is being maintained a lobby in Harrisburg and that not a bill is passed, not a move could be made without their consent, and

Whereas, there must be an end to the government by lobby and lobbyists in Pennsylvania, and

Whereas, his Excellency, the Governor of Pennsylvania, has further stated that it is essential that this vicious system which makes a mockery of representative government be dragged out into the open and into the light of publicity.

Therefore, be it resolved by the House of Representatives of the Commonwealth of Pennsylvania that an investigation committee is hereby constituted to consist of five members of the House of Representatives, appointed by the speaker thereof, whose duty shall be thoroughly and impartially to inquire into and investigate the existence of lobbies and lobbyists and make a report and recommendation to the House of Representatives so that the House of Representatives may take such intelligent and appropriate steps as is necessary to end the evil which may be found to exist, and be it further

Resolved, that the committee constituted by this resolution shall organize immediately upon approval hereof, and the committee shall hold meetings each week commencing not later than Monday, January 28 and continuing thereafter as many days as may be necessary to ascertain the facts which will enable it to make the report required by this resolution, and be it further

Resolved, that the committee hereby constituted shall have the power to issue subpoenas under the hand and seal of its chairman requiring and commanding any person or persons to appear before it and to answer such questions touching matters being inquired into by the committee and to produce such books, papers, documents and reports as may be deemed necessary. Such subpoenas may be served by any sergeant-at-arms or assistant sergeant-at-arms of the House of Representatives in the same manner and with a like effect as subpoenas issuing from the courts of this Commonwealth. The chairman and any member in the committee shall have the power to administrate oaths to any witness appearing. Any person or persons who shall wilfully neglect or refuse to appear to testify before the committee when so subpoenaed or any person or persons who shall wilfully neglect or refuse to produce any books, papers, documents, or reports when so subpoenaed shall be guilty of contempt and shall be subject to the penalties provided by the law of this Commonwealth in such cases, and be it further

Resolved, that the committee hereby constituted shall make a report to the House of Representatives containing such recommendation as it deems advisable.

RESOLUTION NO. 3

Mr. SOWERS. Mr. Speaker, I desire to call up at this time Resolution No. 3, Printer's No. 3.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, Many of those who are today unemployed and destitute are those who yesterday bravely and courageously and unselfishly risked life and everything that life held in the service of their country, both here and on the battlefields of France, and

Whereas, This nation for which they were willing to make the supreme sacrifice in order that democracy might be reserved has done naught for them but give its promise to pay an extra bonus for that service at a future time, and

Whereas, If such bonus is due these patriots, as has been admitted by the government promise to pay it, is it better to give to them when they need as they gave to us when we needed than to delay until such time as they may not need or may not be here to enjoy, and

Whereas, The payment to these men of the moneys due them would release for circulation several billions of dollars and would bring not only much needed relief to them but would greatly stimulate business and give to business the impetus and encouragment that is necessary to insure the return of prosperity to the Nation, therefore be it

Resolved, That the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to immediately pass the necessary legislation and make the appropriation of moneys required to pay to these heroes of yesterday that which is so badly needed today, and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk of the House to the Senate and to the House of Representatives of the Congress of the United States.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Military Affairs for further consideration.

On the question,

Will the House agree to the motion?

The SPEAKER. The Chair would like to explain that if the Senate comes in during the calling of the roll we will have to suspend the roll call.

The yeas and nays were required by Mr. Sowers and Mr. Witkin and were as follows:

YEAS—116

Achterman,	Brownfield,	Dent,	Gerard,
Alexander,	Brumbaugh,	Diehl,	Haberlen,
Allen,	Burke,	Dilley,	Hagerty,
Andrews,	Cannon,	Downey, G. E.,	Haluska
Arnold,	Caputo,	Downey, J. J.,	Hamilton, F. P.
Aukerman,	Carson,	Eberharter,	Harkins,
Baine,	Chervenak,	Eroe,	Harmuth,
Baker, J J.,	Coakley,	Falkenstein,	Hartman,
Barber,	Cochran,	Finnerty,	Hetrick,
Boyd. H. M.,	Cohen,	Fitch,	Hindman,
Bradley,	Coleman,	Flanagan,	Hirsch,
Brancato,	Coolahan,	Flinchbaugh,	Holland,
Brown, H. S.,	Decker,	Furman,	Holstrom,
Brown, J. E.,			

NAYS 79

Atkins,	Brennan,	Ferko,	Hart,
Baker, F. T.,	Carr,	Flynn,	Hermansen,
Baldi,	Castor,	Forrest,	Hoffner,
Barnhart,	Conner,	Gates,	Hoopes,
Bernard,	Cordier,	Gillette,	Horst,
Blumberg,	Davies,	Green,	Jackson,
Boose,	Denning,	Greenstein,	Jones,
Boyd, R.,	Duffort,	Habbyshaw,	Kane,
Boyer,	Ederer,		

REPORT AND DISCHARGE OF COMMITTEE

Mr. FURMAN. Mr. Speaker, your committee appointed to escort the members of the Senate to the Hall of the House has performed that duty and reports that the Senate is now in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly; the President Pro Tempore is invited to a seat on the rostrum, and the members of the Senate will be seated in the chairs provided for them in the front part of the House.

JOINT SESSION

LIEUTENANT-GOVERNOR THOMAS KENNEDY IN THE CHAIR.

The SERGEANT AT ARMS OF THE SENATE. Mr. President, I have the honor to present to you the Committee appointed to escort His Excellency the Governor to the Hall of the House.

Mr. SALUS. Mr. President, I have the honor to present His Excellency the Governor of the Commonwealth.

The PRESIDENT. Members of the General Assembly it is a very great privilege and honor at this time to present His Excellency, the Governor of the Commonwealth.

ADDRESS OF GOVERNOR GEORGE H. EARLE

To the Honorable, the General Assembly of the Commonwealth of Pennsylvania:

I greet you in a spirit of friendliness and cooperation. We share a common responsibility toward the public. The problems before the State of Pennsylvania are so grave that only the united efforts of all branches of the government can accomplish the necessary tasks. You realize this, no doubt, as keenly as I do.

In less troublous times it is possible—though not defensible—for a Governor or for members of the Legislature to obstruct, to bicker, to seek personal credit for legislation which depends on all, to give free play to petty jealousies and lay up the ammunition of partisan propaganda.

Such an attitude, however, is made unthinkable by the circumstances in which we find ourselves today. Public emergency is too great to permit jockeying for private purposes among public officials.

Deeply imbued with the recognition of this situation, I give this Legislature my pledge that it will find me always open to suggestion, ready to cooperate. On fundamentals, of course, I will not compromise because I cannot. I was elected on certain pledges. I owe it to the people of Pennsylvania to do my utmost to carry out those pledges. Your obligation is the same.

The credit for whatever we accomplish here will go to those, irrespective of name or party, who make that accomplishment possible. The blame for what we fail to accomplish will fall on those who obstruct the wishes of the people. There will be no chance to snatch undue credit, no opportunity to escape blame where blame is due. The people are aroused to vigilance by their present plight. The light of public appraisal beats on us all as never before in recent Pennsylvania history.

First, we must have Constitution revision. This is not a party measure. In the last campaign both party platforms favored revision and most of you recognize the overwhelming sentiment in favor of it throughout the Senate.

On November 24, 1934, I appointed a committee to study and report upon the procedure for calling a Constitutional Convention, a committee composed of men thoroughly qualified to make such a survey. After examining into every aspect of the problem it embodied its recommendations to me in the form of a bill, which is being submitted to your Honorable Body for consideration.

It should hardly be necessary for me to recount for you the many urgent and overwhelming reasons why we should hold such a Convention.

The present Constitution is the fourth since the Declaration of Independence and the third since the adoption of the Constitution of the United States. New constitutions were approved by the people in 1790, 1838 and the last time in 1874.

Of course there have been many amendments to the 1874 Constitution and it is likely that the changes which present conditions demand could ultimately be affected by such procedure.

But the present grave situation existing with reference to the state's fiscal affairs and the opportunity presented for quickly accomplishing other needed and imperative changes in our basic law, leave no alternative than to take the most expeditious method of obtaining such relief.

Revision is many years overdue. It is the falsest sort of "consistency" to believe we can remain unchanged while the world moves around us. It is the weakest statesmanship that will try to apply solutions worked out for one set of conditions to an entirely different set.

The Constitution of 1874 is not appropriate to the Pennsylvania of 1935.

A sweeping change in our tax system that only can be brought about by constitutional change is urgent and justified by every consideration.

The cost of government must be more equitably divided and a larger share of the burden placed on those who hitherto have entirely escaped or paid but a fraction of their share.

The limitation of the state's borrowing capacity to a million dollars has tied the hands of its administrative officials and prevented them from meeting the problem of relief efficiently, logically and in keeping with the dignity of this great state.

One of the largest of all commonwealths, with resources greater than all but one other state, were it not for the emergency relief assistance granted by the Federal Government, our citizens might have starved.

This absurd limitation of the state's borrowing power must be removed as soon as practicable and a new limitation set, in keeping with our resources and a sound fiscal policy. Otherwise the state's share of the costs of relief during the emergency must be met entirely by direct taxation, which to my mind is impracticable and unthinkable.

There are other changes in our constitution which can be effected at such a convention and which would materially reduce the burden of taxation.

For example the elimination of over-lapping governmental functions and obsolete public offices would amount to annual savings of millions of dollars.

And it is equally important that Pennsylvania shall have a constitution which would permit beyond any question legislation such as Old Age Pensions and other measures providing for social justice and economic assurance for our people.

No one appreciates more than I that there is real justification for requiring long and mature consideration before constitutional amendments may be adopted.

But the changes we now demand have had long and mature consideration. They should have been, and would have been, made part of the Pennsylvania Constitution many years ago were it not that men in high places, within and without our government, for selfish reasons prevented their adoption.

I urge speedy action on the part of your Honorable Body on this legislation so that at the earliest possible moment the people may receive the relief and benefits which can only be obtained through such a Constitutional Convention.

The PRESIDENT. The Chair wishes to express the thanks of the General Assembly to the Governor for the splendid message delivered to us this evening. Thank you very much.

The business for which the Joint Session of the General Assembly was convened having been transacted the Joint Session is adjourned, and the Senators will please assemble immediately in the Senate Chamber.

The SPEAKER. (WILSON G. SARIG) in the Chair.

The SPEAKER. The Clerk will proceed with the calling of the roll on the motion of Mr. Ruth to refer Resolution No. 3, to the Committee on Military Affairs.

The Clerk continued to call the roll as follows:

Kelso,	Moomaw,	Powers,	Stank,
Kilroy,	Mooney,	Reising,	Stevens,
Kinney,	Moran,	Ruffennach,	Stone,
Klingler,	Moul,	Ruth,	Sumney,
Kobelak,	Munley,	Sarraf,	Tronzo,
Larue,	Murrin,	Scanlon,	Tumelty,
Long,	Nagel,	Schrope,	Van Sickle,
Lovett,	O'Keefe,	Schwab,	Walker,
Lynch,	Ominsky,	Shaw,	Weiss,
Male,	O'Neill,	Shepard,	Welliver,
McCreary,	Panton,	Shugarts,	Welsh,
McDermott,	Patterson, C.,	Siegel,	Westrick,
McElroy,	Patterson, J. W.	Simon,	Yourishin,
McHenry,	Pearson,	Sinwell,	Zappala,
Melchiorre,	Pfaff,	Smith, J. A.,	Sarig,
Mentzer,	Piole,	Smith, W. G.,	
Linderman,	Rhys,	Snyder, J. L.,	Van Allsburg,
Longaker,	Roan,	Sowers,	Wall,
Mallen,	Rooney,	Sproul,	Wasserman,
McDevitt,	Root,	Stewart,	Weidemann,
McKinney,	Schrock,	Stockham,	Wickersham,
Merrell,	Schwartz,	Stott,	Wilson,
Moore,	Shortz,	Surface,	Witkin,
Muir,	Shreiner,	Tahl,	Wood,
Nothnagle,	Simpson,	Terry,	Woodside,
Peters,	Sloan,	Trout,	Yeakel,
Phillips,	Snyder, F. E.,	Turner,	Zimmerman,
Reynolds,			

So the question was determined in the affirmative and the motion was agreed to.

RESOLUTION NO. 6

Mr. TURNER. Mr. Speaker, I desire to call up at this time Resolution No. 6, Printer's No. 6.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

The economic depression has brought many calamities to our people not the least of which has been the wiping out of the savings of many of our people through the collapse of banks to which such savings were intrusted for safe keeping and investment.

Within the last several years the National Government under authority of Congressional action has created numerous agencies to administer new functions of government brought into being to accomplish a single purpose to break the continuation of the National economic disaster and to restore our former prosperity.

Billions of dollars have and are being raised to care for our people through charity by a bonus for restricting agricultural production by employments on public works by advancing the interest of forestry and through countless other activities while the savings of the employed and unemployed lie idle in frozen assets of closed National banks established under the supervision of and inspected by agents of the National Government.

Meanwhile many thinking citizens inquire whether much could not be accomplished to restore prosperity of the National Government found ways and means of reimbursing those whose savings have been endangered in institutions fostered by the National Government; therefore be it,

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania memorializes the Congress of the United States to enact appropriate Federal legislation designed to provide suitable ways and means of taking over or liquidating the frozen assets of National banks as speedily as possible in order that depositors may be reimbursed to the greatest extent possible and these deposits made available for legitimate channels of trade and commerce;

Resolved, That a copy of this resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this House.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED.

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Banking, for further consideration.

On the question,

Will the House agree to the motion?

Mr. TURNER. Mr. Speaker and ladies and gentlemen of the House, I rise to oppose this motion. There are a great number of people in the Commonwealth of Pennsylvania who have been banded together as a group— —

POINT OF ORDER

Mr. ANDREWS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Cambria will state his point of order.

Mr. ANDREWS. Mr. Speaker, the gentleman is not privileged to discuss the merits of this resolution under the rules.

The SPEAKER. The point of order is well taken, and the gentleman will confine himself to the motion to recommit. The gentleman will proceed.

Mr. TURNER. There are a great number of people in the State of Pennsylvania who have banded themselves together in organizations known as depositors' committees or associations, who have great sums of money tied up in closed national banks.

POINT OF ORDER

Mr. ANDREWS. Mr. Speaker, I renew my point of order. The gentleman is not discussing the motion to recommit.

The SPEAKER. The point of order is well taken. The gentleman will confine himself to the motion to recommit. The gentleman from Delaware will proceed.

Mr. TURNER. Mr. Speaker, I have no desire to raise any question as to the ruling of the Chair, but I am not discussing the merits of the bill when I say that there are a large number of people who are banded together in organizations known as depositors' committees—

The SPEAKER. The gentleman from Delaware will confine himself to the motion to recommit.

QUESTION OF INFORMATION

Mr. WITKIN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Philadelphia will state his question of information.

Mr. WITKIN. Mr. Speaker, hasn't the gentleman from Delaware, Mr. Turner, the right to speak upon the necessity for immediate consideration of this resolution?

The SPEAKER. The Chair will read Rule 54: "A motion for postponement shall preclude commitment. A motion for commitment shall preclude amendment or decision on the original subject." The gentleman from Delaware will proceed and confine himself to the motion.

Mr. WITKIN. Mr. Speaker, may I ask the Chair to answer the inquiry directed to the Chair, to wit, whether or not the gentleman from Delaware, Mr. Turner, cannot discuss the necessity for immediate consideration of this resolution at this time, without undue delay?

The SPEAKER. The gentleman can give reasons why the resolution should not be committed, and confine himself to that. The gentleman from Delaware, Mr. Turner, will proceed.

Mr. TURNER. Mr. Speaker, may I say that I am confining myself to the reasons why I feel that this should not be recommitted or committed, and I am not discussing anything that is within the resolution when I say that I feel that there are a tremendous number of people in the State of Pennsylvania who are today urgently asking Congress to take steps towards the liquidation of the assets of closed banks and the paying off of depositors.

Congress is now in session and these measures are coming up repeatedly before Congress, and these citizens of Pennsylvania are vitally interested in quick action upon these measures, and therefore it seems to me that on a question of this kind that we all understand and that has been before the body for sometime, there is no reason to send it to a committee where it must be delayed, but rather that this House should speed it on its way in order that these people in Pennsylvania who are suffering today because of the loss of their deposits in the banks will have some remedy from the Federal Government.

I, therefore, ask you to vote "no" on this motion.

Mr. SOWERS. Mr. Speaker, I desire to interrogate the gentleman from Berks, Mr. Ruth.

The SPEAKER. Will the gentleman from Berks, Mr. Ruth, permit himself to be interrogated?

Mr. RUTH. I will, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, will the gentleman from Berks, Mr. Ruth, explain to the House the reason for making such a motion?

Mr. RUTH. Mr. Speaker, the reason for making this motion is to refer the resolution to the Committee on Banking for further consideration.

Mr. SOWERS. Mr. Speaker, don't you think that if we don't hurry with this resolution that all the money at Washington will be spent?

Mr. RUTH. Mr. Speaker, I would answer the gentleman by saying that with the present make-up of the administration at Washington I do not think that will happen.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Witkin and Mr. Ederer and were as follows:

YEAS—116

Achterman,	Dilley,	Larue,	Ruffennach,
Alexander,	Downey, G. E.,	Long,	Ruth,
Allen,	Downey, J. J.,	Lovett,	Sarraf,
Andrews,	Eberharter,	Lynch,	Scanlon,
Arnold,	Eroe,	Male,	Schrope,
Aukerman,	Falkenstein,	McDermott,	Schwab,
Baine,	Finnerty,	McElroy,	Shaw,
Baker, J J.,	Fitch,	McHenry,	Shepard,
Barber,	Flanagan,	Melchiorre,	Shugarts,
Boyd, H. N.,	Flinchbaugh,	Mentzer,	Siegel,
Bradley,	Furman,	Moomaw,	Simon,
Brancato,	Gerard,	Mooney,	Sinwell,
Brown, H. S.,	Haberlen,	Moran,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moul,	Smith, W. G.,
Brownfield,	Haluska	Munley,	Stank,
Brumbaugh,	Hamilton, F. P.	Murrin,	Stevens,
Burke,	Harkins,	Nagel,	Stone,
Cannon,	Harmuth,	O'Keefe,	Sumney,
Caputo,	Hartman,	Ominsky,	Tronzo,
Carson,	Hetrick,	O'Neill,	Tumelty,
Chervenak,	Hindman,	Panton,	Van Sickle,
Coakley,	Hirsch,	Patterson, C.,	Walker,
Cochran,	Holland,	Patterson, J. W.	Weiss,
Cohen,	Holstrom,	Pearson,	Welliver,
Coleman,	Kelso,	Pfaff,	Welsh,
Coolahan,	Kilroy,	Piole,	Westrick,
Decker,	Kinney,	Powers,	Yourishin,
Dent,	Klingler,	Reising,	Zappala,
Diehl,	Kobelak,	Rinn,	Sarig,

NAYS—83

Atkins,	Gillette,	Muir,	Sproul,
Baker, F. T.,	Green,	Nothnagle,	Stewart,
Baldi,	Greenstein,	Parks,	Stockham,
Barnhart,	Habbyshaw,	Perry,	Stott,
Bernard,	Hamilton, R. S.	Peters,	Surface,
Blumberg,	Hart,	Phillips,	Tahl,
Boyd, R.,	Hermansen,	Reynolds,	Terry,
Boyer,	Hoffner,	Rhys,	Trout,
Brennan,	Hoopes,	Roan,	Turner,
Carr,	Horst,	Rooney,	Van Allsburg,
Castor,	Jackson,	Root,	Wall,
Condon,	Jones,	Schrock,	Wasserman,
Conner,	Kane,	Schwartz,	Weidemann,
Cordier,	Linderman,	Shortz,	Wickersham,
Davies,	Longaker,	Shreiner,	Wilson,
Denning,	Mallen,	Simpson,	Witkin,
Duffort,	McCreary,	Sloan,	Wood,
Ederer,	McDevitt,	Snyder, F. E.,	Woodside,
Ferko,	McKinney,	Snyder, J. L.,	Yeakel,
Flynn,	Merrell,	Sowers,	Zimmerman,
Forrest,	Moore,		

So the question was determined in the affirmative and the motion was agreed to.

REPORT FROM COMMITTEES ON RULES

Mr. ANDREWS offered the following report from the Committee on Rules which was twice read and laid over under the rules:

In the House of Representatives, January 21, 1935.

Resolved, That House Bill No. 84, which reads:

"All resolutions, after they have been twice read shall be printed and lie over for one day, after which they may be called up under their appropriate order of business.

This rule shall not apply to the following resolutions, viz:

Recalling bills from the Governor.
Recalling bills from one House to the other.
Those emanating from the Committee on Rules.
Those relating to adjournment.
Those discharging committees.
Those placing negative bills upon the calendar,"

be amended to read as follows:

All resolutions originating in the House, (except those privileged), shall be introduced by Members filing four typewritten copies thereof with the Chief Clerk, signed and dated, to be numbered by the Chief Clerk and handed to the Speaker, who shall refer all such resolutions, including all Senate Concurrent Resolutions, (not privileged), to appropriate committees in the same manner as bills.

The following resolutions are privileged for the immediate consideration of the House:

Recalling bills from the Governor.
Returning bills to the Governor.
Recalling bills from one House to the other.
Those emanating from the Committee on Rules.
Those discharging committees.
Those placing negative bills on the calendar.
Those relating to joint session of the Senate and House.
Those relating to condolence or congratulations.
Those relating to adjournment or recess.

When resolutions are reported from committees, those originating in the House shall be printed and placed in the files of the Members before consideration by the House, after which they may be called up under the regular order of business for resolutions.

House Rule No. 15, which reads:

"No business regularly before the House shall be interrupted, except by motion—

For adjournment.

For the previous question, namely 'shall the main question be now put?'

For postponement.

For commitment; or

For amendment,"

be amended to read as follows:

No business regularly before the House shall be interrupted, except by motion—

For adjournment.

For the previous question, namely "Shall the main question be now put?"

For postponement.

For commitment.

For amendment.

To lay on the table.

House Rule No. 9, which reads:

"A majority of all the members elected to the House shall constitute a quorum, but a smaller number may adjourn from day to day, and compel the attendance of absent members, as required by the Constitution, Art. II, Sec. 10,"

be amended to read as follows:

A majority of all the members shall constitute a quorum, but a smaller number may adjourn from day to day, and compel the attendance of absent members, as provided by the Constitution, Art. II, Sec. 10.

House Rule No. 51, which reads:

"A motion to lay on the table shall carry with it all questions which adhere to it, except in the case of laying an appeal on the table,"

be amended to read as follows:

A motion to lay on the table shall be decided without debate, and shall carry with it all questions which adhere to it, except in the case of laying an appeal on the table.

House Rule No. 76, which reads:

"No member shall be permitted to record his vote who neglects to vote when his name is first called by the clerk,"

is hereby rescinded.

MEMORIALIZING CONGRESS TO ENACT LEGISLATION TO EQUALIZE TAXATION BETWEEN RIVER AND RAILROAD TRANSPORTATION

Mr. STEVENS offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 21, 1935.

Whereas, In many cases boats on rivers are operated in open competition with railroad transportation; and

Whereas, Boats so operated are not compelled to maintain rights of way in the manner required of railroads and as a consequence can offer lower rates for transportation; and

Whereas, The belief prevails that river transportation is not subjected to a burden of Federal and State taxation equal to that imposed on railroads; and

Whereas, Railroad transportation is essential to the development of the commerce and business of the United States; and

Whereas, River transportation is in most instances a matter of interstate commerce over which the Federal Government has control; therefore be it

Resolved, (if the Senate concur), That the General Assembly memorialize Congress of the United States to enact legislation which will equalize the burden of taxation between river and railroad transportation in order to enable railroads to secure a fair share of the business;

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the Senate and Speaker of the House of Representatives of the United States.

RESOLUTION NO. 5

Mr. WITKIN. Mr. Speaker, I desire to call up at this time Resolution No. 5, Printer's No. 5.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

One of the lessons the economic depression has taught us is that our State and Federal examination of banks and other financial institutions has been wholly inadequate and that government has not insisted on the extreme care and prudence which should be exercised by those intrusted with the savings of our people.

Deposits made with financial institutions were invested by the managers of these institutions in securities which in depression days have little or no value whatever.

When the return of deposits was requested these assets could not be negotiated with the result that banks were foced to close.

This condition should not be permitted to recur in the future and it becomes the duty of the State to assure its people that the financial institutions it authorizes to receive deposits of money will be prudently managed in the future therefore be it

Resolved, (if the Senate concur), That the General Assembly requests the Governor and the Secretary of Banking to adequately man the Department of Banking with skilled examiners, that in its examinations the Department insist on the utmost care in the investment of depositors' moneys that if institutions are found to be negligent immediate steps be taken to halt improper practices and to change management and if this is not done that such institutions be forced to close before deposits are endangered and capital entirely impaired.

Resolved, That the Secretary of Banking be requested to inform the General Assembly of any change needed in the Banking Laws of this Commonwealth in order to accomplish the purposes of this resolution.

Resolved, That a copy of this resolution be transmitted to the Governor and the Secretary of Banking by the Chief Clerk of this House.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Banking for further consideration.

On the question,

Will the House agree to the motion?

Mr. WITKIN. Mr. Speaker, I desire to interrogate the gentlemen from Berks county, Mr. Ruth.

The SPEAKER. Will the gentlemen from Berks permit himself to be interrogated?

Mr. RUTH. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, may I ask the gentlemen from Berks whether he is familiar with the contents of the resolution.

Mr. RUTH. Mr. Speaker, I am and I believe that the condition will be speedily remedied.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Berks the purpose for sending this resolution to the Committee on Banking?

Mr. RUTH. Mr. Speaker, as stated in my motion, for further consideration.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Berks whether there is anything contained in this resolution that requires any further consideration on the part of this house.

Mr. RUTH. I think there is, Mr. Speaker, and the Banking Committee will take care of it.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Berks whether he is not familiar with the fact that this is a very short resolution containing but two hundred and eighty words and that this resolution has been before this House since January 14, a period of one week, and I would ask him, Mr. Speaker, whether in his opinion that one week's time has not been sufficient for the members of this House to consider this resolution?

Mr. RUTH. Mr. Speaker, I would answer that, that this resolution was only before the members for this day, because none of the members were here in the meantime and it was placed on their desks this evening.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Berks if in his opinion tonight is an insufficient time for the consideration of this resolution by this House, whether if I withdraw the desire to place this resolution before this body tonight and renew it tomorrow, the gentleman will tomorrow feel that sufficient time has been given this House to consider this 286-word resolution?

Mr. RUTH. I refer that, Mr. Speaker, to the Committee on Banking.''

Mr. WITKIN. Mr. Speaker, may I ask the gentleman to answer my question, whether or not if this resolution or my motion to consider this resolution at this time is withdrawn, it will be the opinion of the gentleman from Berks tomorrow that the House still shall not have had sufficient time within which to consider this very short and important resolution.

Mr. RUTH. I repeat my former statement Mr. Speaker, that the Committee on Banking will decide it.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Berks if that is the only answer that he will give to my question if I withdraw my motion to consider this resolution at this time?

Mr. RUTH. It is, Mr. Speaker.

Mr. WITKIN. Mr. Speaker and Members of the House, it amazes me that this House should require any additional time to consider a matter that is so clearly and concisely stated in as short a resolution as it is humanly possible to prepare. The delay in the enactment of this resolution is a delay that will inure to the detriment of the depositors in closed banks in the state of Pennsylvania. Its speedy enactment into law, its prompt consideration by this House will materially aid the depositors in closed banks.

I therefore take it, members of the House, that we ought not to be dilatory, that we ought not to delay, that where a resolution or a bill is of the greatest good to the greatest number of the people of this Commonwealth and where the resolution is so simple that no one can help but understand it that we should not—to use the vernacular expression—pickle it in a committee by sending it back.

Mr. Speaker, may I ask my Democratic friends to make their laughter by their vote and to permit me to continue without their laughter. I repeat that if you will read the resolution you will find that it is a resolution that will help by its speedy enactment the poor persons who have lost their money in closed banks. A vote to send this bill back to the committee is a repudiation by you of your Democratic State platform and a vote not to send it back to the committee is to substantiate and back up your Democratic platform. The purpose of this resolution is to carry out the Republican platform as promised by the Republican party, and I ask you to vote

down this motion to re-commit this resolution to the Committee on Banking.

Mr. COHEN. Mr. Speaker and Members of the House, possibly not more than an hour ago we heard his Excellency, the Governor of the Commonwealth of Pennsylvania, speak to this assembled body in these words,—a copy of his address is upon your desk,—possibly the membership has not read it or possibly has not heard. For your information I will read two paragraphs: "In less troublous times it is possible,—though not defensible,—for a Governor or for members of the Legislature to obstruct, to bicker, to seek personal credit for legislation which depends on all, to give free play to petty jealousy and to lay up the ammunition of partisan propoganda. Such an attitude, however, is made unthinkable by the circumstances in which we find ourselves today. Public emergency is too great to permit jockeying for private purposes among public officials." Gentlemen of the minority, heed those words.

Mr. WITKIN. Mr. Speaker and members of the House, I appreciate the fact that the gentleman from York wishes to bask in the sunshine of his Excellency, the Governor of Pennsylvania, and may I suggest to him that those words that he has just read be studied carefully by him, applied by him and his Democratic party, and if they do that, they will pass this resolution and defeat the motion to send it back to the Committee on Banking.

Mr. DENT. Mr. Speaker, speaking in favor of sending this bill to committee, in listening to the discussion of the gentleman from Philadelphia, Mr. Witkin, I understand that he says that this resolution will aid materially the depositors in the closed banks. Maybe I need more study on the subject of the resolution but I cannot find anything in it that will give back to the depositors the money they now have in the closed banks.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Witkin and Mr. Peters and were as follows:

YEAS—117

Achterman,	Downey, G. E.,	Long,	Ruffennach,
Alexander,	Downey, J. J.,	Lovett,	Ruth,
Allen,	Eberharter,	Lynch,	Sarraf,
Andrews,	Eroe,	Male,	Scanlon,
Arnold,	Falkenstein,	McCreary,	Schrope,
Aukerman,	Finnerty,	McDermott,	Schwab,
Baine,	Fitch,	McElroy,	Shaw,
Baker, J J.,	Flanagan,	McHenry,	Shepard,
Barber,	Flinchbaugh,	Melchiorre,	Shugarts,
Boyd, H. N.,	Furman,	Mentzer,	Siegel,
Bradley,	Gerard,	Moomaw,	Simon,
Brancato,	Haberlen,	Mooney,	Sinwell,
Brown, H. S.,	Hagerty,	Moran,	Smith, J. A.,
Brown, J. E.,	Haluska	Moul,	Smith, W. G.,
Brownfield,	Hamilton, F. P.	Munley,	Stank,
Brumbaugh,	Harkins,	Murrin,	Stevens,
Burke,	Harmuth,	Nagel,	Stone,
Cannon,	Hartman,	O'Keefe,	Sumney,
Caputo,	Hetrick,	Ominsky,	Tronzo,
Carson,	Hindman,	O'Neill,	Tumelty,
Chervenak,	Hirsch,	Panton,	Van Sickle,
Coakley,	Holland,	Patterson, C.,	Walker,
Cochran,	Holstrom,	Patterson, J. W.	Weiss,
Cohen,	Kelso,	Pearson,	Welliver,
Coleman,	Kilroy,	Pfaff,	Welsh,
Coolahan,	Kinney,	Piole,	Westrick,
Decker,	Klingler,	Powers,	Yourishin,
Dent,	Kobelak,	Reising,	Zappala,
Diehl,	Larue,	Rinn,	Sarig,
Dilley,			

NAYS—82

Atkins,	Forrest,	Moore,	Sowers,
Baker, F. T.,	Gates,	Muir,	Sproul,
Baldi,	Gillette,	Nothnagle,	Stewart,
Barnhart,	Green,	Parks,	Stott,
Bernard,	Greenstein,	Perry,	Snyder, J. L.,
Blumberg,	Habbyshaw,	Peters,	Surface,
Boose,	Hamilton, R. S.	Phillips,	Tahl,
Boyd, R.,	Hart,	Reynolds,	Terry,
Boyer,	Hermansen,	Rhys,	Turner,
Brennan,	Hoffner,	Roan,	Van Allsburg,
Carr,	Hoopes,	Rooney,	Wall,
Castor,	Horst,	Root,	Wasserman,
Condon,	Jackson,	Schrock,	Weidemann,
Conner,	Jones,	Schwartz,	Wickersham,
Cordier,	Kane,	Shortz,	Woodside,
Davies,	Linderman,	Shreiner,	Wilson,
Denning,	Longaker,	Simpson,	Wood,
Duffort,	Mallen,	Sloan,	Witkin,
Ederer,	McDevitt,	Snyder, F. E.,	Yeakel,
Ferko,	McKinney,	Stockham,	Zimmerman,
Flynn,			

So the question was determined in the affirmative and the motion was agreed to.

COMMITTEE TO ARRANGE PROGRAM TO CELEBRATE BIRTHDAY OF PRESIDENT FRANKLIN D. ROOSEVELT

Mr. OMINSKY offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was twice read, considered and adopted as follows:

In the House of Representatives, January 21, 1935.

Whereas, In every city, village and hamlet, from the icy peaks of Alaska to the frozen wastes of Little America, from the warm sands of Florida's coast to the waving palms of the far away Philippines and Hawaii the Paradise of the Pacific, in every place throughout the world where Americans live and meet, a grateful and admiring people will, on January thirtieth, be celebrating the natal day of our President.

And whereas, It is fitting that here in Harrisburg, we, the chosen representatives of the citizenry of the Commonwealth of Pennsylvania, should meet to do honor to the man who is leading the Nation out of a long period of misery and want, back to security and prosperity and happiness, and to raise our united voice in praise and appreciation of his achievements; therefore be it

Resolved, (if the Senate concur), That the President Pro Tempore of the Senate shall appoint a committee of three Senators to meet with a committee of five Members of the House to be appointed by the Speaker of the House of Representatives, whose duty it shall be to arrange an appropriate program for a joint celebration by the Senate and House of Representatives of the birthday of President Franklin D. Roosevelt, in the Hall of the House of Representatives on January thirtieth, and to prepare suitable resolutions for adoption at such joint meeting to be forwarded to the President.

RESOLUTION NO. 2

Mr. HART. Mr. Speaker, I desire to call up at this time Resolution No. 2, Printer's No. 2.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, It appears that existing appropriations for mothers' assistance old age assistance blind assistance and to State-aided hospitals is insufficient to fully care for all of the wards of the State who come within this specialized form of care, therefore be it

Resolved, (if the Senate concur), That it is the sense of the General Assembly that those intrusted with the program for the raising of revenues and the making of appropriations at this session of the General Assembly take into full consideration the amount necessary to care for the wards of the State referred to in the preamble hereof in order that they may be adequately protected and maintained through sufficient appropriations.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Ways and Means for further consideration.

On the question,

Will the House agree to the motion?

Mr. HART. Mr. Speaker, in proposing this resolution I desire to call the attention of the House to the brevity of the resolution and the clearness of it. It is so brief and clear that everybody in this House can read and understand it. There is absolutely no necessity for its being referred to any committee, and it is almost unthinkable that any member of the House would oppose this resolution, when it applies to old age assistance, the blind who are to be pensioned and mothers' aid. In view of the things which the Governor has told us tonight, there is no necessity for any jockeying, especially when the means for the relief of the poor and the afflicted are at our disposal.

The Governor has said here tonight, "And it is equally important that Pennsylvania shall have a constitution which would permit beyond any question legislation such as Old Age Pensions and other measures providing for social justice and economic assurance for our people."

With the assurance of the Governor's support in a matter of this importance, and with the assurance of all of the people of Pennsylvania, and the Democratic party in particular, to carry out the principles of its platform, it does seem to me that this is a most inconsistent attitude for any member to assume on the floor of this House. I, therefore, appeal to the Democrats in this House and the Republicans of this House and the Socialists of this House in the name of the needy of Pennsylvania to pass this resolution without this continual bickering and obstruction offered here tonight, by referring to a committee a resolution that contains the virtues that this resolution does.

I, therefore, ask for a roll call.

Mr. RUTH. Mr. Speaker, I will just read a few lines from this resolution: "That it is the sense of the General Assembly that those intrusted with the program for the raising of revenue." I think that the Committee on Ways and Means has been entrusted with that program and I, therefore, move that the resolution be referred to that Committee to carry out the purpose of the gentleman from Philadelphia.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Hart and Mr. Witkin and were as follows:

YEAS—116

Achterman,	Dilley,	Larue,	Ruffennach,
Alexander,	Downey, G. E.,	Long,	Ruth,
Allen,	Downey, J. J.,	Lovett,	Sarraf,
Andrews,	Eberharter,	Lynch,	Scanlon,
Arnold,	Eroe,	Male,	Schrope,
Aukerman,	Falkenstein,	McDermott,	Schwab,
Baine,	Finnerty,	McElroy,	Shaw,
Baker, J J.,	Fitch,	McHenry,	Shepard,
Barber,	Flanagan,	Melchiorre,	Shugarts,
Boyd, H. N.,	Flinchbaugh,	Mentzer,	Siegel,
Bradley,	Furman,	Moomaw,	Simon,
Brancato,	Gerard,	Mooney,	Sinwell,
Brown, H. S.,	Haberlen,	Moran,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moul,	Smith, W. G.,
Brownfield,	Haluska	Munley,	Stank,
Brumbaugh,	Hamilton, F. P.	Murrin,	Stevens,
Burke,	Harkins,	Nagel,	Stone,
Cannon,	Harmuth,	O'Keefe,	Sumney,
Caputo,	Hartman,	Ominsky,	Tronzo,
Carson,	Hetrick,	O'Neill,	Tumelty,
Chervenak,	Hindman,	Panton,	Van Sickle,
Coakley,	Hirsch,	Patterson, C.,	Walker,
Cochran,	Holland,	Patterson, J. W.	Weiss,
Cohen,	Holstrom,	Pearson,	Welliver,
Coleman,	Kelso,	Pfaff,	Welsh,
Coolahan,	Kilroy,	Piole,	Westrick,
Decker,	Kinney,	Powers,	Yourishin,
Dent,	Klingler,	Reising,	Zappala,
Diehl,	Kobelak,	Rinn,	Sarig,

NAYS—80

Atkins,	Forrest,	McKinney,	Sowers,
Baker, F. T.,	Gates,	Merrell,	Sproul,
Baldi,	Gillette,	Moore,	Stewart,
Barnhart,	Green,	Muir,	Stockham,
Bernard,	Greenstein,	Nothnagle,	Surface,
Blumberg,	Habbyshaw,	Perry,	Tahl,
Boose,	Hamilton, R. S.	Peters,	Terry,
Boyd, R.,	Hart,	Phillips,	Trout,
Boyer,	Hermansen,	Reynolds,	Turner,
Brennan,	Hoffner,	Rhys,	Van Allsburg,
Castor,	Hoopes,	Roan,	Wall,
Condon,	Horst,	Root,	Wasserman,
Conner,	Jackson,	Schrock,	Weidemann,
Cordier,	Jones,	Schwartz,	Wickersham,
Davies,	Kane,	Shortz,	Wilson,
Denning,	Linderman,	Shreiner,	Witkin,
Duffort,	Longaker,	Simpson,	Wood,
Edelen,	Mallen,	Sloan,	Woodside,
Ferko,	McCreary,	Snyder, F. E.,	Yeakel,
Flynn,	McDevitt,	Snyder, J. L.,	Zimmerman,

So the question was determined in the affirmative and the motion was agreed to.

REQUESTING INFORMATION FROM STATE EMERGENCY RELIEF BOARD

Mr. HOOPES offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 21, 1935.

Whereas, the old adage that "one half the people do not know how the other half lives" is strikingly true as applied on the one hand to that small but wealthy and influential group who while living in luxury are crying out against increased taxation, and on the other, to the millions of unemployed who through no fault of their own are compelled to exist on grossly inadequate relief vouchers, and

Whereas, the so-called budgets of the S.E.R.B., provide barely enough of the cheapest foods to sustain life, allow a still lower standard for shoes and clothing, include almost nothing for medical and dental care, and absolutely nothing for shelter, and

Whereas, no provision has been made for the increased cost of foodstuffs with the result that the living standards of a large section of our population are being forced steadily downward, and

Whereas, the mechanical administration of innumerable restrictive rules and regulations with utter disregard of human necessities, has rendered the condition of these involuntary public wards intolerable and their lives burdensome, and

Whereas, it is the duty of this body to pass measures which will promote the public welfare by protecting those whom economic conditions have placed upon the relief rolls, and

Whereas, in order to perform this duty intelligently, we must have adequate information as to their needs, and the appropriations necessary to meet them, now therefore,

Be It Resolved, by the House of Representatives of Pennsylvania that the State Emergency Relief Board be requested to furnish this House not later than March 1, 1935, full and detailed information on the following matters:—

1. Number of persons in Pennsylvania receiving either direct work relief, giving figures for each.
2. Number of single persons and the number of families of each numerical class included in the above.

3. Estimated budgets showing the amounts necessary to maintain a minimum American standard of living for single persons and families of each numerical class, with allowances for variations in different parts of the State, these budgets to show in detail the amount allowed in each case for food, clothing, shoes, fuel, shelter, medical and dental care and other items and to include sample menus showing kinds, quantities and prices of foods obtainable and the basis of the estimate as to each of the other items.
4. Amount of federal appropriation available for relief purposes in this State.
5. Amount of State appropriation necessary to meet the estimated needs.

MEMORIALIZING CONGRESS TO ENACT LEGISLATION TO CONTROL MUNITION PLANTS

Mr. WASSERMAN offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 21, 1935.

During those days when democracy was at stake and a fevered urge of patriotism caused Americans to buy liberty bonds until it hurt, in order that this Nation might throw into the balance that weight of arms that was needed to turn the tide of victory against the Hohenzollens, there were those here at home who grew fat on the sacrifices made by their countrymen.

While American youth was shot to pieces on the battlefields of France, the fortunes of munition makers in America grew and grew.

Profits here kept far ahead of sacrifices over there, and the dangers there faced and the trials there endured and the misery there suffered but added to the vast sums that made rich and kept safe the unconscionable profiteers at home.

Late investigations of the earnings of muntion plants during the war have revealed that of which no one even dreamed.

That men and corporations could so profit on patriotism and take and take while others were giving and giving was never conceived.

If love of country will not prevent seemingly high-minded citizens from enriching themselves at the cost of their fellow men, then the government must step in and substitute its power for their utter lack of conscience; therefore be it

Resolved, (if the Senate concur), That the Senate and House of Representatives of this General Assembly of the Commonwealth hereby memorializes the Congress of the United States to pass legislation to make impossible the profits heretofore enjoyed by munition makers by giving to the Federal Government rigid control over munition plants and the power to operate such plants, either in peace or war times, and to at once direct the undertaking and carrying on of a thorough and detailed study of a plan for industrial mobilization during periods of war in order to make excess profits to corporations and individuals impossible in the future; and be it further

Resolved, That a copy of this resolution be forwarded by the Secretary of the Senate and the Chief Clerk of the House of Representatives to the presiding officers of the Senate and the House of Representatives of the Congress of the United States with the request that the same be read and then be referred to the proper committees for immediate action.

AUTHORIZING ADJOURNMENT OF TAX SALES

Mr. CORDIER offered a resolution and asked unanimous consent for its immediate consideration.

The resolution was twice read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Whereas, Under existing law the county treasurers of the various counties will be required to hold tax sales of returned seated lands during the month of February, 1935; and

Whereas, When the act which fixed said time as the latest date to which tax sales could be adjourned was adopted, the General Assembly presumed that the effects of the economic depression would be spent and the necessity for further adjournment no longer urgent; and

Whereas, It appears that sufficient time may not remain to enact suitable legislation before said date fixed for said tax sales to authorize further adjournment; therefore be it

Resolved, (if the Senate concur), That the General Assembly hereby authorizes the county treasurers of the various counties of this Commonwealth, if the county commissioners and the court of common pleas of such counties consent thereto, to further adjourn any tax sale which under existing law is required to be held during the month of February, 1935, and the General Assembly hereby declares its purpose forthwith to enact suitable legislation to validate any such adjournment of a tax sale, and to provide by law for the holding of such adjourned tax sales at a future date, saving the lien of all taxes assessed against real estate which was to be sold at such sales.

The SPEAKER. Will the House give its unanimous consent to the consideration of the resolution at this time? Is there objection?

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

Mr. CORDIER. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Ruth.

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. RUTH. Mr. Speaker, I will.

Mr. CORDIER. Mr. Speaker, I desire to ask the gentleman from Berks whether or not he understands the subject matter of this resolution.

Mr. RUTH. Mr. Speaker, I understand the subject matter and I am fully in sympathy with it, but a concurrent resolution cannot repeal an Act of Assembly, and there is nothing we can do to stop tax sales before February first. I have a decision on it here.

Mr. CORDIER. Mr. Speaker, I will ask the gentleman from Berks whether or not he knows the date on which these properties will go under the hammer unless we pass this resolution.

Mr. RUTH. Mr. Speaker, I know the date is February first, and I also know from a decision that you cannot repeal an Act of Assembly by concurrent resolution.

Mr. CORDIER. Mr. Speaker, I will ask the gentleman from Berks whether or not he is in favor of the adjournment of these tax sales.

Mr. RUTH. Mr. Speaker, I am not in favor of the tax sales, and I would be in favor of having them abolished and taking them off entirely, but we cannot change them whether we want to or not. I would be in favor of voting for an Act to repeal them if I could.

Mr. CORDIER. Mr. Speaker, I move to suspend the rules.

The SPEAKER. The gentleman from Lackawanna must understand that objections have been made and that the resolution lies over for printing under the rules.

QUESTION OF INFORMATION

Mr. CORDIER. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Lackawanna will state his question of information.

Mr. CORDIER. Mr. Speaker, I would like to ask the Chair to inform me whether or not it would be in order for me to move to suspend the rules on this particular motion.

ıe SPEAKER. The gentleman will be in order to e a motion to suspend the rules if he so desires.

r. CORDIER. Mr. Speaker, I move that the rules be ended and I ask for a roll call.

n the question,

ill the House agree to the motion?

r. ANDREWS. Mr. Speaker, would I be in order to rrogate the gentleman from Lackawanna who spond this motion?

he SPEAKER. Will the gentleman from Lackawanna mit himself to be interrogated?

r. CORDIER. I will.

r. ANDREWS. Would the gentleman be willing to r action until his resolution can be referred to the rney General for an opinion as to whether or not it accomplish the purpose he has in mind?

r. CORDIER. In answer to the question by the gentle- from Cambria, I will say that the purpose is to get consensus of opinion of the members of the General embly as to their attitude on adjourning tax sales.

r. ANDREWS. Mr. Speaker, would I be in order to her interrogate the gentleman from Lackawanna?

ıe SPEAKER. Will the gentleman from Lackawanna mit himself to be further interrogated?

r. CORDIER. I will.

r. ANDREWS. As I understand, the intent of this is ply to get the view of the Assembly, but his resolu- has no legal purpose.

r. CORDIER. The purpose, as I stated, of the resolu- will be to delegate to those in authority who will e the power to stop these tax sales, and to get the consus of opinion of the members of the General Assembly hat matter.

r. ANDREWS. Would it stop the tax sales?

r. CORDIER. It might have that effect.

r. ANDREWS. But you do not say it would stop the sales.

r. CORDIER. I am not a lawyer and I cannot say. t would probably be a question for the Attorney Gento answer.

r. WITKIN. May I call the attention of this House the attention of the gentleman from Cambria, Mr. rews, to the fact that we have precedent for this ac- . When the bank holiday was declared, although the lution passed by this House and by the Senate did not e the legal effect of carrying into effect what the lution called for, nevertheless it did. So, this resolu-, if passed by this House, may have the same effect those in charge, although legally we must agree it does not compel them so to do.

r. ANDREWS. I would like to interrogate the gentle- from Philadelphia.

ıe SPEAKER. Will the gentleman from Philadelphia, Witkin, permit himself to be interrogated?

r. WITKIN. I will.

r. ANDREWS. Does the pending resolution commit House to the passage of any specific legislation?

r. WITKIN. Mr. Speaker, I would say that those who in favor of this resolution would be bound to vote subsequent legislation or bills which would enact into the stopping of these sales of these unfortunates se homes are to be sold.

r. ANDREWS. The gentleman does not answer the stion. I asked him whether this resolution embodies a specific declaration or intent to pass any specific legislation.

Mr. WITKIN. I would answer that by saying it undoubtedly does, because this resolution says what this House would want to happen with respect to those sales. If this House in their vote say that they want these sales stopped, when these bills which would carry into effect this resolution would come before this House, it would bind this House so to vote.

Mr. ANDREWS. Does the resolution state that this House will pass certain legislation and define the type of legislation?

Mr. WITKIN. I would answer that by saying in effect it absolutely does.

Mr ANDREWS. Will the gentleman cite the portion of the resolution that so declares?

Mr. WITKIN. I will cite that portion of the resolution that says "that it is the judgment of this House that these sales be adjourned." If that language and that verbiage does not carry with it the fact that this House would go on record as voting in favor of such a resolution, then I do not quite understand what the gentleman is driving at.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Cordier and Mr. Watkins and were as follows:

YEAS—78

Atkins,	Flynn,	McKinney,	Snyder J. L.,
Baker, F. T.,	Forrest,	Merrell,	Sowers,
Baldi,	Gates,	Moore,	Sproul,
Barnhart,	Gillette,	Muir,	Stewart,
Bernard,	Green,	Nothnagle,	Stockham,
Blumberg,	Greenstein,	Perry,	Stott,
Boose,	Habbyshaw,	Peters,	Surface,
Boyd, R.,	Hamilton, R. S.	Phillips,	Tahl,
Boyer,	Hart,	Reynolds,	Terry,
Brennan,	Hermansen,	Rhys,	Trout,
Carr,	Hoffner,	Roan,	Turner,
Castor,	Horst,	Root,	Wasserman,
Condon,	Jackson,	Schrock,	Weidemann,
Conner,	Jones,	Schwartz,	Wickersham,
Cordier,	Kane,	Shortz,	Witkin,
Davies,	Linderman,	Shreiner,	Wood,
Denning,	Longaker,	Simpson,	Woodside,
Duffort,	Mallen,	Sloan,	Yeakel,
Ederer,	McCreary,	Snyder, F. E.,	Zimmerman,
Ferko,	McDevitt.		

NAYS—115

Achterman,	Dilley,	Long,	Ruth,
Alexander,	Downey, G. E.,	Lovett,	Sarraf,
Allen,	Eberharter,	Lynch,	Scanlon,
Andrews,	Eroe,	Male,	Schrope,
Arnold,	Falkenstein,	McDermott,	Schwab,
Aukerman,	Finnerty,	McElroy,	Shaw,
Baine,	Fitch,	McHenry,	Shepard,
Baker, J J.,	Flanagan,	Melchiorre,	Shugarts,
Barber,	Flinchbaugh,	Mentzer,	Siegel,
Boyd, H. N.,	Furman,	Moomaw,	Simon,
Bradley,	Gerard,	Mooney,	Sinwell,
Brancato,	Haberlen,	Moran,	Smith, J. A.,
Brown, H. S.,	Hagerty,	Moul,	Smith, W. G.,
Brown, J. E.,	Haluska	Munley,	Stank,
Brownfield,	Hamilton, F. P.	Murrin,	Stevens,
Brumbaugh,	Harkins,	Nagel,	Stone,
Burke,	Harmuth,	O'Keefe,	Sumney,
Cannon,	Hartman,	Ominsky,	Tronzo,
Caputo,	Hetrick,	O'Neill,	Tumelty,
Carson,	Hindman,	Panton,	Walker,
Chervenak,	Hirsch,	Patterson, C.,	Wall,
Coakley,	Holland,	Patterson, J. W.	Weiss,
Cochran,	Holstrom,	Pearson,	Welliver,
Cohen,	Kelso,	Pfaff,	Welsh,
Coleman,	Kilroy,	Piole,	Westrick,
Coolahan,	Kinney,	Powers,	Yourishin,
Decker,	Klingler,	Reising,	Zappala,
Dent,	Kobelak,	Rinn,	Sarig,
Diehl,	Larue,	Ruffennach,	

So the question was determined in the negative and the motion was not agreed to.

The resolution lies over under the rules.

REQUESTING PUBLIC SERVICE COMMISSION TO FURNISH INFORMATION ON PHILADELPHIA TROLLEY FARES

Mr. SOWERS offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 21, 1935.

Whereas, Before the World War the City of Philadelphia enjoyed five cent trolley fares with passes and transfers, and

Whereas, During the World War, probably on account of increased maintenance expenses, etc., the trolley fares in Philadelphia were raised to seven and one-half cents, with less passes and transfers, and

Whereas, Many years have elapsed since the close of the World War and prices of commodities and other things have dropped and in many cases below that which existed before the World War, and a large percentage of the population of Philadelphia fail to understand what reasons exist for the trolley fares being continued at World War prices, and

Therefore, Be It Resolved, By the House of Representatives of the Commonwealth of Pennsylvania that the Public Service Commission of Pennsylvania is hereby requested to furnish to this House all information it possesses as to why the trolley fares of Philadelphia continue at seven and one-half cents per person instead of being reduced to the pre-war price of five cents per person, and

Be It Further Resolved, That the Public Service Commission is hereby requested to submit to this House any suggestion that it may have for the drafting of Legislation which will cause the trolley fares in Philadelphia to be reduced to the pre-war price of five cents with passes and transfers, and

Be It Further Resolved, That the Public Service Commission is hereby requested to comply with this resolution within thirty days, and a copy hereof be given to it by the Chief Clerk of this House.

MEMORIALIZING CONGRESS TO APPROPRIATE FUNDS TO HOME OWNERS' LOAN CORPORATION

Mr. SOWERS offered the following resolution which was twice read and laid over under the rules:

In the House of Representatives, January 21, 1935.

Whereas, Owing to the unprecedented economic conditions which existed during the last period of four years and upwards, a very large percentage of the HOME OWNERS of the United States were unable to pay the interest upon their mortgage loans and the taxes and other carrying charges due upon their homes; and due to lack of new mortgage financing, the condition still exists, and unless something is done will grow worse; and

Whereas, By reason of that condition the mortgage holders and municipalities of this country suffered a great loss in income, and in order to protect their rights entered foreclosure and other legal proceedings against these unfortunate HOME OWNERS, and endangered the happiness of the people of the Commonwealth of Pennsylvania and the same apparently existed in Sister States; and

Whereas, Thereby sheriff sales throughout the United States, including the Commonwealth of Pennsylvania, increased at an alarming rate and no buyers were present at such sales to buy the properties and the mortgagees for little or no consideration over and above their loans obtained titles to the properties and the investments of the HOME OWNERS were lost to them and they were evicted from their homes; and

Whereas, Thereby many Home Owners lost their homes representing the earnings and accumulations of a lifetime, and other Home Owners were threatened with a like loss and are still threatened with loss; and

Whereas, The President of the United States, realizing the situation due to the conditions aforesaid, recommended to the Congress of the United States, the passage of appropriate legislation which would enable H Owners to recover and retain their homes; and

Whereas, By reason of said recommendation the C gress of the United States did pass a statute which approved by the President, entitled "An act to pr emergency relief with respect to home mortgage debtedness;" and

Whereas, By the terms of said Act there was cr a corporation designated and known as Home Ow Loan Corporation, which corporation was authorize issue Bonds not to exceed two billion dollars for the pose of relieving Home Owners in need of assistance unfortunately fixed the amount at too low a figure; a

Whereas, Said corporation commenced operation the Commonwealth of Pennsylvania on August 1, and

Whereas, Prior to August 1, 1933 Sheriff Sales thro out the State of Pennsylvania had reached unprecede numbers and in the County of Philadelphia alone as high as twenty-two hundred sales in one month;

Whereas, After August 1, 1933, due to the operati said corporation, Sheriff Sales in the various counti Pennsylvania began to decline in number, and in County of Philadelphia fell as low as twelve hundr December, 1934; and

Whereas, On April 28, 1934, an amendment was p by Congress to the original act providing for the issu of bonds to the extent of another billion dollars, v was unfortunately too small amount and should have at least three or four billion dollars more; and

Whereas, On or about November 16, 1934, the H Owners' Loan Corporation issued public notice that to the exhaustion of the authorized bond issue of billion dollars, no further applications for loans v be received and thousands of applications already rec could not be handled; and

Whereas, Following said announcement there wa immediate increase in the number of Sheriff throughout the Commonwealth of Pennsylvania, th causing a renewal of distress to Home Owners, a further threat of the loss of their homes and prop and the mortgagees taking their properties for litt no additional consideration with intent to hold ther a profit; and

Whereas, It is manifest that a failure by the H Owners' Loan Corporation to continue to make loa applicants will lead to great distress and misery o part of Home Owners throughout the country, wh renewal of the activity of said corporation will gr aid to advance recovery from present and past eco conditions; and

Whereas, A further operation of said Home Ow Loan Corporation in the making of loans to Home ers cannot be carried out without additional auth tion and appropriate action by the Congress of the Uni States concurred in by the President of the United St

Now, Therefore Be it Resolved, By the House of resentatives of the Commonwealth of Pennsylvania, th the President and Congress of the United States are by memorialized and respectfully requested to prom enact such appropriate legislation as will authoriz empower the Home Owners' Loan Corporation to additional bonds to the amount of at least Two Bi Dollars and if deemed advisable to the amount of Billion of Dollars for the uses and purposes set for the Act of Congress approved June 13, 1933 and the plements thereto and to otherwise correct the said so as to expidite its operation and enforcement.

And, Be It Further Resolved, That copies of this morial be transmitted by the Speaker and Chief of this House to the President of the United State Vice-President and the President of the Senate, to Sp of the House of Representatives and to the Senator Representatives in the Congress of the United States the Commonwealth of Pennsylvania.

ANNOUNCEMENT OF COMMITTEE MEE

The following announcement was made by the cle

A meeting of the Constitutional Amendment mittee will be held during the recess in Room 521 floor.

RECESS

SPEAKER. If there are no objections the Chair declare a recess for fifteen minutes. The Chair hears and declares a recess for fifteen minutes.

AFTER RECESS

SPEAKER. (WILSON G. SARIG) IN THE CHAIR.

SPEAKER. The time of recess having expired the will be in order.

REPORT FROM COMMITTEE

DIEHL asked and obtained unanimous consent to from the Committee on Constitutional Amendments Bill No. 147, as committed.

Act relating to the preparation of a new or revised itution of the Commonwealth by convention, and its ion or rejection by the people; providing for the nation of delegates to the convention and for their on at a special election; and making an appropria-

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 21, 1935.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, January 28, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, January 28, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

ADJOURNMENT

Mr. ZAPPALA. Mr. Speaker, I move that this House do now adjourn until Tuesday morning at 11:00 o'clock.

The motion was agreed to, and (at 12:43 o'clock A. M.) the House adjourned until Tuesday, January 22, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

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SENATE

TUESDAY, January 22, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

"The heavens declare Thy glory, O God, and the firmament showeth Thy handiwork. Day unto day uttereth speech and night unto night showeth knowledge." We live our lives day by day and rest from our labors night by night. May each night's rest make us stronger for each day's duties. Grant, O Lord, that the members of this Legislature, and especially of this Senate, may this day live and legislate as in the light of the Eternal, so that Thy name may be magnified and our great Commonwealth be blest.

In Thy name, we ask it. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. LANIUS, the further reading was dispensed with, and the Journal was approved.

PETITIONS

FAVORING AMENDMENT OF THE LIQUOR CONTROL ACT

Mr. REED (Washington) presented to the Senate petition from Dorcus Class of West Alexander Presbyterian Sunday School, West Alexander, favoring amendment of the Liquor Control Act.

He also presented petition from the Center Presbyterian Sunday School, Canonsburg, favoring amendment of the Liquor Control Act.

He also presented petition from the Adelphia Class of Pigeon Creek U. P. Church, Eighty-Four, favoring amendment of the Liquor Control Act.

Which were referred to the Committee on Law and Order.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, January 21, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, January 28, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, January 28, at nine o'clock.

RESOLUTION RELATIVE TO CELEBRATING BIRTHDAY OF PRESIDENT ROOSEVELT

He also presented extract from the Journal of the House, which was twice read as follows:

In the House of Representatives, January 21, 1935.

Whereas, in every city, village and hamlet, from the icy peaks of Alaska to the frozen wastes of Little America, from the warm sands of Florida's coast to the waving palms of the far away Philippines and Hawaii the Paradise of the Pacific, in every place throughout the world where Americans live and meet, a grateful and admiring people will, on January thirtieth, be celebrating the natal day of our President.

And whereas, it is fitting that here in Harrisburg, we, the chosen representatives of the citizenry of the Commonwealth of Pennsylvania, should meet to do honor to the man who is leading the Nation out of a long period of misery and want, back to security and prosperity and happiness, and to raise our united voice in praise and appreciation of his achievements; therefore be it

Resolved (if the Senate concur), That the President Pro Tempore of the Senate shall appoint a committee of three Senators to meet with a committee of five Members of the House to be appointed by the Speaker of the House of Representatives, whose duty it shall be to arrange an appropriate program for a joint celebration by the Senate and House of Representatives of the birthday of President Franklin D. Roosevelt, in the Hall of the House of Representatives on January thirtieth and to prepare suitable resolutions for adoption at such joint meeting to be forwarded to the President.

Mr. BUCKMAN. Mr. President, I move that Rule 39, which requires that concurrent resolutions be referred to appropriate committees, be suspended, and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. REED (Dauphin). Mr. President, I second the motion.

The motion was agreed to.

On the question,

Will the Senate agree to the resolution

Mr. ROBERTS. Mr. President, I move that the resolution be amended so that it shall read "January 29th" instead of "January 30th."

Mr. RANKIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

And the question recurring,

Will the Senate agree to the resolution as amended?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives with the information that the Senate has passed the same with amendment, in which the concurrence of the House is requested.

BILLS INTRODUCED

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 94, entitled:

An Act to amend clause (f) of section six hundred and twenty of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrains, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by providing that the consumption of alcoholic liquor raises the presumption of intoxication.

Which was committed to the Committees on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 95, entitled:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotives, trains and other self-propelled engines or machines with competent employes, to provide the least number of men that may be employed on locomotives, trains and other self-propelled engines or machines, to provide the qualification of certain employes, and to provide a penalty for the violation thereof.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 96, entitled:

An Act to amend section four of the act approved the twentieth day of March, one thousand eight hundred and ten, (P. L. 208), entitled "An act to amend and consolidate with its Supplements the Act entitled 'An act for the recovery of debts and demands, not exceeding one hundred dollars before a Justice of the Peace and for the election of Constables and for other purposes,'" by prescribing the time within which transcripts must be filed on appeals from judgments of justices of the peace in civil cases.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No 97, entitled:

An Act to amend the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P L 565), entitled "An act relating to the powers and duties of the Department of Banking and the Secretary of Banking in exercising supervision over, and taking possession of and conducting or liquidating the business and property of, corporations, associations, and persons receiving deposits or otherwise transacting a banking business, corporations acting as fiduciaries, and building and loan associations providing for the payment of the expenses of the Department of Banking by supervised corporations, associations, or persons, and appropriating the Banking Department Fund; authorizing the Department of Banking, under certain circumstanes, to examine corporations, associations, or persons affiliated or having business transactions with supervised corporations, associations or persons; authorizing appeals to the Supreme Court and prescribing and limiting the powers and duties of certain other courts and their prothonotaries, registers of wills, recorders of deeds, and certain State departments, commissions, and officers; authorizing certain local public officers and State departments to collect fees for services rendered under this act; providing penalties; and repealing certain acts and parts of acts," by making all private bankers subject to the provisions of said act; further defining and extending the powers of the Secretary of Banking; changing the order of preference in distribution of assets upon liquidation; and changing the period of limitation for prosecutions for violations of said act.

Which was committed to the Committee on Banking.

Also read in his place and presented to the Chair, Senate Bill No. 98, entitled:

An Act to amend the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entlted "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers, imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the powers of private bankers, of corporations authorized to engage in a banking or a fiduciary business or both, and of officers, directors and trustees of such private bankers or corporations.

Which was committed to the Committee on Banking.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 99, entitled:

An Act requiring the Department of Revenue to prepare and distribute to counties lists of corporations, joint stock associations, limited partnerships, banks and trust companies taxable for State purposes.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair Senate Bill No. 100, entitled:

An Act to further amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property, providing for the assessment and collection of the same; providing

for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city purposes of shares of stocks of banks, corporations and limited partnerships which do not employ a substantial amount of capital in this Commonwealth.

Which was committed to the Committee on Finance.

Mr. HARVEY read in his place and presented to the Chair, Senate Bill No. 101, entitled:

An Act providing for and legalizing State lottery to raise additional revenue for State-aided hospitals; creating the Hospital Lottery Commission in the Department of Welfare as a departmental administrative commission to operate and conduct the same; providing penalties; and making appropriations.

Which was committed to the Committee on Judiciary Special.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 37, as follows:

A Joint Resolution creating an Unemployment Insurance Investigation Commission defining the powers and duties of said Commission and making an appropriation

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That an Unemployment Insurance Investigation Commission is hereby created to be composed of three Senators appointed by the President Pro Tempore of the Senate and three Representatives to be appointed by the Speaker of the House of Representatives The Commission shall organize by the election of a chairman vice-chairman and secretary The secretary need not be a member of the Commission

The members of the Commission shall serve without compensation but shall be entitled to all necessary traveling and hotel expenses

The Commission shall have power to employ such clerks assistants and experts as may be deemed necessary to properly perform its functions and to make a report and to fix their compensation The Commission may also fix a compensation for the secretary if not a member of the Commission

The Commission may hold such meetings and hearings in Harrisburg or elsewhere within the Commonwealth as is deemed advisable

Section 2 It shall be the duty of the Commission to study the laws of other states and countries relating to unemployment insurance the experience of such states and countries the feasibility and advisability of adopting an unemployment insurance law in this Commonwealth ways and means of financing any such system in case the Commission reports favorable and such other matters in relation thereto as the Commission deems advisable

The Commission shall make a report to the General Assembly not later than the first day of February one thousand nine hundred and thirty-seven of its findings which report shall contain such drafts of legislation as the Commission deems advisable for the consideration of the General Assembly

Section 3 The sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Commission for the payment of the expenses of the members for salaries and expenses of employes for postage supplies and incidental expenses and for printing and distributing of its report

Section 4 This resolution shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

RECESS

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for thirty minutes.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

APPOINTMENT BY PRESIDENT

The PRESIDENT. The Chair announces the following appointment:

CLERK TO THE PRESIDENT OF THE SENATE

Paul D. McNelis, Hazleton, Pa.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing for His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 22, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

George F. Fitch, Pittsburgh, 602 Park Building.

BERKS COUNTY

Arthur L. Hauer, Reading.

CHESTER COUNTY

Samuel H. Hoffman, Coatesville.
Mrs. Annie Kalber, Parkesburg.
Richard D. Scattergood, West Chester.

ERIE COUNTY

John L. Hanley, Erie.

LANCASTER COUNTY

Miss A. Marie Harnish, Lancaster.

MONTGOMERY COUNTY

J. Herbert Weber, Norristown.

PHILADELPHIA COUNTY

Edward N. Legg, Philadelphia, Crozer Building.
Miss Mabel S. Ogden, Philadelphia, Real Estate Trust Biulding.
Herbert U. Porter, Philadelphia, Torresdale Avenue.

YORK COUNTY

Mrs. Marion V. Reinecker, York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 22, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the

following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

YORK COUNTY

William F. Fry, York.

CLEARFIELD COUNTY

H. A. Moore, DuBois.

WESTMORELAND COUNTY

Wm. W. Bortz, Greensburg.

LANCASTER COUNTY

Mrs. Bessie A. Neel, Lancaster.

PHILADELPHIA COUNTY

John P. Carey, Philadelphia.

VENANGO COUNTY

R. S McAlevy, Oil City.

LAWRENCE COUNTY

William C. McKeown, New Castle.

CHESTER COUNTY

Chauncey B. Hatfield, Coatesville.

LACKAWANNA COUNTY

Elmer A. Dix, Scranton.

WESTMORELAND COUNTY

John W. Steiner, Smithton.

PHILADELPHIA COUNTY

Albert H. Weller, Philadelphia.
Miss N. M. O'Neill, Philadelphia.

ALLEGHENY COUNTY

Albert W. Ott, Pittsburgh.
Garnet R. Speer, Pittsburgh.

COLUMBIA COUNTY

Ralph R. John, Bloomsburg.

LANCASTER COUNTY

C. A. Straley, Maytown.

LUZERNE COUNTY

Valentine Shipkowski, Nanticoke.

MONTGOMERY COUNTY

Miss Louise H. Kain, Ardmore.

WASHINGTON COUNTY

Geo. W. Risbeck, Charleroi.

YORK COUNTY

Lewis W. Blackford, Dillsburg.

BRADFORD COUNTY.

Miss Harriet L. Doll, Canton.

ERIE COUNTY

George M. Fletcher, Erie.

BUCKS COUNTY

Mrs. Mary W. Warren, Bristol.

PHILADELPHIA COUNTY

Joseph N. Cameron, Philadelphia.
Leslie H. Blumenthal, Philadelphia.

ALLEGHENY COUNTY

Miss Amelia F Fisher Pittsburgh.

BUTLER COUNTY

Vincenzo DeMatteis, Butler.

CHESTER COUNTY

Ralph H. Walter, Kennett Square.

MONTGOMERY COUNTY

Miss Margaret A. Hastings, Conshohocken.
Walter S. Kesler, North Hills.

PHILADELPHIA COUNTY

H. F. McKillip, Philadelphia.
E. Bailey Schmus, Philadelphia.

SCHUYLKILL COUNTY

Norman M. Stauffer, Ringtown.

ALLEGHENY COUNTY

L. H. Zonge, Pittsburgh.

BUCKS COUNTY

Edward B. Watson, Doylestown.

SCHUYLKILL COUNTY

Charles E. Alter, Pottsville.
Harry A. Quinter, Schuylkill Haven.

SULLIVAN COUNTY

Harold C. Thomas, Dushore.

WESTMORELAND COUNTY

S. F. Hood, Greensburg.

LYCOMING COUNTY

Jacob S Cranmer, S. Williamsport.

MERCER COUNTY

H. Clay Johnson, Mercer.

PHILADELPHIA COUNTY

Frank L. Schmid, Philadelphia.

ADAMS COUNTY

P. S. Orner, Arendtsville.

ALLEGHENY COUNTY

Miss Grace L. Brown, Braddock.
Miss Ethel I. Gordon, Pittsburgh.

CHESTER COUNTY

Walter D. Carlin, Coatesville.
A. L. Hall, West Chester.

CLARION COUNTY

Mrs. Leona Alexander, Rimersburg.

CRAWFORD COUNTY

Mrs. Mary A. Holder, Meadville.
O. C. Nichols, Titusville.

INDIANA COUNTY

J. Murray Buterbaugh, Indiana.
Miss Eleanor M. Herkert, Indiana.
Miss Clara B. Wherry, Indiana.

McKEAN COUNTY

Miss Belle E. Scheffer, Bradford.

PHILADELPHIA COUNTY

Alfredo Baggiani, Philadelphia.
Harvey C. Douie, Philadelphia.
Miss Margaret E. Geary, Philadelphia.
Sol. N. Golder, Philadelphia.
Mrs. Jeanne P. Hoffman, Philadelphia.
Miss Marian J. McCauley, Philadelphia.

VENANGO COUNTY

Robert L. Grimm, Emlenton.

WASHINGTON COUNTY

Mrs. Anne L. O'Lenic, Donora.

WESTMORELAND COUNTY

Lawrence H. Walthour, Vandergrift.

YORK COUNTY

C. E. Dise, Glen Rock.

MONTGOMERY COUNTY

Warren M. Cornell, Hatboro.

PHILADELPHIA COUNTY

Geo. S. Knieriemen, Philadelphia.
Albert W. Tuttle, Philadelphia.

BEAVER COUNTY

R. W. Snyder, Ambridge.

GEORGE H. EARLE.

PRINTING TWENTY-FIVE HUNDRED ADDITIONAL COPIES OF SENATE BILL NO. 28

Mr. OWLETT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT offered the following resolution which was twice read considered and agreed to:

In the Senate of Pennsylvania, January 22, 1935.

Resolved, That twenty-five hundred additional copies of Senate Bill No. 28, entitled "An act relating to the preparation of a new Constitution of the Commonwealth by convention, and its adoption or rejection by the people, and making an appropriation," be printed for public distribution by the Chief Clerk of the Senate.

RECESS

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess until four o'clock P. M.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations reported the following nominations made by His Excellency, the Governor of the Commonwealth:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LUZERNE COUNTY

Chas. W. Dana, Wilkes-Barre.

INDIANA COUNTY

J. W. Wilson, Indiana.

ALLEGHENY COUNTY

Robert A. Scott, Pittsburgh.

WESTMORELAND COUNTY

Rabe F. Marsh, Greensburg.

CARBON COUNTY

M. A. Bonacci, Tresckow.

WESTMORELAND COUNTY

J. S. Cook, Scottdale.

WYOMING COUNTY

Leo N. Reynolds, Nicholson.

PHILADELPHIA COUNTY

John J. Guerin, Philadelphia.

CUMBERLAND COUNTY

D. N .Powell, Shippensburg.

BLAIR COUNTY

John M. Snyder, Hollidaysburg.

CARBON COUNTY

William D. McCay, Junedale.

LANCASTER COUNTY

H. R. Bassler, Lancaster.

WYOMING COUNTY

A. G. Davis, Factoryville.

CARBON COUNTY

Miss Nellie S. Seaboldt, Lehighton.

DAUPHIN COUNTY

Charles S. Kilmer, Harrisburg.

ELK COUNTY

Carl A. Fay, Ridgeway.

LAWRENCE COUNTY

J. Clyder Gilfillan, New Castle.

PHILADELPHIA COUNTY

Louis dePui Vail, Philadelphia.

ALLEGHENY COUNTY

Miss Eleanor M. Ferguson, Pittsburgh.
William Binder, Philadelphia.

DAUPHIN COUNTY

Louis J. Cleary, Harrisburg.
Paul J. Landis, Harrisburg.

HUNTINGDON COUNTY

Miss Ida E. Saltsman, Huntingdon.

LEHIGH COUNTY

Mrs. Anna C. Brenner, Allentown.

PHILADELPHIA COUNTY

Paul E. Blouch, Philadelphia.
Fred J. Matkov, Philadelphia.

WASHINGTON COUNTY

Miss Bessie B. Moore, Washington.

McKEAN COUNTY

Miss Minnie Crisman, Bradford.

PHILADELPHIA COUNTY

John J. Woods, Jr., Philadelphia.

LUZERNE COUNTY

Miss Jessie L. Sargent, Wilkes-Barre.

PHILADELPHIA COUNTY

Samuel Serody, Philadelphia.

WESTMORELAND COUNTY

John G. Gaut, Greensburg.

ARMSTRONG COUNTY

Miss Violet M. Sproull, Leechburg.

LEHIGH COUNTY

James W. Wood, Allentown.

ALLEGHENY COUNTY

Miss Sue B. Fritz, Pittsburgh.
Wm. E. Hague, Pittsburgh.
Miss Catherirne F. King, Pittsburgh.

BUTLER COUNTY

Howard I. Painter, Butler.

CARBON COUNTY

Howard Seaboldt, Lehighton.

DAUPHIN COUNTY

Spiridion Furcich, Steelton.
Ralph E. Steever, Harrisburg.

LEHIGH COUNTY

H. A. Schantz, Allentown.

LUZERNE COUNTY

Alfred E. Chapin, Nanticoke.

MONTGOMERY COUNTY

Jesse H. Hall, Bryn Mawr.

PHILADELPHIA COUNTY

Albert G. Krull, Philadelphia.
Charles B. Rosa, Philadelphia.
Robert F. Toole, Philadelphia.

SCHUYLKILL COUNTY

Frank L. Brown, Auburn.

PHILADELPHIA COUNTY

Miss Mattie C. Griffith, Philadelphia.

CAMBRIA COUNTY

Miss Helen Horn, Johnstown.

ALLEGHENY COUNTY

Robert S. Beatty, Pittsburgh.
John H. Seiferth, Pittsburgh.

BUTLER COUNTY

Thomas H. Greer, Jr., Butler.

CAMBRIA COUNTY

Miss Olga M. Pfister, Johnstown.

DAUPHIN COUNTY

Roy A. Zeiders, Harrisburg.

GREENE COUNTY

Mrs. Laura Gordon, Waynesburg.

LAWRENCE COUNTY

George W. Muse, New Castle.

LEHIGH COUNTY

Miss Phebe S. Dinkey, Allentown.

PHILADELPHIA COUNTY

Mrs. Emma E. Deiss, Philadelphia.
Clifford H. Gibson, Philadelphia.
Robt. Jack, Jr., Philadelphia.
T. Joseph Lehan, Philadelphia.
J. Franklin Lippincott, Philadelphia.
H. W. Voelcker, Philadelphia.
G. H. Zacherle, Philadelphia.

SOMERSET COUNTY

W. M. G. Day, Rockwood.

ADAMS COUNTY

Mrs. Esther M. Sheely, New Oxford.

BUTLER COUNTY

Floyd V. Pinkerton, Mars.

DELAWARE COUNTY

M. J. Grady, Collingdale.

LACKAWANNA COUNTY

Harold H. White, Scranton.

LANCASTER COUNTY

Donald A. Snyder, Lancaster.

MONTGOMERY COUNTY

Mrs. Alice C. Ruth, Pottstown.

PHILADELPHIA COUNTY

H. G. Anson, Philadelphia.
Raymond McDevitt, Philadelphia.
Harry C. White, Philadelphia.
Mrs. Mary E. Winters, Philadelphia.

WASHINGTON COUNTY

C. E. Wonsettler, Scenery Hill.

ADAMS COUNTY

Miss Martha C. Dickson, Gettysburg.

ALLEGHENY COUNTY

Miss Belle A. Buchan, Pittsburgh.
W. K. Egan, Pittsburgh.
L. W. Long, Pittsburgh.
Millard F. L. Stewart, Pittsburgh.
Clem J. Wandrisco, Pittsburgh.

FRANKLIN COUNTY

Mrs. Pearl Hunter, Waynesboro.

LACKAWANNA COUNTY

Fred A. Hughes, Scranton.

LUZERNE COUNTY

William T. Howells, Jeddo.

MONTGOMERY COUNTY

W. W. Deissler, Jenkintown.

NORTHAMPTON COUNTY

C. H. Weidner, Jr., Bethlehem.

NORTHUMBERLAND COUNTY

Joseph A. Palumbo, Mount Carmel.

PHILADELPHIA COUNTY

E. Robert Balderson, Philadelphia.
Warren B. Borneman, Philadelphia.
T. C. Brown, Philadelphia.
Wm. Fred Dreisbach, Philadelphia.
Miss Rebecca Kantor, Philadelphia.
Miss Anna M. Keohane, Philadelphia.
Miss Mary W. Rapp, Philadelphia.
Harvey B. Smith, Philadelphia.
Mrs. Margaret A. Smith, Philadelphia.
C. H. Zimmerling, Jr., Philadelphia.

VENANGO COUNTY

W. J. Scott, Oil City.

LANCASTER COUNTY

I. C. Arnold, Lancaster.

ALLEGHENY COUNTY

Fred J. Pauls, Pittsburgh.

LACKAWANNA COUNTY

Miss Hazel E. Ash, Clarks Summit.

YORK COUNTY

Ross B. Bigler, York.

GEORGE H. EARLE.

January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Miss Helene Nathanson, Philadelphia.

ERIE COUNTY

Miss E. E. McNamara, Erie.

PHILADELPHIA COUNTY

Miss Regina M. Eppley, Philadelphia.

WASHINGTON COUNTY

Miss Irene Mansfield, Washington.

CARBON COUNTY

Ira E. Seidle, Lehighton.

PHILADELPHIA COUNTY

Charles Halpern, Philadelphia.

LANCASTER COUNTY

Christian E. Charles, Lancaster.

ALLEGHENY COUNTY

James P. Colvin, Pittsburgh.

PHILADELPHIA COUNTY

Miss Mary E. Logan, Philadelphia.
Charles Myers, Philadelphia.
Roy C. Thomas, Philadelphia.
Paul Kosiak, Philadelphia.

ALLEGHENY COUNTY

John McKelvie, Pittsburgh.

CAMBRIA COUNTY

Miss Ella M. Flanagan, Johnstown.

INDIANA COUNTY

H. H. Hamill, Plumville.

MONTGOMERY COUNTY

John F. Stamm, Pottstown.

ALLEGHENY COUNTY

Charles Miller, Philadelphia.
Edward W. Stewart, Philadelphia.

ALLEGHENY COUNTY

George N. Chartofillis, Pittsburgh.

FAYETTE COUNTY

Mrs. Velma K. Hudoc, Uniontown.

LANCASTER COUNTY

Miss Caroline T. Imhoff, Lancaster.

PHILADELPHIA COUNTY

Prospero De Lizza, Philadelphia.

ALLEGHENY COUNTY

Miss Mildred P. Butler, Pittsburgh.
Miss Larue V. Singleton, Pittsburgh.
W. J. Snodgrass, Pittsburgh.
Miss Sara H. Wiggins, Pittsburgh.

LEHIGH COUNTY

Miss Caroline S. Miller, Allentown.

MONTGOMERY COUNTY

Mrs. Irene J. Kirsch, Bala Cynwyd.

PHILADELPHIA COUNTY

Mrs. Marie E. Brucker, Philadelphia.
Miss Marie R. Frazen, Philadelphia.
Miss Birdie M. Pyle, Philadelphia.
Miss Amelia H. Syren, Philadelphia.

ALLEGHENY COUNTY

J. C. Septer, Tarentum.

GEORGE H. EARLE

January 22, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

L. M. Boden, Phika Bldg., Pittsburgh.
Miss A. S. Harrold, Benedum Trees Bldg., Pittsburgh.
Miss A. C. McDonald, 2519 Grant Bldg., Pittsburgh.

BEAVER COUNTY

Mrs. Freda E. Bentley, Beaver Falls.
Mrs. Viola D. Coene, New Brighton.

BLAIR COUNTY

Edward Holt, Altoona.
Homer I. Smith, Altoona.
Miss Gwendolyn Story, Altoona.

DAUPHIN COUNTY

Edward M. Winters, Harrisburg.

DELAWARE COUNTY

William H. Tricker, Media.

ERIE COUNTY

Raymond P. Leemhuis, Erie.

LEHIGH COUNTY

Mrs. Marian A. Wilkinson, Allentown.

LUZERNE COUNTY

Miss Elizabeth McBride, Hazleton.

MIFFLIN COUNTY

J. Myron Yoder, McVeytown.

NORTHUMBERLAND COUNTY

P. H. Tye, Mt. Carmel.

PHILADELPHIA COUNTY

Lewis Cohen, S. E. Cor. 66th & Lawnton St., Philadelphia.
Miss Grace A. Donovan, Lincoln Liberty Bldg., Phila.
Paul K. Kolsun, 1807 S. 23rd St., Philadelphia.
Miss Rose E. McCarthy, 5125 Market St., Philadelphia.
Robert H. Morrow, 1328 Chestnut St., Philadelphia.
W. N. Patrick, Room 213 City Hall, Philadelphia.
John A. Wilson, 1227 N. Broad St., Philadelphia.
Roland G. C. Young, 6228 Woodland Ave., Philadelphia.

VENANGO COUNTY

Dean B. Stewart, Oil iCty.

WASHINGTON COUNTY

Miss Helene Aber, Washington.

WESTMORELAND COUNTY

Miss Mary Love Johnston, Bolivar.

WYOMING COUNTY

Miss Gladys E. Herrick, Tunkhannock.

GEORGE H. EARLE.

January 21, 1935.

To the Honorable the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of fur years to compute from the date of confirmation:

ALLEGHENY COUNTY

Mrs. Burhnetta W. Nicholson, 121 University Place, Pgh.
Mrs. Bertha M. Smith, 424 Frick Bldg., Pittsburgh.

FRANKLIN COUNTY

I. L. Shenefelt, Chambersburg.

LUZERNE COUNTY

Miss Louise Barrow, Hazleton.

PHILADELPHIA COUNTY

Miss Susan G. Beatty, 1505 Race St., Philadelphia.
Mrs. Kathryn S. Glenn, 801 Market St., Philadelphia.
Miss Lucy Padula, 2200 Washington Ave., Philadelphia.

WESTMORELAND COUNTY

Chauncey W. Perry, Irwin.

GEORGE H. EARLE.

January 22, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

YORK COUNTY

William F. Fry, York.

CLEARFIELD COUNTY

H. A. Moore, DuBois.

WESTMORELAND COUNTY

Wm. W. Bortz, Greensburg.

LANCASTER COUNTY

Mrs. Bessie A. Neel, Lancaster.

PHILADELPHIA COUNTY

John P. Carey, Philadelphia.

VENANGO COUNTY

E. S. McAlevy, Oil City.

LAWRENCE COUNTY

William C. McKeown, New Castle.

CHESTER COUNTY

Chauncy B. Hatfield, Coatesville.

LACKAWANNA COUNTY

Elmer A. Dix, Scranton.

WESTMORELAND COUNTY

John W. Steiner, Smithton.

PHILADELPHIA COUNTY

Albert H. Weller, Philadelphia.
Miss N. M. O'Neill, Philadelphia.

ALLEGHENY COUNTY

Albert W. Ott, Pittsburgh.
Garnet R. Speer, Pittsburgh.

COLUMBIA COUNTY

Ralph R. John, Bloomsburg.

LANCASTER COUNTY

C. A. Straley, Maytown.

LUZERNE COUNTY

Valentine Shipkowski, Nanticoke.

MONTGOMERY COUNTY

Miss Louise H. Kain, Ardmore.

WASHINGTON COUNTY

Geo. W. Risbeck, Charleroi.

YORK COUNTY

Lewis W. Blackford, Dillsburg.

BRADFORD COUNTY

Miss Harriet L. Doll, Canton.

ERIE COUNTY

George M. Fletcher, Erie.

BUCKS COUNTY

Mrs. Mary W. Warren, Bristol.

PHILADELPHIA COUNTY

Joseph N. Cameron, Philadelphia.
Leslie H. Blumenthal, Philadelphia.

ALLEGHENY COUNTY

Miss Amelia F. Fisher, Pittsburgh.

BUTLER COUNTY

Vincenzo DeMatteis, Butler.

CHESTER COUNTY

Ralph H. Walter, Kennett Square.

MONTGOMERY COUNTY

Miss Margaret A. Hastings, Conshohocken.
Walter S. Kesler, North Hills.

PHILADELPHIA COUNTY

H. F. McKillip, Philadelphia.
E. Bailey Schmus, Philadelphia.

SCHUYLKILL COUNTY

Norman M. Stauffer, Ringtown.

ALLEGHENY COUNTY

L. H. Zonge, Pittsburgh.

BUCKS COUNTY

Edward B. Watson, Doylestown.

SCHUYLKILL COUNTY

Charles E. Alter, Pottsville.
Harry A. Quinter, Schuylkill Haven.

SULLIVAN COUNTY

Harold C. Thomas, Dushore.

WESTMORELAND COUNTY

S. F. Hood, Greensburg.

LYCOMING COUNTY

Jacob S. Cranmer, S. Williamsport.

MERCER COUNTY

H. Clay Johnson, Mercer.

PHILADELPHIA COUNTY

Frank L. Schmid, Philadelphia.

ADAMS COUNTY

P. S. Orner, Arendtsville.

ALLEGHENY COUNTY

Miss Grace L. Brown, Braddock.
Miss Ethel I. Gordon, Pittsburgh.

CHESTER COUNTY

Walter D. Carlin, Coatesville.
A. L. Hall, West Chester.

CLARION COUNTY

Mrs. Leona Alexander, Rimersburg.

CRAWFORD COUNTY

Mrs. Mary A. Holder, Meadville.
O. C. Nichols, Titusville.

INDIANA COUNTY

J. Murray Buterbaugh, Indiana.
Miss Eleanor M. Herkert, Indiana.
Miss Clara B. Wherry, Indiana.

McKEAN COUNTY

Miss Belle E. Scheffer, Bradford.

PHILADELPHIA COUNTY

Alfredo Baggiani, Philadelphia.
Harvey C. Douie, Philadelphia.
Miss Margaret E. Geary, Philadelphia.
Sol N. Golder, Philadelphia.
Mrs. Jeanne P. Hoffman, Philadelphia.
Miss Marian J. McCauley, Philadelphia.

VENANGO COUNTY

Robert L. Grimm, Emlenton.

WASHINGTON COUNTY

Mrs. Anne L. O'Lenic, Donora.

WESTMORELAND COUNTY

Lawrence H. Walthour, Vandergrift.

YORK COUNTY

C. E. Dise, Glen Rock.

MONTGOMERY COUNTY

Warren M. Cornell, Hatboro.

PHILADELPHIA COUNTY

Geo. S. Knieriemen, Philadelphia.
Albert W. Tuttle, Philadelphia.

BEAVER COUNTY

R. W. Snyder, Ambridge.

GEORGE H. EARLE.

January 22, 1935.

To the Honorable the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

George F. Fitch, 602 Park Building, Pittsburgh.

BERKS COUNTY

Arthur L. Hauer, Reading.

CHESTER COUNTY

Samuel H. Hofmann, Coatesville.
Mrs. Annie Kalber, Parkesburg.
Richard D. Scattergood, West Chester.

ERIE COUNTY

John L. Hanley, Erie.

LANCASTER COUNTY

Miss A. Marie Harnish, Lancaster.

MONTGOMERY COUNTY

J. Herbert Weber, Norristown.

PHILADELPHIA COUNTY

Edward N. Legg, Philadelphia, Crozer Building.
Miss Mabel S. Ogden, Philadelphia, Real Estate Trust Bld'g.
Herbert U. Porter, Philadelphia, Torresdale Avenue.

YORK COUNTY

Mrs. Marion B. Reinecker, York.

GEORGE H. EARLE.

January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LACKAWANNA COUNTY

Thomas A. Donohoe, Scranton.
Samuel L. Green, Philadelphia.
Edwin A. Kramer, Philadelphia.

ALLEGHENY COUNTY

Charles A. Woods, Pittsburgh.

CAMBRIA COUNTY

J. V. Maucher, Carrolltown.

LEHIGH COUNTY

Harry F. Smith, Allentown.

LUZERNE COUNTY

Miss Gertrude C. Schwab, Ashley.

PHILADELPHIA COUNTY

George Hutton, Philadelphia.

ALLEGHENY COUNTY

E. C. Donaghy, Pittsburgh.

WESTMORELAND COUNTY

N. Halyama, New Kensington.

ALLEGHENY COUNTY

M. Paul McBride, Rankin.

DELAWARE COUNTY

Henry C. Hunter, Wayne.

PHILADELPHIA COUNTY

James G. Herd, Philadelphia.

CENTRE COUNTY

Mrs. Marion D. McAlarney, Bellefonte.

ALLEGHENY COUNTY

Mrs. Edna S. Hartman, Pittsburgh.

NORTHAMPTON COUNTY

Miss Della M. Frankenfield, Bethlehem.

PHILADELPHIA COUNTY

Miss M. Edna Hurst, Philadelphia.

ALLEGHENY COUNTY

Mrs. J. B. Murphy, Pittsburgh.

CAMBRIA COUNTY

Miss Gertrude E. Brady, Ebensburg.

PHILADELPHIA COUNTY

Francis O. Fetter, Philadelphia.
C. A. Hutton, Philadelphia.
Henry Ludwig, Philadelphia.
H. B. Randall, Philadelphia.
Miss M. Wiggins, Philadelphia.

SOMERSET COUNTY

D. Guy Floto, Meyersdale.

PHILADELPHIA COUNTY

Miss Eleanor E. Ellis, Philadelphia.
Elbert Williimson, Philadelphia.

ALLEGHENY COUNTY

Harold L. Boone, Pittsburgh.
J. Leonard Cook, Wilkinsburg.
L. J. Dean, E. Pittsburgh.
Redmons J. Grace, Pittsburgh.
A. J. Pentecost, III, Pittsburgh.

BEAVER COUNTY

C. A. Bianchi, Ambridge.

BUTLER COUNTY

A. R. Burns, Butler.

LANCASTER COUNTY

J. Herbert Evans, New Holland.

PHILADELPHIA COUNTY

Harry Cohen, Philadelphia.
Miss Emma L. Cox, Philadelphia.
Miss Mary E. Douglass, Philadelphia.
Frank Giacobbo, Philadelphia.
Miss Catharine M. Higgins, Philadelphia.
Francis P. Kelly, Philadelphia.
Robert V. Myers, Jr., Philadelphia.
Miss Ida H. Oetter, Philadelphia.
Edw. H. White, Jr., Philadelphia.
Joseph D. Platt, Philadelphia.
Mrs. Katharine Flick, Philadelphia.
Elmer F. Rice, Philadelphia.

BUTLER COUNTY

W. R. Colbert, Butler.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the foregoing nominations,

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Sones,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. ROBERTS. Mr. President, I move that the Executive Session do now rise.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGES

RESOLUTION RELATIVE TO ADJOURNMENT OF TAX SALES

The Clerk of the House of Representatives being introduced presented extract from the Journal of the House of Representatives, which was twice read, as follows:

In the House of Representatives, January 21, 1935.

Whereas, Under existing law the county treasurers of the various counties will be required to hold tax sales of returned seated lands during the month of February one thousand nine hundred thirty-five

Whereas, When the act which fixed said time as the latest date to which tax sales could be adjourned was adopted the General Assembly presumed that the effects of the economic depression would be spent and the necessity for further adjournment no longer urgent and

Whereas, It appears that sufficient time may not remain to enact suitable legislation before said date fixed for said tax sales to authorize further adjournment therefore be it Resolved, (if the Senate concur) That the General Assembly hereby authorizes the county treasurers of the various counties of this Commonwealth if the county commissioners and the court of common pleas of such counties consent thereto to further adjourn any tax sale which under existing law is required to be held during the month of February one thousand nine hundred thirty-five and the General Assembly hereby declares its purpose forthwith to enact suitable legislation to validate any such adjournment of a tax and to provide by law for the holding of such adjourned tax sales at a future date saving the lien of all taxes assessed against real estate which was to be sold at such sales

Mr. BUCKMAN. Mr. President. This is an exact counterpart of the resolution presented to the Senate by the Senator from Blair County, Mr. Mallery, and referred to the Committee on General Judiciary. That Committee met today and decided to return the Resolution to the Senate with affirmative recommendation. In order to save time, and in view of the necessity that immediate action be taken, I ask the unanimous consent of the Senate to suspend Rule No. 39, which requires concurrent resolutions to be referred to an appropriate Committee, be suspended, and that the Senate proceed to immediate consideration of the Resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question.

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

RESOLUTION RELATIVE TO CELEBRATING BIRTHDAY OF PRESIDENT ROOSEVELT

He also informed the Senate that the House has concurred in amendment made by the Senate to House resolution providing for the celebration of the birthday of President Roosevelt.

The PRESIDENT. On behalf of the President Pro Tempore the Chair announces, as the committee on the part of the Senate, the Senator from Philadelphia, Mr. Woodward, the Senator from Lycoming, Mr. Sones, and the Senator from Northampton, Mr. Roberts.

APPOINTMENT BY THE PRESIDENT

The PRESIDENT: The Chair announces the following appointment:

PAGE

Robert G. Sherrick, 1755 Market Street, Harrisburg, Dauphin County.

RECESS

Mr. HOWELL. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. THOMPSON (Westmoreland). Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. THOMPSON (Westmoreland), from the Committee on County Government, reported as committed, amended, Senate Bill No. 20, entitled:

An Act adjourning county treasurers' sales of seated and unseated lands in counties of the third class to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six, until the time fixed by law for such sales in the year one thousand nine hundred and thirty-seven or any later date to which such sales may be adjourned; and suspending existing laws.

MOTION TO READ BILLS THE FIRST TIME

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 20, just reported from committee, be read the first time.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 20, entitled:

An Act adjourning county treasurers' sales of seated and unseated lands in counties of the third class to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six, until the time fixed by law for such sales in the year one thousand nine hundred and thirty-seven or any later date to which such sales may be adjourned and suspending existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation, the following nominations by His Excellency, the Governor of the Commonwealth:

NOMINATIONS BY THE GOVERNOR

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

MONTGOMERY COUNTY

Mrs. Elizabeth M. Watt, Ardmore.

PHILADELPHIA COUNTY

Miss B. D. Gross, Philadelphia.
Miss Kathryn A. Summers, Philadelphia.

BERKS COUNTY

John H. Sponagle, Birdsboro.
Cameron E. Strauss, Reading.

WESTMORELAND COUNTY

S. C. Stevenson, Mt. Pleasant.

LEHIGH COUNTY

Norman C. Laudenslager, Emaus.

PHILADELPHIA COUNTY

Miss Stella Irwin, Philadelphia.
Miss Dora E. Kurtz, Philadelphia.

DAUPHIN COUNTY

W. Stewart Taylor, Harrisburg.

LYCOMING COUNTY

E. W. Cole, Williamsport.

ALLEGHENY COUNTY

A. A. Donofrio, Pittsburgh.

MIFFLIN COUNTY

Miss Margaret Strunk, Lewistown.

PHILADELPHIA COUNTY

John Deisher, Philadelphia.

WAYNE COUNTY

N. C. Farnham, Honesdale.

PHILADELPHIA COUNTY

Henry Emory Schwartz Philadelphia.

ERIE COUNTY

C. C. Strickland, Erie.

JUNIATA COUNTY

W. H. Zeiders, Mifflintown.

PHILADELPHIA COUNTY

Robert Walker, Jr., Philadelphia.
Jay V. Hare, Philadelphia.

ALLEGHENY COUNTY

Percy A. English, Pittsburgh.

LACKAWANNA COUNTY

Walter H. Cooper, Scranton.

MIFFLIN COUNTY

James F. Morgan, Lewistown.

PHILADELPHIA COUNTY

Hyman Rabinowitz, Philadelphia.

ERIE COUNTY

Harvey L. Walter, Fairview.

LUZERNE COUNTY

Russell A. Houser, Wilkes Barre.

MIFFLIN COUNTY

Miss Margaret P. Ulsh, Lewistown.

PHILADELPHIA COUNTY

Joseph Barber, Philadelphia.
Isadore Feinstein, Philadelphia.
Miss Mary A. Kilgarif, Philadelphia.
Miss Ethel Rich, Philadelphia.

ALLEGHENY COUNTY

Miss Emma Schwerin, Pittsburgh.

DAUPHIN COUNTY

Harry D. Dando, Wiconisco.

ERIE COUNTY

Albert O. Chapin, Erie.
Harry J. Krasneski, Erie.

INDIANA COUNTY

Kenneth R. Orr, Indiana.

PHILADELPHIA COUNTY

Wallace G. Hinkle Philadelphia.
Miss Anne M. Kennedy, Philadelphia.
William R. MacDonald, Philadelphia.
William Radbill, Philadelphia.
Miss E. Jane Sheck, Philadelphia.
J. Russell Winder, Philadelphia.

WARREN COUNTY

Miss Hazel N. Druggan, Tidioute.

ALLEGHENY COUNTY

E. A. Meyer, Pittsburgh.

PHILADELPHIA COUNTY

Samuel Zinman, Philadelphia.

ERIE COUNTY

Miss Esther H. Highmeyer, Erie.
Miss C. A. Masten, Erie.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 15, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Charles J. Kirk, Kittanning.

BERKS COUNTY

Miss Josephine Hartman, Reading.
Miss Dorothy V. Specht, Reading.

DAUPHIN COUNTY

George H. Gruber, Harrisburg.

MERCER COUNTY

Thos. McClain, Jr., Mercer.

PHILADELPHIA COUNTY

David F. Hummelbaugh, 1313 Walnut St., Philadelphia.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Roberts,
Batchelor,	Harris,	Miller,	Rodgers,
Baumer,	Harvey,	Norton,	Rupp,
Bennett,	Homsher,	Owlett,	Salus,
Boyd,	Howell,	Pierson,	Shapiro,
Buckman,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Thompson,
Chapman,	Kahle,	Rankin,	(Centre)
Clark,	Lanius,	Reed,	Thompson,
Coyne,	Law,	(Dauphin)	(Westmoreland)
Daly,	Mallery,	Reed,	Trainer,
Frey,	McCreesh,	(Washington)	Woodward,
Gelder,	McClure,	Rice,	Ziesenheim,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HARRIS. Mr. President, I move that the Executive session do now rise.

Mr. BAUMER. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. BATCHELOR. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. If their objection? The Chair hears none.

Mr. BATCHELOR read in his place and presented to the Chair Senate Bill No. 102, entitled:

An Act authorizing the Department of Highways to pay damages heretofore occasioned as a result of the destruction of private property by fire; and making an appropriation therefore.

Which was committed to the Committee on Appropriations.

Mr. MILLER. Mr. President, I ask unanimous consent to read bills in place at this time.

The PRESIDENT. If their objection? The Chair hears none.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 103, entitled:

An Act to amend section four hundred and thirty-one of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," making the payment provided for in said section mandatory.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair Senate Bill No. 104, entitled:

An Act making an appropriation to the Flagship Niagara Commission.

Which was committed to the Committee on Appropriations.

ADJOURNMENT

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn.

Mr. RANKIN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:52 P. M. until nine o'clock Monday evening, January 28, 1935.

HOUSE OF REPRESENTATIVES

TUESDAY, January 22, 1935.

The House met at 11:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Frank W. Ruth, a member of the House offered the following prayer:

Almighty God, our heavenly Father, we come to Thee this morning. We offer Thee our heartfelt thanks for the care and the guidance and the protection of the night past. We pray for Thy benediction upon us this day, as we gather again to labor in the name of the people of this great Commonwealth. We pray that Thy Holy Spirit will guide us to do and say those things which shall be an honor and glory to Thee and which shall bring really and truly to the people of our State the things that they de-

sire. We ask the Father to guide each one of us that we may feel we are called to do important work, that there are many other things that can wait until we have accomplished this task. We pray that Thou will bless each one of us in the deliberations of this day, that in all things we may have charity and love for one another. In the Master's name, Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Cannon, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WITKIN. HOUSE BILL No. 148.

An Act empowering the Council of any city of the first class and the Board of Public Education of any school district of the first class, to impose penalties and interest for delayed payment of city and school taxes of such city and district, and to make allowances for prompt payment thereof; also empowering such Council and school district to regulate or abate, in whole or in part, interest and penalties, which have accrued or may accrue on such taxes; and repealing inconsistent legislation.

Referred to the Committee on Municipal Corporations.

By Mr. GATES. HOUSE BILL No. 149.

An Act abolishing taxes on real estate for school purposes, except such as may be necessary to pay interest and sinking fund charges on funded debt.

Referred to the Committee on Education.

By Mr. TAHL. HOUSE BILL No. 150.

An Act denying the right to record deeds and other instruments conveying or transferring real estate where delinquent taxes or water rents are due on such real estate.

Referred to the Committee on Judiciary General.

By Mr. FURMAN. HOUSE BILL No. 151.

An Act authorizing the abatement of certain tax penalties and interest on county, city, borough, town, township, poor and school taxes.

Referred to the Committee on Municipal Corporations.

By Mr. SIMON. HOUSE BILL No. 152.

An Act making an appropriation to the Lock Haven Hospital, Lock Haven, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SIMON. HOUSE BILL No. 153.

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

Referred to Committee on Constitutional Amendments.

By Mr. SIMON. HOUSE BILL No. 154.

An Act making an appropriation to the Renovo Hospital, Renovo, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. FURMAN. HOUSE BILL No. 155.

An Act to further amend clause (d) of section three hundred and six of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder," by providing for the payment of compensation for the first week after disability in certain cases.

Referred to Committee on Judiciary Special.

By Mr. WELLIVER. HOUSE BILL No. 156.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Luzerne.

Referred to the Committee on Highways.

By Mr. HARRY N. BOYD. HOUSE BILL No. 157.

An Act to amend section one hundred eighty-seven and one-tenth as added to the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by abolishing real estate deputy sheriffs in counties of the third class.

Referred to the Committee on Counties.

By Mr. HARRY N. BOYD. HOUSE BILL No. 158.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions, limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Westmoreland.

Referred to Committee on Highways.

By Mr. HARRY N. BOYD. HOUSE BILL No. 159.

An Act relating to local taxation; establishing a centralized system in counties of the third class for the collection of all county, borough, town, township and certain school and poor taxes through the county treasurer as county tax collector; defining the powers and duties of the county tax collector and of counties, boroughs, towns, townships and school and poor districts; regulating tax levies; permitting cities of the third class and school districts and poor districts coextensive with or located wholly within such cities to accept the provisions of this act and become subject thereto; and abolishing the office of county, borough, town township, school and poor district tax collector upon the expiration of existing terms.

Referred to Committee on Municipal Corporations.

By Mr. HARRY N. BOYD. HOUSE BILL No. 160.

An Act to amend route 64164 of section sixty-five of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act." by extending said route in Westmoreland County.

Referred to the Committee on Highways.

By Mr. SHREINER. HOUSE BILL No. 161.

An Act relating to and regulating outwork; requiring persons, copartnerships, associations and corporations sending out industrial work to be performed in homes, dwellings, apartments and other places of residence, to secure permits from the Department of Labor and Industry; empowering the Industrial Board to adopt rules and regulations relating thereto and to prohibit certain outwork; providing for appeals; and prescribing penalties.

Referred to the Committee on Labor.

By Mr. HARRY N. BOYD. HOUSE BILL No. 162.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-one (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth." by adding thereto route 64164 in Hunders Borough, Westmoreland County.

Referred to the Committee on Highways.

By Mr. KELSO. HOUSE BILL No. 163.

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law, but where there was no fraud, corruption, dishonesty, or conspiracy to violate the law; and exonerating school directors from surcharge in such cases.

Referred to the Committee on Education.

By Mr. SCHROPE. HOUSE BILL No. 164.

An Act to amend section seven hundred and eighteen of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, permitting dogs to be trained on Sunday during the training season.

Referred to Committee on Game.

By Mr. HARMUTH. HOUSE BILL No. 165.

An Act establishing a State Emergency Public Works Commission, prescribing and defining its powers and duties, including the power to prepare an emergency program of construction projects for the immediate creation of employment with the assistance of the various State agencies having charge of the construction of public works and the various duly constituted official planning agencies or citizen-constituted planning bodies which have developed general plan studies to devise and recommend for adoption by local and State governments, drift of legislation establishing properly staffed and empowered official planning bodies to study and recommend in general terms such types of legislation as will encourage or effect such needed reforms of financial and taxing procedure as are particularly related to the execution of public works and which will also result in the establishment of long-term programs of public works, construction and expenditure; providing for the terms, salaries and compensation of the members of the State Board, its officers and employes, and making an appropriation for its work.

Referred to Committee on State Government.

By Mr. WASSERMAN. HOUSE BILL No. 166.

An Act to amend section one of the act approved the nineteenth day of May, one thousand eight hundred and eighty-seven (P. L. 130), entitled "An act to provide civil rights for all people, regardless of race or color," amplifying and extending the provisions of said act and increasing the penalties for violation thereof.

Referred to the Committee on Judiciary Local.

By Mr. WEIDEMANN. HOUSE BILL No. 167.

An Act to amend section three hundred and five of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith;" providing for the election of solicitors by the school directors and school districts; and defining their powers and duties.

Referred to the Committee on Education.

By Mr. WEIDEMANN. HOUSE BILL No. 168.

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain tax liens, where more than five years have elapsed since said liens were filed, and to reduce such liens to judgment; and providing for the revival and collection of such judgments.

Referred to the Committee on Boroughs and Townships.

By Mr. WEIDEMANN. HOUSE BILL No. 169.

An Act to validate certain proceedings for municipal improvements, municipal assessments, municipal claims, and municipal liens, in the several cities of the third class, boroughs, and townships of the first class of this Commonwealth, and validating such improvements, assessments, claims, and liens; providing for the filing of claims and liens therefor, and the proceedings for the collection of such assessments, claims, and liens.

Referred to the Committee on Municipal Corporations.

By Mr. WEIDEMANN. HOUSE BILL No. 170.

An Act authorizing townships of the first class to fund floating indebtedness orders, or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

Referred to the Committee on Boroughs and Townships.

By Mr. WEIDEMANN. HOUSE BILL No. 171.

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

Referred to the Committee on Boroughs and Townships.

By Mr. HARRY N. BOYD. HOUSE BILL No. 172.

An Act making it unlawful for any employer to attempt to influence the vote of any employe by in and way accompanying the payment of his wages with political advertisements, and providing a penalty.

Referred to the Committee on Elections.

By Mr. DENT. HOUSE BILL No. 173.

An Act permitting, licensing, regulating and controlling horse racing and betting and wagering on such races; creating the office of State Racing Commissioner in the Department of Agriculture, with jurisdiction over the same; defining the powers and duties of the State Racing Commissioner; imposing certain State taxes; providing for prizes to encourage horse breeding; providing penalties; and making an appropriation.

Referred to the Committee on Ways and Means.

By Mr. DENT. HOUSE BILL No. 174.

A Joint Resolution proposing an amendment to article nine, section fifteen, of the Constitution of the Commonwealth of Pennsylvania, and adding thereto section sixteen to said article.

Referred to the Committee on Constitutional Amendments.

Br. Mr. STEVENS. HOUSE BILL No. 175.

An Act making an appropriation to the Latrobe Hospital, Latrobe, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. STEVENS. HOUSE BILL No. 176.

An Act making an appropriation to the Henry Clay Frick Memorial Hospital, at Mount Pleasant, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. WELSH. HOUSE BILL No. 177.

An Act invoking the police power of this Commonwealth; staying all proceedings to sell real property on mortgage foreclosures for the period of two years.

Referred to Committee on Judiciary General.

By Mr. COHEN. HOUSE BILL No. 178.

An Act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products, conferring powers and imposing duties on the Secretary of Health, the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

Referred to Committee on Agriculture.

By Mr. JOHN E. BROWN. HOUSE BILL No. 179.

An Act to repeal section eight of the act approved the ninth day of June, one thousand nine hundred and thirty-one (P. L. 401), entitled "An act to amend the act, approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred and seventy-eight), entitled 'An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto,' by further regulating the affairs of such counties; imposing penalties for certain violations of said act, as amended; and repealing certain existing laws."

Referred to Committee on Counties.

By Mr. JOHN E. BROWN. HOUSE BILL No. 180.

An Act to provide for wash rooms in connection with certain employments, to protect the health of employes and secure their comfort.

Referred to Committee on Public Health and Sanitation.

By Messrs. HERMANSEN and McHENRY. HOUSE BILL No. 181.

An Act to amend section two hundred and twenty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth as amended, permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line."

Referred to Committee on Fisheries.

By Mr. SCHWARTZ. HOUSE BILL No. 182.

An Act exempting household goods, furniture and wearing apparel from execution and sale under a bond accompanying a mortgage.

Referred to the Committee on Judiciary General.

By Mrs. WILSON. HOUSE BILL No. 183.

A Joint Resolution proposing an amendment to section eighteen, article three, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mrs. WILSON. HOUSE BILL No. 184.

A Joint Resolution proposing an amendment to section seven, article nine, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendment.

By Mr. HABBYSHAW. HOUSE BILL No. 185.

An Act requiring a candidate for State and local offices who has received the nomination of more than one party for the same office to certify for which party he desires to be a candidate, providing the effect of so certifying or failure to certify.

Referred to the Committee on Elections.

By Mr. HABBYSHAW. HOUSE BILL No. 186.

An Act relating to the relief of the burden of local taxation, making an appropriation out of the Motor License Fund, providing for the allocation thereof to cities, towns, boroughs and townships, prescribing the time, manner, basis and purposes for and upon which such said money shall be allocated and paid, specifying the uses for which said moneys may be expended, and imposing powers and duties upon the Department of Highways, the Auditor General, State Treasurer, and on cities, boroughs, towns and townships and officers thereof; providing penalties and repealing the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1520).

Referred to the Committee on Highways.

By Mrs. WILSON. HOUSE BILL No. 187.

A Joint Resolution proposing an amendment to article three of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mrs. WILSON. HOUSE BILL No. 188.

An Act relating to compulsory social insurance; establishing a system for the furnishing of benefits for certain employes covering accident and death and in maternity cases; providing for contributions for such purpose by employers, employes and the Commonwealth; imposing additional powers and duties upon the Department of Insurance and the Insurance Commissioner; providing penalties, and making an appropriation.

Referred to the Committee on Insurance.

By Mr. SCHROCK. HOUSE BILL No. 189.

An Act to amend section sixty-nine of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township's roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" providing for the taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

Referred to the Committee on Highways.

By Mr. SCHROCK. HOUSE BILL No. 190.

An Act to further amend clause (a) of section eleven of article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carries by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and section one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporatoins, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act." by requiring the sale or leasing of electric, water, gas and heating plants or distribution systems owned by boroughs to public service companies to be approved by the qualified electors of such boroughs.

Referred to the Committee on Boroughs and Townships.

By Mr. JOHN E BROWN. HOUSE BILL No. 191.

A Joint Resolution proposing an amendment to article fourteen, section one, of the Constitution of the Commonwealth of Pennsylvania.

Referred to Committee on Constitutional Amendments.

By Mr. JOHN E. BROWN. HOUSE BILL No. 192.

A Joint Resolution proposing an amendment to sections sixteen, seventeen and eighteen of article two of the Constitution of the Commonwealth of Pennsylvania.

Referred to Committee on Constitutional Amendments.

By Mr. JACKSON. HOUSE BILL No. 193.

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases.

Referred to Committee on Cities.

By Mr. MALLEM. HOUSE BILL No. 194.

An Act making an appropriation to the Curtis Clinic, the Out-Patient Department of the Jefferson Medical College Hospital, Philadelphia, Pennsylvania.

Referred to Committee on Appropriations.

By Mr. SCHROPE. HOUSE BILL No. 195.

An Act to further amend section seven hundred-four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," prohibiting the use of dogs in hunting bear or the chasing of bear by dogs.

Referred to the Committee on Game.

By Mr. MALLEN. HOUSE BILL No. 196.

An Act making an appropriation to Mrs. Anna Kinsley of Philadelphia, for moneys erroneously and inadvertently paid into the State Treasury.

Referred to the Committee on Appropriations.

By Mr. REISING. HOUSE BILL No. 197.

An Act making an appropriation to the Providence Hospital, Beaver Falls, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. REISING. HOUSE BILL No. 198.

An Act abolishing taxes on real estate for school purposes, except such as may be necessary to pay interest and sinking fund charges on funded debt.

Referred to the Committee on Education.

By Mr. ROAN. HOUSE BILL No. 199.

An Act regulating the payment of compensation of deputy sheriffs for the performance of certain services; and prescribing penalties.

Referred to the Committee on Corporations.

By Mr. ROAN. HOUSE BILL No. 200.

An Act to amend sections one and two of the act, approved the twenty-sixth day of May, one thousand eight hundred and ninety-seven (P. L. 106), entitled "An act prohibiting the discharge from public positions of Union soldiers without a reasonable cause, and prohibiting the abolishment of or changing the emoluments of public offices occupied by Union soldiers except for good reason," extending the prohibition of said act to ex-service persons of other wars.

Referred to the Committee on Military Affairs.

By Mr. WEISS. HOUSE BILL No. 201.

An Act to provide for the permanent personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries, and the challenge and proof of qualifications of electors; prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, and appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and board of school directors and imposing penalties.

Referred to the Committee on Elections.

By Mr. ZAPPALA. HOUSE BILL No. 202.

An Act restricting and regulating the issuance of search warrants in connection with violations of the liquor laws in private dwellings.

Referred to the Committee on Judiciary General.

By Mr. ZAPPALA. HOUSE BILL No. 203.

An Act relating to and defining theatrical entertainments; prohibiting such entertainments on Sunday unless the electors of the political subdivision are in favor of the same; providing for referendums to ascertain the will of the electors; providing penalties, and repealing inconsistent acts.

Referred to the Committee on Law and Order.

By Mr. HIRSCH. HOUSE BILL No. 204.

An Act providing that the Commonwealth shall reimburse counties for costs incurred in the trial or trials of a person or persons charged with murder where five or more persons died as the result of a massacre; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. MALLEN. HOUSE BILL No. 205.

An Act making an appropriation to the Jefferson Medical College of Philadelpiha, Pennsylvania, for the maintenance of its hospital.

Referred to the Committee on Appropriations.

By Mr. MALLEN. HOUSE BILL No. 206.

An Act making an appropriation to The Jefferson Medical College of Philadelphia, Pennsylvania, for medical education.

Referred to the Committee on Appropriations.

By Mr. MENTZER. HOUSE BILL No. 207.

An Act making it unlawful for corporations, associations, co-partnerships and individuals engaged as public service companies in supplying gas, electric energy or water to manufacture, sell, rent or lease certain appliances and articles or to be interested in or affiliated with any other corporation, association, co-partnership or person engaged in the manufacture, sale or leasing of such appliances or articles, and providing for enforcement by the Public Service Commission.

Referred to Committee on Public Utilities.

By Mr. HOOPES. HOUSE BILL No. 208.

An Act to protect the lives and secure the safety and health of the people by making it unlawful to evict persons from dwellings or levy upon and sell necessary household goods under certain conditions; requiring notice of intent to serve any writ of distress for rent, writ of possession or execution to be served on occupant of dwelling, authorizing courts of common pleas to grant injunctions against the service of such writs, and in such cases, to suspend payment by owner of premises of interest on liens, and to release such owner of liability for payment of certain taxes.

Referred to Committee on Judiciary General.

By Mr. STANK. HOUSE BILL No. 209.

An Act imposing an additional excise license tax on each store or mercantile establishment in excess of one operated or maintained within this Commonwealth under the same general management, supervision or ownership.

Referred to Committee on Ways and Means.

By Mr. WEISS. HOUSE BILL No. 210.

An Act to amend section six hundred and ten of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for compensation on the premises; forbidding importation or bringing of such beverages into the State; except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," changing the penalties to be imposed for violation of said act.

Referred to the Committee on Law and Order.

By Mr. HOOPES. HOUSE BILL No. 211.

An Act relating to the licensing of detectives and operatives employed by detectives; defining detectives and making it unlawful to act or solicit business as a private detective or as an operative or employe of a detective without having filed a bond and obtained a license.

Referred to the Committee on Judiciary General.

By Mr. HOOPES. HOUSE BILL No. 212.

An Act providing for the creation of a State Surety Insurance Fund to guarantee the fidelity of all officers and employes of the Commonwealth and of the various counties, cities, boroughs, incorporated towns, townships, school and poor districts, within the Commonwealth; authorizing such political subdivisions to become subscribers thereto, creating a State board for the administration thereof, imposing duties upon the Insurance Commissioner, the State Treasurer, and the Auditor General, making an appropriation limiting the liability of the Commonwealth to appropriations made and providing penalties.

Referred to the Committee on State Government.

By Mr. STANK. HOUSE BILL No. 213.

An Act to amend section seven hundred and two of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by adding thereto clause twenty, authorizing townships by ordinance to regulate and license hawkers, peddiers, hucksters and vendors.

Referred to the Committee on Boroughs and Townships.

By Mr. MELCHIORRE. HOUSE BILL No. 214.

An Act to amend section one of the act, approved the thirtieth day of March, one thousand nine hundred and fifteen (P. L. 34), entitled "An act to promote the health and efficiency of firemen, in cities of the second class, by providing for a two-platoon system for firemen in the department of public safety of such cities," as amended; providing for three shift or platoon system of eight hours each in each day.

Referred to the Committee on Cities.

By Mr. MELCHOIRE. HOUSE BILL No. 215.

An Act relating to theatrical entertainment, as herein defined, on Sunday; prohibiting theatrical entertainment on Sunday unless the voters of political sub-divisions have first voted in favor thereof; providing for referendums; imposing penalties; and repealing existing laws.

Referred to the Committee on Law and Order.

By Mr. MELCHIORRE. HOUSE BILL No. 216.

An Act permitting, licensing, regulating and controlling horse racing and betting and wagering on such races, creating a State Racing Commission with jurisdiction over the same, defining its powers and duties; imposing certain license fees and State taxes and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. MELCHIORRE. HOUSE BILL NO. 217.

An Act to prohibit raids and searches and seizures in homes and dwellings without a search and seizure warrant.

Referred to the Committee on Judiciary General.

By Mr. EDERER. HOUSE BILL No. 218.

An Act to amend sections four hundred two and four hundred four of, as amended, and to add section four hundred eight A, to the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," providing special shooting preserve licenses to encourage the propagation and release of domestic game for shooting purposes.

Referred to the Committee on Game.

By Mr. COHEN. (By Request) HOUSE BILL No. 219.

An Act providing that the statute of limitations shall not be a defense against claims of poor districts for the maintenance and support of persons who are public charges, including mental patients.

Referred to the Commitee on Judiciary General.

By Mr. COHEN. HOUSE BILL No. 220.

An Act to amend section fourteen of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282), entitled "An act providing for the regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," providing that inmates of almshouses may receive such assistance if otherwise eligible.

Referred to Committee on Pensions and Grauities

By Mr. COHEN. HOUSE BILL No. 221.

An Act to amend section two of the act approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," as amended, by extending the power to incur and increase indebtedness to poor districts.

Referred to Committee on Counties.

By Mr. MOORE. HOUSE BILL No. 222.

An Act making it lawful to fish during certain hours on Sunday.

Referred to Committee on Law and Order.

By Mr. WASSERMAN. HOUSE BILL No. 223.

An Act making an appropriation to the Department of Property and Supplies for the acquisition of a site in the City of Philadelphia and the erection of a building thereon to house all departments, bureaus and agencies of the State government located in Philadelphia.

Referred to the Committee on Appropriations.

By Mr. EBERHARTER. HOUSE BILL No. 224.

An Act requiring cities to allow members of the fire departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases.

Referred to the Committee on Cities

By Mr. COHEN. HOUSE BILL No. 225.

An Act to amend section eight, sections two hundred and twenty-five, eight hundred, and eight hundred and one as amended, sections eight hundred and two and eight hundred and three, and section one thousand and three as amended of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto," authorizing county commissioners to loan money from the county funds to poor districts; changing the conditions under which non-residents may acquire legal settlements in this Commonwealth; providing that certain differences between poor districts may be settled by arbitration instead of petition to court; and changing the procedure whereby poor directors become guardians of any person becoming a public charge.

Referred to the Committee on Counties.

By Mr. COHEN. HOUSE BILL No. 226.

An Act making an appropriation to the York Blind Center, York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SARRAF. HOUSE BILL No. 227.

An Act requiring the corporate authorities of cities of the first, second, second A and third class cities, having a paid or part paid fire department, to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen, and the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors, and the manner and method of whereby such election may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

Referred to the Committee on Cities.

By Mr. JOHN A. SMITH. HOUSE BILL No. 228.

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one or article one of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporation engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act,' by exempting the conveyance of perishable food products from regulation by the Commission.

Referred to the Committee on Public Utilities.

By Mr. JOHN A. SMITH. HOUSE BILL No. 229.

An Act to further amend the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled as amended "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decendent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; defining and taxing transfers made in contemplation of death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," providing for the transfer of the powers and duties incident to the collection of transfer inheritance taxes from registers of wills, county treasurers and the Auditor General and his agents to the Department of Revenue.

Referred to Committee on Ways and Means.

By Mr. JOHN A. SMITH. HOUSE BILL No. 230.

An Act to further amend the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrains, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon

counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" revising fees for registrations; revising existing regulation for length, height and weight; and providing certain penalties.

Referred to the Committee on Highways.

By Mr. COHN. HOUSE BILL No. 231.

A Supplement to the act approved the third day of June, one thousand nine hundred and thirty-three (Appropriation Acts, page 169), entitled "An act to provide for the ordinary expenses of the Executive, Legislative, and Judicial Departments of the Commonwealth, interest on the public debt, and the support of the public schools, for two years beginning June first, one thousand nine hundred and thirty-three; and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first, one thousand nine hundred and thirty-three," making a deficiency appropriation to the Legislative Reference Bureau, including appropriations for extra help needed during the legislative session until after the adjournment thereof.

Referred to the Committee on Appropriations.

By Mr. HARRY N. BOYD. HOUSE BILL No. 232.

An Act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors county commissioners registrars inspectors of registration and other appointees of county commissioners election officers city officers courts judges prothonotaries sheriffs peace officers county treasurers county controllers registrars of vital statistics and boards of school directors and imposing penalties.

Referred to Committee on Elections.

By Mr. WASSERMAN. HOUSE BILL No. 233.

An Act to amend and reenact the act, approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases; providing for the continuance of return days of writs of execution; and authorizing sales thereon without issuance of further writs," extending the provisions thereof for two years; and exempting mortgages issued under the National Housing Act.

Referred to Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 234.

A Joint Resolution proposing an amendment to section seven, article nine of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. SOWERS. HOUSE BILL No. 235.

A Joint Resolution proposing an amendment to section eighteen, article three of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committe on Constitutional Amendments.

By Mr. SOWERS. HOUSE BILL No. 236.

A Joint Resolution petitioning the Congress of the United States of America to call a National Convention to adopt an amendment to the Constitution of the United States of America, authorizing and empowering the Congress of the United States of America, to establish holidays and enact uniform laws relating to the kind of labor and business that may be lawfully conducted on such days.

Referred to the Committee on Federal Relations.

By Mr. SOWERS. HOUSE BILL No. 237.

An Act to provide unemployment relief in the present emergency; provide for funds for old age assistance, providing for and legalizing lotteries to raise approximately one hundred million dollars, ($100,000,000), for such purpose, creating a committee to conduct such lotteries, conferring powers and imposing duties on certain State officers, departments and agencies, making an appropriation to the Department of Welfare for the old age assistance, and prescribing the powers and duties of the board with reference thereto.

Referred to the Committee on Ways and Means.

By Mr. JOHN E. BROWN. HOUSE BILL No. 238.

An Act to amend clause (c) of section one of article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring deposits to secure future payments of charges to bear interest.

Referred to the Committee on Public Utilities.

By Mr. HALUSKA. HOUSE BILL No. 239.

An Act to amend clauses seventy-one, seventy-two, seventy-three, seventy-four, seventy-five and seventy-six of section five, article eleven, of the act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by adding thereto clause seventy-six A, prohibiting the use of electric coal-cutting machines and other mechanical devices in certain cases.

Referred to the Committee on Mines and Mining.

By Mr. JAMES L. SNYDER. HOUSE BILL No. 240.

An Act to amend section seven hundred and two as reenacted of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," reducing registration fees for noncommercial motor vehicles.

Referred to the Committee on Highways.

By Mr. WEISS. HOUSE BILL No. 241.

An Act requiring the proper authorities of colleges, universities and other educational institutions receiving State-aid to permit the radio broadcasting of home football games if reasonable compensation for broadcasting rights is offered; providing for the withholding of State-aid in certain cases; and empowering the Superintendent of Public Instruction to determine the reasonableness of the compensation offered.

Referred to Committee on Education.

By Mr. Blumberg. HOUSE BILL No. 242.

An Act to amend section five of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-1934), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation, eliminating the provisions requiring applicants for assistance to be indigent and without relatives liable and able to support him or her.

Referred to Committee on Pensions and Gratuities.

By Mr. BLUMBERG. HOUSE BILL No. 243.

An Act to amend section five of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-1934), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," reducing the age limit and period of residence of those entitled to assistance.

Referred to Committee on Pensions and Gratuities.

By Mr. SURFACE. HOUSE BILL No. 244.

An Act reducing the salaries of all officers and employes of the Commonwealth and of counties therein.

Referred to the Committee on State Government.

By Mr. SURFACE. HOUSE BILL No. 245.

An Act to amend section two of the act, approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," as amended; changing the rate of interest allowed by such act.

Referred to Committee on Banking.

By Mr. TURNER. HOUSE BILL No. 246.

An Act to amend section twenty-six of the act, approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; exempting certain amateur and national guard boxing and wrestling matches from the provisions of said act.

Referred to the Committee on Military Affairs.

By Mr. TURNER. HOUSE BILL No. 247.

An Act to amend section three hundred forty-eight of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes and revising, amending and consolidating the laws relating thereto;" giving courts discretion with respect to certain surcharges against county commissioners.

Referred to the Committee on Counties.

By Mr. TURNER. HOUSE BILL No. 248.

An Act fixing the salaries of court criers and tipstaffs in counties of the third class.

Referred to the Committee on Counties.

By Mr. TURNER. HOUSE BILL No. 249.

An Act to amend section seven hundred and fifteen of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for the appointment of auditors to adjust indebtedness and liabilities between boroughs or boroughs and townships in certain cases.

Referred to the Committee on Boroughs and Townships.

By Mr. TURNER. HOUSE BILL No. 250.

An Act making an appropriation to The Glen Mills Schools, situate in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TURNER. HOUSE BILL No. 251.

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TURNER. HOUSE BILL No. 252.

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuation; amending, revising and consolidating the law relating thereto; and repealing existing laws," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and collection of poll taxes for voting purposes.

Referred to the Committee on Counties.

By Mr. PEARSON. HOUSE BILL No. 253.

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes in all counties, cities, school districts, boroughs, townships and towns.

Referred to the Committee on Municipal Corporations.

COMMUNICATIONS

FAVORING AMENDMENT OF LIQUOR LAWS

The Speaker laid before the House communications addressed to Messrs. Carson and C. Patterson from

Adelphia Bible Class of Pigeon Creek United Presbyterian Church of Eighty Four
Adult Bible Class Center Presbyterian Church
Citizen of Charleroi
Society of St. Jerome, Cannonsburg
Slovenska Narodna Podporna Jednota, Cannonsburg

favoring amendment of Liquor Laws.

Referred to the Committee on Law and Order.

PETITION

PRAYING FOR AMENDMENTS TO BEVERAGE AND LIQUOR LAWS

The SPEAKER laid before the House a petition addressed to Mr. Kelso from citizens of Lawrence County praying for amendments to the Beverage and Liquor Laws.

Referred to the Committee on Law and Order.

LEAVE OF ABSENCE

Mr. STOTT asked and obtained leave of absence for Mr. White on account of illness.

MEETING OF REPUBLICAN MEMBERS

Mr. CONNER. Mr. Speaker, I understand the Chair is going to declare a recess. In that event I ask that the Republican members meet in the House Caucus Room.

RECESS

The SPEAKER. The Chair will now declare a recess for fifteen minutes.

AFTER RECESS

The SPEAKER (Wilson G. Sarig) in the Chair.

The SPEAKER. The time of the recess having expired the House will be in order.

SENATE MESSAGE

AMENDED RESOLUTION RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned resolution from the House of Representatives as follows:

In the House of Representatives, January 21, 1935.

Whereas, in every city, village and hamlet, from the icy peaks of Alaska to the frozen wastes of Little America, from the warm sands of Florida's coast to the waving palms of the far away Philippines and Hawaii the Paradise of the Pacific, in every place throughout the world where Americans live and meet, a grateful and admiring people will, on January thirtieth, be celebrating the natal day of our President.

And whereas, it is fitting that here in Harrisburg, we, the chosen representatives of the citizenry of the Commonwealth of Pennsylvania, should meet to do honor to the man who is leading the Nation out of a long period of misery and want, back to security and prosperity and happiness, and to raise our united voice in praise and appreciation of his achievements; therefore be it

Resolved, (if the Senate concur), That the President pro tempore of the Senate shall appoint a committee of three Senators to meet with a committee of five Members of the House to be appointed by the Speaker of the House of Representatives whose duty it shall be to arrange an appropriate program for a joint celebration by the Senate and House of Representatives of the birthday of President Franklin D. Roosevelt, in the Hall of the House of Representatives on January [thirtieth] twenty-ninth and to prepare suitable resolutions for adoption at such joint meeting to be forwarded to the President.

With the information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend line 21 by striking out the word "thirtieth" and inserting in lieu thereof the words "twenty-ninth."

On the question,

Will the House concur in the amendment made by the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly

RESOLUTION NO. 20

Mr CORDIER. Mr Speaker, I desire to call up at this time Resolution No. 20, Printer's No. 20.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Whereas, Under existing law the county treasurers of the various counties will be required to hold tax sales of returned seated lands during the month of February one thousand nine hundred thirty-five

Whereas, When the act which fixed said time as the latest date to which tax sales could be adjourned was adopted the General Assembly presumed that the effects of the economic depression would be spent and the necessity for further adjournment no longer urgent, and

Whereas, It appears that sufficient time may not remain to enact suitable legislation before said date fixed for said tax sales to authorize further adjournment therefore be it

Resolved, (if the Senate concur), That the General Assembly hereby authorizes the county treasurers of the various counties of this Commonwealth if the county commissioners and the court of common pleas of such counties consent thereto to further adjourn any tax sale which under existing law is required to be held during the month of February one thousand nine hundred thirty-five and the General Assembly hereby declares its purpose forthwith to enact suitable legislation to validate any such adjournment of a tax and to provide by law for the holding of such adjourned tax sales at a future date saving the lien of all taxes assessed against real estate which was to be sold at such sales.

On the question,

Will the House adopt the resolution?

Mr. RUTH. Mr. Speaker, I ask for a unanimous vote in favor of this resolution.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for its concurrence.

RESOLUTION NO. 18

Mr. HOOPES. Mr. Speaker, I desire to call up at this time Resolution No. 18, Printer's No. 18.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Requesting Information from State Emergency Relief Board.

Whereas, the old adage that "one half the people do not know how the other half lives" is strikingly true as applied on the one hand to that small but wealthy and influential group who while living in luxury are crying out against increased taxation and on the other to the millions of unemployed who through no fault of their own are compelled to exist on grossly inadequate relief vouchers and

Whereas, the so-called budget of the State Emergency Relief Board provide barely enough of the cheapest foods to sustain life allow a still lower standard for shoes and clothing include almost nothing for medical and dental care and absolutely nothing for shelter and

Whereas, no provision has been made for the increased cost of foodstuffs with the result that the living standards of a large section of our population are being forced steadily downward and

Whereas, the mechanical administration of innumerable restrictive rules and regulations with utter disregard of human necessities has rendered the condition of these involuntary public wards intolerable and their lives burdensome and

Whereas, it is the duty of this body to pass measures which will promote the public welfare by protecting those whom economic conditions have placed upon the relief rolls and

Whereas, in order to perform this duty intelligently we must have adequate information as to their needs and the appropriations necessary to meet them now therefore

Be It Resolved, by the House of Representatives of Pennsylvania that the State Emergency Relief Board be requested to furnish this House not later than March first one thousand nine hundred thirty-five full detailed information on the following matters—

1 Number of persons in Pennsylvania receiving either direct or work relief giving figures for each.

2 Number of single persons and the number of families of each numerical class included in the above.

3 Estimated budgets showing the amounts necessary to maintain a minimum American standard of living for single persons and families of each numerical class with allowances for variations in different parts of the State these budgets to show in detail the amount allowed in each case for food clothing shoes fuel shelter medical and dental care and other items and to include sample menus showing kinds quantities prices of foods obtainable and the basis of the estimate as to each of the other items.

4 Amount of federal appropriation available for relief purposes in this State.

5 Amount of State appropriation necessary to meet the estimated needs

On the question,

Will the House adopt the resolution?

Mr. RUTH. Mr. Speaker, I ask for a unanimous vote in favor of this resolution.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

RESOLUTION NO. 22

Mr. SOWERS. Mr. Speaker, I desire to call up at this time Resolution No. 21, Printer's No. 22.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Whereas, before the Worlds War the City of Philadelphia enjoyed five cent trolley fares with passes and transfers

Whereas, during the Worlds War probably on account of increased maintenance expenses etc. the trolley fares in Philadelphia were raised to seven and one-half cents with less passes and transfers and

Whereas, many years have elapsed since the close of the Worlds War and prices of commodities and other things have dropped and in many cases below that which existed before the Worlds War and a large percentage of the population of Philadelphia fail to understand what reasons exist for the trolley fares being continued at World War prices and

Therefore, Be It Resolved by the House of Representatives of the Commonwealth of Pennsylvania that the Public Service Commission of Pennsylvania is hereby requested to furnish to this House all information it possesses as to why the trolley fares of Philadelphia continue at seven and one-half cents per person instead of being reduced to the pre-war price of five cents per person and

Be It Further Resolved that the Public Service Commission is hereby requested to submit to this House any suggestion that it may have for the drafting of Legislation which will cause the trolley fares in Philadelphia to be reduced to the pre-war price of five cents with passes and transfers and

Be It Further Resolved that the Public Service Commission is hereby requested to comply with this resolution within thirty days and a copy hereof be given to it by the Chief Clerk of this House.

On the question,

Will the House adopt the resolution?

Mr. RUTH. Mr. Speaker, I ask for a unanimous vote in favor of this resolution.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

RESOLUTION NO. 16

Mr. ANDREWS. Mr. Speaker, I desire to call up at this time Resolution No. 16, Printer's No. 16.

The resolution as read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Resolved, That House Rule Number eighty-four which reads:

"All resolutions after they have been twice read shall be printed and lie over for one day after which they may be called up under their appropriate order of business.

This rule shall not apply to the following resolutions viz:

Recalling bills from the Governor.
Recalling bills from one House to the other.
Those emanating from the Committee on Rules.
Those relating to adjournment.
Those discharging committees.

Those placing negative bills upon the calendar" be amended to read as follows;

All resolutions originating in the House (except those privileged), shall be introduced by Members filing four type-written copies thereof with the Chief Clerk, signed and dated to be numbered by the Chief Clerk and handed to the Speaker, who shall refer all such resolutions including all Senate Concurrent Resolutions (not privileged) to appropriate committees in the same manner as bills.

The following resolutions are privileged for the immediate consideration of the House.

Recalling bills from the Governor.
Returning bill to the Governor.
Recalling bills from one House to the other.
Those emanating from the Committee on Rules.
Those discharging committees.
Those placing negative bills on the calendar.
Those relating to joint session of the Senate and House.
Those relating to condolence or congratulations.
Those relating to adjournment or recess.

When resolutions are reported from committees, those originating in the House shall be printed and placed in the files of the Members before consideration by the House, after which they may be called up under the regular order of business for resolutions.

House Rule Number fifteen which reads;

"No business regularly before the House shall be interrupted except by motion—
For adjournment.
For the previous question namely 'shall the main question be now put.'.
For postponement.
For commitment or
For amendment."

be amended to read as follows:

No business regularly before the House shall be interrupted except by motion—
For adjournment.
For the previous question namely "Shall the main question be now put."
For postponement.
For commitment.
For amendment.
To lay on the table.

House Rule Number nine which reads;

"A majority of all the members elected to the House shall constitute a quorum but a smaller number may adjourn from day to day and compel the attendance of absent members as required by the Constitution Article II, Section ten."

be amended to read as follows:

A majority of all the members shall constitute a quorum but a smaller number may adjourn from day to day and the attendance of absent members as provided by the Constitution Article II, Section ten.

House Rule Number Fifty-one which reads;

"A motion to lay on the table shall carry with it all questions which adhere to it except in the case of laying an appeal on the table."

be amended to read as follows:

A motion to lay on the table shall be decided without debate and shall carry with it all questions which adhere to it except in the case of laying an appeal on the table.

House Rule Number Seventy-six which reads;

"No member shall be permitted to record his vote who neglects to vote when his name is first called by the clerk."

is hereby rescinded.

On the question,

Will the House adopt the resolution?

Mr. RUTH. Mr. Speaker, I ask for an unanimous vote on this resolution.

Mr. ANDREWS. These proposed amendments to the rules are not an invention of my own, nor are they primarily an invention of the majority leaders. These rules come before you at the suggestion of the Chairman of the Rules Committee, who is the Speaker of this House. If any member of this Assembly is, on the basis of his experience, justified in suggesting changes in the rules, it is the chairman of the House Rules Commmittee, who is the Speaker of this House. I presume that the initial suggestion regarding the change in the method and manner of handling resolutions will be the only recommendation upon which there will be an extensive debate. I may be mistaken in that. There is no judging the wayward mind of the minority in this matter.

In considering the suggested change, which in effect would require a resolution to follow the same procedure in the House that bills do now follow, the first question whether the recommendation is in line with sound procedure. It is in line with sound procedure because it is identically the procedure followed since the memory of man runneth not to the contrary, by the National Congress, —"All other rules, memorials and resolutions may, in like manner, be delivered, endorsed with the names of the members introducing them, to the Speaker, to be by him referred to the proper Committee." And so, in presenting these suggested amendments to the rules we are in line with the practice in the National Congress. We have precedent in the history of this House for such suggestion. Prior to 1911, the 1909 I know, and 1907 session of the Legislature, the rule to which the House adhered was this: All resolutions after they have been twice read shall be referred to an appropriate committee without debate, and if favorably reported shall be printed and lie over for one day, after which they may be called up under their appropriate order of business." And in changing this rule, after having tried a rule that is not workable, we simply return to the traditional practice in this House when there were master parliamentarians in this assembly. So, we are in line with the practice of the National Congress and with the traditional practice of this House. Moreover, Mr. Speaker, the changes we suggest in the Rules of the House are sustantially the procedure which prevail at this time in the Senate. So, I submit to you that the changes in the method of handling resolutions, which are identical with the methods, which are practically identically with the method of handling resolutions in the Senate, which are in agreement with the methods of handling resolutions in the National House and which are in line with the traditional practice in this House, are sound.

Mr. Speaker, the practical aspects of this situation must appeal to every member. I submit to the gentleman on this side of the House and I submit to the gentlemen on the other side of the House that a rule which would permit any one member, who was so disposed absolutely to tie up procedure is essentially unsound. I can introduce one resolution or ten or fifty or one hundred and fifty, and every member of this House is equally priviliged, and any group so disposed could present any number of resolutions which would inevitably have to be printed an disposed of. We could spend three months under the present

rules. I have no notion that any member of the House or any group in the House would attempt any such tactics, but under the present Rules we could spend three months unless the majority absolutely steam-rollered the procedure in handling resolutions. We would have to bring in a rule barring resolutions. Mr. Speaker, when a resolution is presented it is necessary to print, I think, about from two thousand to three thousand copies. That resolution may have merit. It may have no merit and be simply the expression of an opinion by some member, who for some reason desires to get into the record. It so happens that up to the present time we have been particularly fortunate in this session in the caliber of resolutions. Practically without exceptions resolutions suggested have been in line with correct thought but that may not necessarily be the case at all times. We could have had resolutions on every side at every proposition that could be pending. We would have been lost in a morass of resolutions.

Under the changes proposed, Mr. Speaker, members, introducing resolutions will obtain full publicity. At the present time the members of the press do not obtain a copy and have not been obtaining copies of resolutions. Under this procedure a copy of the resolution will go to the gentlemen of the press. In addition, a copy of the resolution, or the text of the resolution will be printed in the House History, in addition you can find the text of the resolution in the Legislative Journal. So, there is no lack of publicity.

Regarding the other proposals: the proposal concerning House Rule 15 is simply parliamentary law as it is applied, the recognized procedure of practically all parliamentary bodies.

House Rule No. 9 simply repeats the language of the constitution. It is necessary for the House to define how many members constitute a majority for doing business, and in this manner we simply follow the language of the constitution.

House Rule No. 51 is, I believe, the commonly accepted parliamentary practice.

House Rule No. 76 represents an attempt to clear up what is, to some members at least, an involved situation.

We have House 71 as follows: "Every member shall be present within the Hall of the House during its sittings, unless excused by the House or necessarily prevented, and shall vote on each question put, unless he has a direct personaly or pecuniary interest in the determination of such questions. If a member refuses to vote, unless he be excused by the House, or unless he be interested, such refusal shall be deemed a contempt.' That is Rule 71.

Then we have Rule 76 as follows: "No member shall be permitted to record his vote who neglects to vote when his name is first called by the Clerk."

You have Rule 78 as follows: "No member shall be permitted to vote on any question unless he be present in the House when the ayes and nays are called he be present to answer to his name."

The rescinding of House Rule 76 simply removes the lawyer element on the proposition. Rules 71 and 78 protect the House.

Rule 76 says: "No member shall be permitted to record his vote who neglects to vote when his name is first called by the clerk." That is a matter of proof. How are you going to prove whether or not a man neglected to vote? He said he does not hear, or he didn't hear his name called. You may be sitting beside him or behind him and know that he neglected to vote, that he did not hear his name called, but that is a matter of proof. He says he did not neglect to vote.

So, gentlemen of the House, these Rules are so commendable in and of themselves that I must apologize to you for having taken so much of your time in debating them. I thank you for your patient hearing.

POINT OF INFORMATION

Mr. WITKIN. Mr. Speaker, I rise to a point of information.

The SPEAKER. The gentleman will state his point of information.

Mr. WITKIN. Mr. Speaker, shall we vote upon this resolution as a whole or shall we vote upon it by taking it up rule for rule, because on some of the rules we are in conflict of opinion and on some others we are not.

The SPEAKER. The Chair will be very glad to divide the question.

We will take up Rule 84 if that is satisfactory to the gentleman from Philadelphia.

On the question,

Will the House agree to the amendment to Rule 84?

Mr. WITKIN. Mr. Speaker and members of the House, I listened to the gentleman from Cambria and I could not help but wonder how time changes our thought. I have no doubt the gentleman from Cambria will agree with me that if such a change had been introduced during the session of 1933 in lieu of 1935 that my friend of the Democratic party would not have been so much in favor of the passage of such a change in our rules. But we are all cognizant of the fact that time does make changes. We must allow for that.

I direct your attention to the fact that the gentleman from Cambria has stated that if the rule remains the same we would be here for three months just on considering resolutions. In reply to him may I say that I am fortunate enough to have been a member of this House since 1925, attending those numerous sessions and special sessions since that time. They were all Republican controlled Houses. We had the rule pertaining to resolutions as it now reads, and yet every one of those sessions, was a speedy, short and businesslike session. So that you need not concern yourselves with the thought that if the rule is permitted to stay and not be changed that we will have any such deluge. Whether or not my friend is fearful of the change of the membership of this House and is fearful of his own Democratic members, introducing so many resolutions that it will clog up the machinery of this House, I don't know.

My friend has also referred to the fact that we should adopt the amendment to the rules, because the Senate of Pennsylvania has such a rule. Ordinarily that would seem like an argument that could not be answered. But the answer is very simple. The House is a more representative body than the Senate. It is a body that is supposed to be and is closer to a greater number of people. We have a great many more members. Our power of expression, our desire to express our thoughts, ought necessarily to be closer and nearer to the hearts of the people, because we are a much larger body, and the Senate, which is a smaller body, can certainly act in their own manner.

My friend has also stated what he considers to be the practical effect of the adoption of this change. I differ with

him in the practical effect. The practical effect, members of this House, is quite plain; it is quite patent. The effect is to gag those resolutions which do not meet with the favor or approbation of the majority party of this House.

Why not call a spade a spade? Why not say, "We are in a majority, we have a right to rule, we do not want you Republicans in the minority party to embarass us with numerous resolutions, we do not want you, to use the common vernacular, 'to put us on the spot' from time to time'. There would be no better argument in the whole world if that argument emanated from my learned friend over there. That argument would be a logical one. But w Republicans are in the minority. We do not want to be gagged. We do not want to be stopped. We do not want you to take a resolution that we produce, and if you do not like it, pickle it in your controlled committees, there to die a natural or an unnatural death. Therefore, from a practical viewpoint, we appreciate what you are trying to do, but we are going to try to the best of our ability to stop you from so doing.

May I also say that the gentleman has referred to the printing? I think you men in this House when you introduce a resolution want to send it back home, and whether you be a Democrat or whether you be a Republican you want your constituents and the people back home to know what you are doing. To the Democratic members of the House, as well as to the Republicans, this even gags you from doing that, because your resolution will not be printed except in the House Journal; your resolution will not even be printed unless the Committee reports it out. So that if you are requested by some group in your own community to present a resolution and to send them a copy, you won't even be able to do that, because you will have to wait until the Committee reports it out. I am frank to admit that my Democratic friends will have a better chance of sending a bill back home than we will. That is another reason why we are trying to stop you from gagging this Republican minority.

Now, members, I ask you in all fairness to vote rule 84 down. You members of the Democratic party have always said you were in favor of freedom of speech, you have always advocated the fact that you were a liberal party, you have always said and advocated the fact that nothing should be done to stifle the voices, either of the people or their representatives. You can prove that you were honest, and I use that word "honest" not in any improper fashion, but I mean that you in your convictions can prove that you were not exactly dishonest in your convictions,—when you were in the minority you thought one way, and now that you are in the majority, you feel the other way. If you still feel as you always said you felt, members of the Democratic party, you will join with the Republicans in leaving rule 84 just as it is, and I can assure the gentleman from Cambria that if the Democratic majority carries out the policy of this House the same as the Republican majority did in the last ten years, we will have a speedy, business-like and short session.

Mr. RUTH. I have been a member of this House prior to this session and I have experienced the condition when bills became clogged like they were last night and like they were last week. Rules were brought in that barred all resolutions. The Democratic majority does not want to do that. We want to give every member of the House who so desires an opportunity to present resolutions. The Democratic majority believes that if the members of this House wish to carry on the propoganda with their constituents, they should pay for it themselves by having the resolutions mimeographed and sending them back, and not to ask the tax-payers to foot the bill. I therefore ask for a unanimous vote in favor for the adoption of this rule.

Mr. HOOPES. As the spokesman of a small minority of two in this House and also of a small minority of the same number in previous sessions I can afford to be consistent. I have opposed all gag rules ever since I have been a member of this House, and I will continue to oppose them, no matter who proposes them. I am rather surprised that the majority of this House would set up such a model to be followed by the members of the House. I realize that they have had considerable provocation. I realize that a dictatorship is more efficient than a democracy. We in America, thus far at least, have always professed to believe in a democracy. It is generally admitted that a dictatorship can get things done, but the effect upon the people is not always what we consider desirable. We are in favor of democracy, but, members of the House, the rule as it is now, as has been pointed out, has been in effect for many years, and with few exceptions, as has been said, abused. I do not believe that the majority is justified in assuming that there is going to continue to be a flood of legislation throughout the session such as we have already had. A lot of the members returning and finding themselves in a minority for the first time, introduced resolutions. We did not have anything on the calendar last night with the exception of one bill that was brought out from Committee. I do not think it hurts anything to sit around and discuss a few resolutions. The trouble in attempting to gag what they consider bad resolution is that they also gag the good ones. They say that the good ones will come out of Committee. If the majority permits them, they will, no doubt about that. I have heard that certain members of this majority rave about Committees killing bills at previous sessions. They killed the bills because they did not want them to come out. You are now putting, as the gentleman from Cambria has ably said, the resolutions in exactly the same position as bills. You are giving the majority the right to kill resolutions, if they do not want them considered. I do not think that is good tactics. I do not think it is even good tactics for the majority of this House. I think the reaction that might arise from the flood of resolutions would not be the one anticipated. I think if it continues, the reaction, not only to the members of the House but to the people of the State of Pennsylvania would have been very definite and would have been against the continuance of such a practice.

I think it would have been better to give the Republican minority enough rope and let them hang themselves rather than try to gag them by this sort of tactics. I think it would have been much better to leave the rules as they are. Let us have some method of blowing off steam. A safety valve is a very useful thing on a boiler. It is also a very useful thing in a Legislature. Let us have some method of giving an expression of opinion, even though the majority for the time being may not agree to it. It may be that some members of the majority may not go along throughout the session as regularly as they are now. I think it is well to give us a chance to express opinions. It doesn't hurt anybody. I do not believe that it will be abused. When the calendar reaches the point where we cannot afford the time and puts in a position where every resolution must follow the course of a bill, by send-

ing it to committee, and then you try to get it out. "Oh," they say, "Everything that is desirable will come out." That is what the majority states. They determine what is desirable. What does not suit their purposes is not desirable usually.

I therefore, in all sincerity, ask the members of this House. and I am now appealing to those members of a majority who were in the minority last session, to be consistent. Let us leave the rules in a form that is offering us a safety valve. Let us be able to give an expression of opinion on questions which are of interest to members of this House.

If they are of interest the members of this House it logically follows that they must be of interest to some of the citizens of this State. Let us get an expression of opinion in this quick and easy fashion instead of sending them to Committees and then trying to dig them out. Let us leave the rules go as they are. Let us have the safety valve. I appeal to you to vote no on the proposed amendment to rule 84.

Mr. COHEN. Mr. Speaker, I appreciate the analysis of the situation made by the gentleman from Berks. I am sure that the entire membership appreciates the position of the majority of this House, and I just gathered a few facts from the House history of the session of 1933. The gentleman from Berks intimated that he did not think that the minority would continue to abuse their privilege. I am sorry to say that since this House has been in session the Republican minority has continued to abuse the privileges that have been offered.

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, the gentleman is indulging in personal references in referring to the entire group of the Republican party and I object to his remarks.

The SPEAKER. The point of order is well taken and the gentleman will confine his remarks to the resolution.

Mr. COHEN. Mr. Speaker, in the history of the House bills and resolutions of the 1933 session, extending from January to sometime in May there were presented for the consideration of the members of the House 157 resolutions. Out of the 157 resolutions 47 were presented by the Democratic minority of that time and the balance were presented by the Republican majority of that time. Today, at the present time we have on the calendar resolutions up to No. 22 The session has just begun, and out of those resolutions that have been presented the ratio is just the opposite. In fact, the Republican minority out of the 22 has presented 14, while the Democratic majority has presented possibly 8. I have not tabulated those figures accurately but I think that proportion bears out. It is clearly indicative of a concerted effort on the part of the minority to present resolutions and hamstring the peaceful and orderly procedure of this House.

The Democratic majority at the first instance in the organization of this House extended to the Republican minority every courtesy, extended to the Republican minority every consideration that the Republican minority could wish. The seating of the House was to their satisfaction, the appointment of the committees — —

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Witkin, will state his point of order.

Mr. WITKIN. Mr. Speaker, the gentleman is not talking on the question.

The SPEAKER. The question before the House is amending Rule 84. The gentleman from York will confine his remarks to the question before the House.

Mr. COHEN. Mr. Speaker, in presenting the change of the rule we were further substantiating our practice of fairness. We were fair in the seating of the House, we were fair in the appointment of committees.

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, the gentleman from York is not obeying the ruling made by the Speaker upon my previous point of order in confining himself to the question under debate.

The SPEAKER. The gentleman from York will confine himself to the resolution before the House.

Mr. COHEN. The resolution before the House, Mr. Speaker, is another indication of fairness on the part of the Democratic majority. We were fair in the appointment of committee assignments — — —

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, on two occasions within the past few moments I rose to a point of order and directed the Speaker's attention to the fact that the gentleman from York was not talking upon the question. The Chair has twice ruled that he should so do. Contrary to the wishes of the Speaker and contrary to the ruling upon the point of order, the gentleman from York is again violating the Rule by talking on something that is not on the question and I ask the Speaker again to sustain the point of order and again rule that the gentleman confine himself to the question and not go on any extraneous subject.

The SPEAKER. The Chair has already ruled on the point of order raised, and the gentleman from York will confine himself to the resolution before the House.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. COHEN. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. COHEN. Mr. Speaker, in showing the analogy between the fairness of the Democratic party in presenting this resolution and the fairness of the Democratic party in their other activities in the organization of the House, would it be within the subject matter to present that analogy to the membership of this House in discussing Resolution 84 or in discussing the resolution now before the House?

The SPEAKER. The Chair will read for the information of the member Rule No. 3 of the House: "He (meaning the Chair) shall preserve order and decorum and in

debate shall prevent personal reflection, and confine members to the question under discussion. When two or more members shall rise at the same time, he shall name the one entitled to the floor." The Chair therefore rules that he has no other alternative than that the gentleman from York should confine himself to the question now before the House.

Mr. COHEN. Mr. Speaker, this resolution under discussion is just a series of overtures on the part of the Democratic majority to be fair. We try to exemplify that in all our activities. We have tried to establish a precedent for this House, irrespective of what the nature of its political alignment might be in the future. We have tried to establish a foundation of fairness so that the deliberations of this House may continue in a proper and orderly manner. As I have indicated a flood of resolutions has been presented that has been nothing more than a subterfuge on the part of the minority to obstruct the orderly procedure of this House. We are presenting this resolution only as a resort to prevent excessive printing bills, to prevent excessive delays, to prevent entire disruption of our peaceful method of procedure.

We have first by the change in the rules indicated the practice for the discharge of committees. That is open to the Republican minority or any minority. That takes full advantage or fully covers all the objections that the Republican minority might have to the passage of this Resolution and I urge upon the entire membership of this House the passage of the resolution before the House.

Mr. DENT. Mr. Speaker, it seems to me that they try to discuss actions and thoughts under disguised names. I cannot find anything in this rule or in this resolution to change the rules, that it should be interpreted as a gag rule. I personally would never vote for a gag rule, but I understand that the minority with less than its membership can retract or recall a resolution or a bill from a committee. Therefore this rule or resolution is absolutely not a gag rule and should not be called a gag rule.

Mr. SOWERS. Mr. Speaker, I would like to interrogate the gentleman from York, Mr. Cohen.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. COHEN. Mr. Speaker, I will.

Mr. SOWERS. Mr. Speaker, the gentleman from York has mentioned the fact that a number of resolutions had been offered and drew the inference that they were just for delay. Now let us take the first resolution, resolution No. 1 offered by Mr. Andrews: Does the gentleman from York think that that was offered for delay or to interfere with the orderly procedure of this House?

Mr. COHEN. Mr. Speaker, in answer to that question I might say that the subject matter covered in Mr. Andrews' resolution was as he intimated, covered in four or five subsequent resolutions which by inference one would gather were intended for delay.

Mr. SOWERS. Then, Mr. Speaker, the gentleman from York is of the opinion that Mr. Andrews' resolution is a proper one, is that right?

Mr. COHEN. I don't know. I do know this, Mr. Speaker, that the subject matter covered by Mr. Andrews' resolution was repeated by two or three subsequent resolutions.

Mr. SOWERS. Doesn't the gentleman really think that occurred because Mr. Andrews—

The SPEAKER. The gentleman is out of order. The gentleman must confine himself to the question before the House, the amendments to the resolution now before the House.

Mr. SOWERS. Mr. Speaker, may I ask the gentleman from York whether he is of the opinion that the offering of a resolution recommending to the Congress the immediate payment of the bonus is trivial and interferes with the orderly processes of this House?

POINT OF ORDER

Mr. MELCHIORRE. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. MELCHIORRE. Mr. Speaker, the gentleman from Philadelphia, Mr. Sowers, is not confining himself in his remarks to the question before the House.

The SPEAKER. The Chair has already ruled on the point of order, and the gentleman from Philadelphia will confine himself to the question now before the House, namely, to amend Rule 84.

Mr. SOWERS. Mr. Speaker and members of the House, Rule 84 as amended and as now before the House seeks to change a well-established practice of bringing before this House resolutions that request Congress and other bodies for information and request them to act in certain ways.

The Constitution of the United States in its wisdom provided that the people as well as the legislatures of various states of the union would have the right to memorialize Congress upon any subject. To pass this amendment is in effect to nullify the rights that the Constitution of the United States gives to the Commonwealth of Pennsylvania.

POINT OF ORDER

Mr. CAPUTO. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Beaver will state his point of order.

Mr. CAPUTO. Mr. Speaker, the gentleman from Philadelphia is not speaking on the resolution.

The SPEAKER. The Chair has already ruled on the point of order. The gentleman from Philadelphia will confine himself to the amendments to Rule 84.

Mr. SOWERS. Mr. Speaker, I thought that I was speaking on the motion before this House. If we adopt this rule, then this House may be delayed in memorializing Congress until it is too late. We may read in tomorrow's paper that such and such a bill is before Congress. We may have the opinions upon that subject and it may be our duty to the Commonwealth of Pennsylvania to express those opinions quickly and without delay, and I submit that our right to memorialize should not be abrogated by a rule of this kind.

Mr. RUTH. Mr. Speaker, I move the previous question.

The motion was seconded by Messrs. Flinchbaugh, Tumelty, Piole, Pearson, Stank, Harmuth, George E. Downey, Pfaff, Cliff Patterson, Furman, Schwab, Panton, Caputo, Melchiorre, Nagle, Cochran, Welsh, Brownfield, Arnold, Decker and others.

On the question,

Shall the main question now be put?

It was agreed to.

On the question recurring,

Will the House agree to the amendments made to Rule No. 84?

The yeas and nays were required by Mr. Witkin and Mr. Shreiner and were as follows:

YEAS—116

Achterman,	Dilley,	Long,	Ruffennach,
Alexander,	Downey, G. E.,	Lovett,	Ruth,
Allen,	Downey, J. J.,	Lynch,	Sarraf,
Andrews,	Eberharter,	Male,	Scanlon,
Arnold,	Eroe,	McDermott,	Schrope,
Aukerman,	Falkenstein,	McElroy,	Schwab,
Baine,	Finnerty,	McHenry,	Shaw,
Baker, J J.,	Fitch,	Melchiorre,	Shepard,
Barber,	Flanagan,	Mentzer,	Shugarts,
Boyd, H. N.,	Flinchbaugh,	Moomaw,	Siegel,
Bradley,	Furman,	Mooney,	Simon,
Brancato,	Gerard,	Moran,	Sinwell,
Brown, H. S.,	Haberlen,	Moul,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Munley,	Smith, W. G.,
Brownfield,	Haluska	Murrin,	Stank,
Brumbaugh,	Hamilton, F. P.,	Nagel,	Stevens,
Burke,	Harkins,	O'Keefe,	Stone,
Cannon,	Harmuth,	Ominsky,	Sumney,
Caputo,	Hartman,	O'Neill,	Tronzo,
Carson,	Hetrick,	Panton,	Tumelty,
Chervenak,	Hindman,	Patterson, C.,	Van Sickle,
Coakley,	Hirsch,	Patterson, J. W.,	Walker,
Cochran,	Holstrom,	Pearson,	Weiss,
Cohen,	Kelso,	Pfaff,	Welliver,
Coleman,	Kilroy,	Piole,	Welsh,
Coolahan,	Kinney,	Powers,	Westrick,
Decker,	Klingler,	Reising,	Yourishin,
Dent,	Kobelak,	Rinn,	Zappala,
Diehl,	Larue,	Robinson,	Sarig,

NAYS—81

Atkins,	Gillette,	Moore,	Sproul,
Baker, F. T.,	Green,	Muir,	Stewart,
Baldi,	Greenstein,	Nothnagle,	Stockham,
Barnhardt,	Habbyshaw,	Parks,	Stott,
Bernhard,	Hamilton, R. S.,	Perry,	Surface,
Blumberg,	Hart,	Peters,	Tahl,
Boyd, R.,	Hermansen,	Phillips,	Terry,
Boyer,	Hoffner,	Reynolds,	Trout,
Brennan,	Hoopes,	Rhys,	Turner,
Carr,	Horst,	Roan,	Van Allsburg,
Castor,	Jackson,	Root,	Wall,
Condon,	Jones,	Schrock,	Wasserman,
Conner,	Linderman,	Schwartz,	Weidemann,
Cordier,	Longaker,	Shortz,	Wickersham,
Davies,	Mallen,	Shreiner,	Wilson,
Denning,	Mason,	Simpson,	Witkin,
Duffort,	McCreary,	Sloan,	Wood,
Ederer,	McDevitt,	Snyder, F. E.,	Woodside,
Ferko,	McKinney,	Snyder, J. L.,	Yeakel,
Forrest,	Merrell,	Sowers,	Zimmerman,
Gates,			

So the question was determined in the affirmative and the amendments were concurred in.

The SPEAKER. The Chair will not take up the amendments to Rules 15 and 51.

On the question,

Will the House agree to the amendments to Rules 15 and 51?

Mr. BLUMBERG. Mr. Speaker and members of the House, in designating the proposed changes that are covered by the two rules which the Rules Committee suggest we amend, I want to designate these two proposed changes as blatant exercise of an attempt to use the well-known gag.

My friend from Westmoreland may not agree with me in reading the report, because he won't see the word "gag" used in the report of the Rules Committee, but it is there very cleverly disguised, and if the adoption of the rule as to resolutions is an attempt to use the gag, it is only a partial attempt as compared to this proposed change.

We have now provided that resolution will not be adopted on the floor of the House except in so far as they meet with the favorable reaction of the majority in the House.

The proposed change now relates to bills, the work was only half done. Now we will complete the job. These amendments provide that when a bill has been referred to this House from committee that all debate, all discussion upon the merits or demerits of the bill may be stopped, may be gagged by a motion to lay on the table which shall always be in order and which shall not be debatable.

I must confess that when the Rules Committee proposed its first change in the rules to the effect that a vote of 85 members of this House could discharge the committee from further consideration of a bill. I was very pleasantly surprised because that action was consistent with the action of the Democratic contigent in this House during the session of 1933. The effect of the adoption of that amendment provided that whereas theretofore a vote of 105 members could bring a bill on the floor of the House in this session a vote of 85 members would produce that effect, and I will admit that that was a very splendid gesture on the part of the Democratic majority. It seems that for once they decided to carry into effect all of the ravings and rantings of the previous session about free and untrammeled discussion on the floor of this House, and while I did think of the old adage that one should be beware of the Greeks when bearing gifts, I had no right to be suspicious until the present moment. The effect of the proposed changes brings us squarely back to where we were before, that there shall be no discussion of a bill on the floor of this House unless the majority decides that there shall be.

I do not expect my Democratic friends in so clearly a party measure to be influenced by anything I say, and I do not expect to make any votes, but I do want to drag into the open the real reason for the proposed change. If a committee is discharged from the consideration of a bill and the bill is before the membership of this House it is presumed that that bill is the property of this House and open to free discussion.

If the proposed change is carried into effect, the moment that the bill is read a motion to lay it on the table is in order. When that motion is passed by a majority of those voting on the bill, not by a constitutional majority, the bill then lies on the Speaker's table. Now, in order to bring that bill back before the House it will require not 85 votes but a majority of those voting on that motion to bring it from the table and before the House. So that we have the effect that a committee may be discharged by 85 votes but the House cannot discuss the bill unless there is a majority that decides to discuss it.

Now let us understand that reason, the motive behind the proposed change, and then let us express publicly whether at this late day after all the protestations of liberality, of free discussion of a real representative House, whether you are willing to record yourselves as being in favor of a change in the rules which will stifle the minority of this House, unless you gentlemen in your generous liberality, bearing gifts, will permit us to do so.

The proposed change certainly should be defeated.

On the question recurring,

Will the House agree to the amendments to Rule 15 and 51?

The ayes and nays were required by Mr. Witkin and Mr. Tahl.

Mr. BLUMBERG. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—112

Achterman,	Diehl,	Larue,	Robinson,
Alexander,	Dilley,	Long,	Ruffennach,
Allen,	Downey, G. E.,	Lovett,	Ruth,
Andrews,	Downey, J. J.,	Lynch,	Sarraf,
Arnold,	Eberharter,	Male,	Scanlon,
Aukerman,	Eroe,	McDermott,	Schrope,
Baine,	Falkenstein,	McElroy,	Schwab,
Baker, J J.,	Finnerty,	McHenry,	Shaw,
Barber,	Fitch,	Melchiorre,	Shepard,
Boyd, H. N.,	Flanagan,	Mentzer,	Shugarts,
Bradley,	Flinchbaugh,	Moomaw,	Siegel,
Brancato,	Furman,	Mooney,	Simon,
Brown, H. S.,	Gerard,	Moran,	Sinwell,
Brown, J. E.,	Haberlen,	Moul,	Smith, J. A.,
Brownfield,	Hagerty,	Munley,	Smith, W. G.,
Brumbaugh,	Haluska,	Nagel,	Stank,
Burke,	Hamilton, F. P.,	O'Keefe,	Stone,
Cannon,	Harkins,	Ominsky,	Sumney,
Caputo,	Harmuth,	O'Neill,	Tronzo,
Carson,	Hartman,	Panton,	Tumelty,
Chervenak,	Hetrick,	Patterson, C.,	Van Sickle,
Coakley,	Hindman,	Patterson, J. W.	Walker,
Cochran,	Hirsch,	Pearson,	Weiss,
Cohen,	Holstrom,	Pfaff,	Welliver,
Coleman,	Kelso,	Piole,	Welsh,
Coolahan,	Kilroy,	Powers,	Westrick,
Decker,	Kinney,	Reising,	Zappala,
Dent,	Klingler,	Rinn,	Sarig,

NAYS—83

Atkins,	Gates,	Muir,	Stewart,
Baker, F. T.,	Gillette,	Nothnagle,	Stockham,
Baldi,	Green,	Parks,	Stott,
Barnhart,	Greenstein,	Perry,	Surface,
Bernard,	Habbyshaw,	Peters,	Tahl,
Blumberg,	Hamilton, R. S.	Phillips,	Terry,
Boose,	Hart,	Reynolds,	Trout,
Boyd, R.,	Hermansen,	Rhys,	Turner,
Boyer,	Hoopes,	Roan,	Van Allsburg,
Brennan,	Horst,	Root,	Wall,
Carr,	Jackson,	Schrock,	Wasserman,
Castor,	Jones,	Schwartz,	Weidemann,
Condon,	Linderman,	Shortz,	Wickersham,
Conner,	Longaker,	Shreiner,	Wilson,
Cordier,	Mallen,	Simpson,	Witkin,
Davies,	Mason,	Sloan,	Wood,
Denning,	McCreary,	Snyder, F. E.,	Woodside,
Duffort,	McDevitt,	Snyder, J. L.,	Yeakel,
Ederer,	McKinney,	Sowers,	Yourishin,
Ferko,	Merrell,	Sproul,	Zimmerman,
Forrest,	Moore,	Stevens,	

So the question was determined in the affirmative and the amendments were agreed to.

The SPEAKER. The Chair will now take up the amendments to Rules 9 and 76.

On the question,

Will the House agree to the amendments to Rules 9 and 76?

Mr. HOOPES. Mr. Chairman, I would like to call attention to the fact that in the amended rule we have left out the word "compel." It does not read straight at all as read by the clerk or as it is printed and on the desks of the members.

The SPEAKER. The gentleman is informed that it is a typographical error. In the official copy it it correctly inserted.

Mr. HOOPES. Mr. Speaker, the clerk read it without the word "compel" both times he read it.

On the question recurring,

Will the House agree to the amendments, to Rules 9 and 76?

They were agreed to.

BILL ON FIRST READING

The SPEAKER. If there are no objections the Chair will now take up the calendar. The Chair hears none.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 147, entitled:

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention, and its adoption or rejection by the people; providing for the nomination of delegates to the convention and for their election at a special election; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. RUTH. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for further consideration.

The motion was agreed to.

ANNOUNCEMENTS OF COMMITTEE MEETINGS

The following announcements were read by the Clerk:

The Appropriations Committee will meet in the House Caucus Room today at 3.30 P. M.

A meeting of the Committee on Ways and Means will be held today in the House Caucus Room at 2.30 P. M.

A meeting of the Corporations Committee in Room 325 at 3.45 P. M. today.

RECESS

The SPEAKER. If there are no objections the Chair will now declare a recess until 4.00 o'clock. The Chair hears none and declares a recess until 4.00 o'clock P. M.

AFTER RECESS

The House reconvened at 4.00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

COMMUNICATION

FAVORING UNEMPLOYMENT INSURANCE AND PENSIONS FOR AGED

The SPEAKER. The Chair laid before the House a communication from the National Slovak Society of the United States of America favoring enactment of legislation in re-unemployment insurance and old age pensions.

Referred to the Committee on Insurance.

REPORTS FROM COMMITTEES

Mr. WITKIN, from the Committee on Ways and Means, reported as committed, House Bill No. 6, entitled:

An Act to amend section twenty-one of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal; limiting the compensation of registers of wills in the collection of transfer inheritance taxes.

Mr. PEARSON, from the Committee on Corporations, reported as committed, House Bill No. 32, entitled:

An Act authorizing the appointment of property guards by certain persons, copartnerships, associations or corporations prescribing the powers of such property guards authorizing the Attorney General to approve their appointments, investigate their work, and require periodical reports from them, imposing duties upon the recorders of deeds and imposing penalties.

Mr. MELCHIORRE, from the Committee on Appropriations, re-reported as committed, House Bill No. 147, entitled:

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention and its adoption or rejection by the people providing for the nomination of delegates to the convention and for their election at a special election and making an appropriation.

Mr. EROE, from the Committee on Ways and Means, reported as committed, House Resolution No. 2.

RESOLUTION NO. 17

Mr. STEVENS. Mr. Speaker, I desire to call up at this time Resolution No. 17. Printer's No. 17.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Whereas In many cases boats on rivers are operated in open competition with railroad transportation and

Whereas Boats so operated are not compelled to maintain rights of way in the manner required of railroads and as a consequence can offer lower rates for transportation and

Whereas The belief prevails that river transportation is not subjected to a burden of Federal and State taxation equal to that imposed on railroads and

Whereas Railroad transportation is essential to the development of the commerce and business of the United States and

Whereas River transportation is in most instances a matter of interstate commerce over which the Federal Government has control therefore be it

Resolved (if the Senate concur) That the General Assembly memorialize Congress of the United States to enact legislation which will equalize the burden of taxation between river and railroad transportation in order to enable railroads to secure a fair share of the business

Resolved That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the Senate and Speaker of the House of Representatives of the United States

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Federal Relations for further consideration.

The motion was agreed to.

QUESTION OF PERSONAL PRIVILEGE

Mr. JONES. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Luzerne will state his question of personal privilege.

Mr. JONES. Mr. Speaker and members of the House, in the capacity of entertainer I have many occasions to visit the different Legion posts back home in Luzerne county. In these visits I find many, many veterans who have been gassed, who have lost different members of their bodies, who have been wrecked in health, who have no jobs and are practically on charity.

In talking with these fellows about their condition, I found that they feel that they have a friend in the Legislature of Pennsylvania. A few years ago, down at Washington, with a Republican House and Senate and a Republican President, we gave the soldiers half of their bonus. Last year we gave them a bonus here, with the House and Senate controlled by Republicans and a Republican Governor.

Those fellows back home think that both the Republicans and Democrats down here feel for them to the extent that they went over there and gave their lives—

The Speaker. Is the gentleman speaking on his resolution—

Mr. JONES. No, Mr. Speaker, under a question of personal privilege.

The SPEAKER. The resolution that he is going to call up?

Mr. JONES. No, Mr. Speaker, I am talking under a question of personal privilege.

The SPEAKER. Is the gentleman speaking on the resolution that he proposes to call up? We are on resolutions now.

Mr. JONES. Mr. Speaker, I am trying to convey to this House what the veterans back home feel and I have to use that language to tell them why—

The SPEAKER. The gentleman will proceed, but will not discuss the resolution he is about to call up.

Mr. JONES. Mr. Speaker and members of the House, in their conversations they feel that the Republicans and the Democrats feel for them to the extent that they are friendly, at least that they appreciate the trials they went through in the trenches over there. They feel that we are their friends.

Members of the House, you know there is a question that is going to arise maybe this week in Washington, and these men may need the help of us members of this Legislature. I am going to ask everybody here at this time, therefore, to forget partisan politics and just let those fellows feel that they are worthy of some consideration, let them feel that we are with them and not against them, let them feel that we are their friends.

With that plea at this time I am going to call up Resolution No. 14, Printer's No. 14, and ask unanimous consent to put this resolution over.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

POINT OF ORDER

Mr. ANDREWS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Cambria will state his point of order.

Mr. ANDREWS. Mr. Speaker, the gentleman was not recognized for the purpose of calling up a resolution and did not have the floor at any time for that purpose.

The SPEAKER. The point of order is well taken.

RESOLUTION NO. 14

Mr. JONES. Mr. Speaker, I desire to call up at this time Resolution No. 14, Printer's No. 14.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, the Federal government has from its immense resources found it possible to expend large sums of money for the relief of the farmer and many who here-

tofore have found agriculture pursuits to be most unprofitable are now comfortably existing on moneys received for slaughtering pigs or plowing under various crops or for not planting their usual acreage in corn or wheat or cotton and

Whereas, Relief in some form has been provided for large utilities for banks and for communities and no great difficulty seems to have been met in obtaining the funds necessary for this most necessary and beneficial form of relief and

Whereas, in spite of this unusual outlay those valiant sons of yesteryear who so willingly and cheerfully and bravely undertook the great adventure to secure and insure for us the peace of the world remain uncared for and

Whereas, Those heroes who crossed the seas and fought on foreign soil in order that we might be safe have for their sacrifices received only the promise that years from now their just claims will be satisfied and

Whereas, It is now when their need is the greatest that those defenders of our national honor should receive full payment from the government that recognized their rights and promised compensation therefore be it

Resolved (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania hereby memorialize and urge the Congress of the United States to consider and pass the legislation necessary to appropriate and immediately pay to those engaged in the World War the amount of the bonus still due and be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to the presiding officers of the Senate and House of Representatives of the Congress of the United States.

On the question,
Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Military Affairs for further consideration.

On the question,
Will the House agree to the motion?

The yeas and nays were required by Mr. Jones and Mr. Wasserman and were as follows:

YEAS—113

Achterman,	Dilley,	Larue,	Robinson,
Alexander,	Downey, G. E.,	Long,	Ruffennach,
Allen,	Eberharter,	Lynch,	Ruth,
Andrews,	Eroe,	Male,	Sarraf,
Arnold,	Falkenstein,	McCreary,	Scanlon,
Aukerman,	Finnerty,	McElroy,	Schrope,
Baine,	Fitch,	McHenry,	Schwab,
Baker, J. J.,	Flanagan,	Melchiorre,	Shaw,
Barber,	Flinchbaugh,	Mentzer,	Shepard,
Boyd, H. N.,	Furman,	Moomaw,	Shugarts,
Bradley,	Gerard,	Mooney,	Siegel,
Brancato,	Haberlen,	Moran,	Simon,
Brown, H. S.,	Hagerty,	Moul,	Sinwell,
Brown, J. E.,	Haluska,	Munley,	Smith, W. G.,
Brownfield,	Hamilton, F. P.,	Murrin,	Stank,
Brumbaugh,	Harkins,	Nagel,	Stevens,
Burke,	Harmuth,	O'Keefe,	Stone,
Cannon,	Hartman,	Ominsky,	Sumney,
Caputo,	Hetrick,	O'Neill,	Tronzo,
Carson,	Hindman,	Panton,	Tumelty,
Chervenak,	Hirsch,	Patterson, C.,	Van Sickle,
Coakley,	Holland,	Patterson, J. W.,	Walker,
Cochran,	Holstrom,	Pearson,	Weiss,
Cohen,	Kelso,	Pfaff,	Welliver,
Coleman,	Kilroy,	Piole,	Welsh,
Coolahan,	Kinney,	Powers,	Westrick,
Decker,	Klingler,	Reising,	Yourishin,
Dent,	Kobelak,	Rinn,	Sarig,
Diehl,			

NAYS—71

Baker, F. T.,	Gates,	Muir,	Stott,
Baldi,	Gillette,	Nothnagle,	Surface,
Barnhardt,	Green,	Perry,	Tahl,
Bernhard,	Habbyshaw,	Peters,	Terry,
Blumberg,	Hamilton, R. S.,	Phillips,	Trout,
Boose,	Hermansen,	Reynolds,	Turner,
Boyd, R.,	Hoffner,	Rhys,	Van Allsburg,
Boyer,	Hoopes,	Roan,	Wall,
Carr,	Horst,	Schrock,	Wasserman,
Castor,	Jackson,	Schwartz,	Weidemann,
Condon,	Jones,	Shortz,	Wickersham,
Conner,	Longaker,	Shreiner,	Wilson,
Cordier,	Mallen,	Simpson,	Witkin,
Davies,	Mason,	Sloan,	Wood,
Denning,	McDevitt,	Sowers,	Woodside,
Duffort,	McKinney,	Sproul,	Yeakel,
Fecko,	Merrell,	Stewart,	Zappala,
Forrest,	Moore,	Stockham,	

So the question was determined in the affirmative and the motion was agreed to.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

RESOLUTION NO. 19

Mr. WASSERMAN. Mr. Speaker, I desire to call up at this time Resolution No. 19, Printer's No. 19.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

During those days when democracy was at stake and fevered urge of patriotism caused Americans to buy liberty bonds until it hurt in order that this Nation might throw into the balance that weight of arms that was needed to turn the tide of victory against the Hohenzollerns there were those at home who grew fat on the sacrifices made by their countrymen.

While American youth was shot to pieces on the battlefields of France the fortunes of munition makers in America grew and grew

Profits here kept far ahead of sacrifices over there and the dangers there faced and the trials there endured and the misery there suffered but added to the vast sums that made rich and kept safe the unconscionable profiteers at home

Late investigations of the earnings of munition plants during the war have revealed that of which no one even dreamed

That men and corporations could so profit on patriotism and take while others were giving and giving was never conceived.

If love of country will not prevent seemingly highminded citizens from enriching themselves at the cost of their fellow men then the government must step in and substitute its power for their utter lack of conscience therefore be it

Resolved, (if the Senate concur) That the Senate and House of Representatives of this General Assembly of the Commonwealth hereby memorializes the Congress of the United States to pass legislation to make impossible the profits heretofore enjoyed by munition makers by giving to the Federal Government rigid control over munition plants and the power to operate such plants either in peace or war times and to at once direct the undertaking and carrying on of a thorough and detailed study of a plan for industrial mobilization during periods of war in order to make excess profits to corporations and individuals impossible in the future and be it further

Resolved, That a copy of this resolution be forwarded by the Secretary of the Senate and the Chief Clerk of the House of Representatives to the presiding officers of the Senate and the House of Representatives of the Congress of the United States with the request that the same be read and then be referred to the proper committees for immediate action

On the question,
Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr Speaker, I move that this resolution be referred to the Committee on Federal Relations for further consideration.

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Wasserman and Mr. Hermansen and were as follows:

YEAS—116

Achterman,	Dilley,	Long,	Ruffennach,
Alexander,	Downey, G. E.,	Lovett,	Ruth,
Allen,	Downey, J. J.,	Lynch,	Sarraf,
Andrews,	Eberharter,	Male,	Scanlon,
Arnold,	Eroe,	McDermott,	Schrope,
Aukerman,	Falkenstein,	McElroy,	Schwab,
Baine,	Finnerty,	McHenry,	Shaw,
Baker, J J.,	Fitch,	Melchiorre,	Shepard,
Barber,	Flanagan,	Mentzer,	Shugarts,
Boyd, H. N.,	Flinchbaugh,	Moomaw,	Siegel,
Bradley,	Furman,	Mooney,	Simon,
Brancato,	Gerard,	Moran,	Sinwell,
Brown, H. S.,	Haberlen,	Moul,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Munley,	Smith, W. G.,
Brownfield,	Haluska,	Murrin,	Stank,
Brumbaugh,	Hamilton, F. P.,	Nagel,	Stevens,
Burke,	Harkins,	O'Keefe,	Stone,
Cannon,	Harmuth,	Ominsky,	Sumney,
Caputo,	Hetrick,	O'Neill,	Tronzo,
Carson,	Hindman,	Panton,	Tumelty,
Chervenak,	Hirsch,	Patterson, C.,	Van Sickle,
Coakley,	Holland,	Patterson, J. W.,	Walker,
Cochran,	Holstrom,	Pearson,	Weiss,
Cohen,	Kelso,	Pfaff,	Welliver,
Coleman,	Kilroy,	Piole,	Welsh,
Coolahan,	Kinney,	Powers,	Westrick,
Decker,	Klingler,	Relsing,	Yourishin,
Dent,	Kobelak,	Rinn,	Zappala,
Diehl,	Larue,	Robinson,	Sarig,

NAYS—71

Baker, F. T.,	Gillette,	Nothnagle,	Stott,
Baldi,	Green,	Perry,	Surface,
Barnhardt,	Habbyshaw,	Peters,	Tahl,
Bernhard,	Hamilton, R. S.,	Phillips,	Terry,
Boose,	Hermansen,	Reynolds,	Trout,
Boyd, R.,	Hoffner,	Rhys,	Turner,
Boyer,	Jackson,	Roan,	Van Allsburg,
Carr,	Jones,	Schrock,	Wall,
Castor,	Linderman,	Schwartz,	Wasserman,
Condon,	Longaker,	Shortz,	Weidemann,
Conner,	Mallen,	Shreiner,	Wickersham,
Cordier,	Mason,	Simpson,	Wilson,
Davies,	McCreary,	Sloan,	Witkin,
Denning,	McDevitt,	Sowers,	Wood,
Duffort,	McKinney,	Sproul,	Woodside,
Ferko,	Merrell,	Stewart,	Yeakel,
Forrest,	Moore,	Stockham,	Zimmerman,
Gates,	Muir,		

So the question was determined in the affirmative and the motion was agreed to.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, January 21, 1935.

Whereas, Under existing law the county treasurers of the various counties will be required to hold tax sales of returned seated lands during the month of February one thousand nine hundred thirty-five

Whereas, When the act which fixed said time as the latest date to which tax sales could be adjourned was adopted the General Assembly presumed that the effects of the economic depression would be spent and the necessity for further adjournment no longer urgent and

Whereas, It appears that sufficient time may not remain to enact suitable legislation before said date fixed for said tax sales to authorize further adjournment therefore be it

Resolved, (if the Senate concur) That the General Assembly hereby authorizes the county treasurers of the various counties of this Commonwealth if the county commissioners and the court of common pleas of such counties consent thereto to further adjourn any tax sale which under existing law is required to be held during the month of February one thousand nine hundred thirty-five and the General Assembly hereby declares its purpose forthwith to enact suitable legislation to validate any such adjournment of a tax and to provide by law for the holding of such adjourned tax sales at a future date saving the lien of all taxes assessed against real estate which was to be sold at such sales

RESOLUTION NO. 13

Mr. JONES. Mr. Speaker, I desire to call up at this time Resolution No. 13, Printer's No. 13.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, Vast numbers of unemployed persons are now forced to accept charity from the Commonwealth through no fault of their's and

Whereas, This necessity to receive help when they are able willing and anxious to work is humiliating and embarrassing to those who have heretofore amply provided for the needs of themselves and their dependents and

Whereas, The present method of affording relief to these unfortunate persons as practiced by the Commonwealth and the Federal government through commissaries and store orders but adds to their natural embarrassment and humiliation and

Whereas, Much of the food and clothing furnished by relief agencies is wasted and dissipated by those who receive it on account of not being adapted to their need and

Whereas, The payment to these unfortunates of the money necessary to sustain life would not only relieve them of the embarrassment and humiliation now suffered but would effect a great saving in the distribution of relief by those charged therewith therefore be it

Resolved, (if the Senate concur), That hereafter all relief distributed by the Commonwealth from funds appropriated for that purpose shall be in the form of cash that all commmissaries now operating shall be closed that the practice of furnishing store orders shall be discontinued and that the legislation necessary to bring about this end shall be speedily passed by this General Assembly

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Judiciary Special for further consideration.

Mr. JONES. Mr. Speaker, I second the motion with the feeling that the Democrats will shortly bring it out of committee and pass it.

The SPEAKER. The gentleman is out of order.

The motion was agreed to.

ANNOUNCEMENT OF COMMITTEE MEETING

The Clerk announced a meeting of the Republican Steering Committee in Room No. 245 immediately after this session.

Also a meeting of all Committee Chairmen in the Caucus Room immediately after the session.

ADJOURNMENT

Mr. AUKERMAN. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10.00 o'clock.

The motion was agreed to, and (at 4.52 o'clock P. M.) the House adjourned until Wednesday, January 23, 1935, at 10.00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

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HOUSE OF REPRESENTATIVES

WEDNESDAY, January 23, 1935.

The House met at 10:00 o'clock A. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard, a member of the House, offered the following prayer:

Most Holy and Almighty God, our Heavenly Father, we thank Thee for Thy care and keeping through the watches of the night. We pray Thy blessings upon this Assembly and as we gather here in this place, as representatives of the people of this Commonwealth, may we be guided by Thy wisdom and supported by Thy strength. May the words of our mouths and the meditations of our hearts be acceptable in Thy sight, O Lord, our strength and our Redeemer. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Schwab the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. BRADLEY. HOUSE BILL No. 254.

An Act to amend section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rate of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of the act," as amended, by reducing the rate of interest which may be charged by small loan companies.

Referred to the Committee on Banking.

By Mr. BRADLEY. HOUSE BILL No. 255.

An Act to prevent fraud and deception in the shipping marketing and sale of anthracite coal; providing standards for anthracite coal; and providing penalties for the violation of this act.

Referred to the Committee on Mines and Mining.

By Mr. BRADLEY. HOUSE BILL No. 256.

An Act to protect the public safety by prohibiting coal stripping work in close proximity to public highways and the abandonment of stripping work, unless the earth is replaced in the opening caused by such work.

Referred to the Committee on Mines and Mining.

By Mr. EBERHARTER. HOUSE BILL No. 257.

An Act to amend article three of the act, approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," as amended; removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment.

Referred to Committee on Cities.

By Mr. MASON. HOUSE BILL No. 258.

A Supplement to the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly;" providing for the filing of liens for taxes which have been returned to the county commissioners for non-payment, for the filing of joint liens by county commissioners for the county and other taxing districts, and for the collection of such liens; and imposing certain duties upon tax collectors.

Referred to the Committee on Municipal Corporations.

By Mr. MASON. HOUSE BILL No. 259.

An Act to amend section one thousand seven hundred and five of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by requiring the city controller to file his audit in the court of common pleas of the proper county, and providing a method of appeal therefrom; who may appeal; providing for a bond of the appellant, the intervention by a taxpayer in an appeal by others, entry and enforcement of a judgment in favor of the city, a bond by intervening taxpayers, the effect of intervention or appeal, and the hearing of appeal.

Referred to the Committee on Cities.

By Mr. MASON. HOUSE BILL No. 260.

An Act to amend sections four thousand three hundred one, four thousand three hundred two, four thousand three hundred four, four thousand three hundred six and four thousand three hundred seven of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," providing that where there is an association or organization heretofore or hereafter

chartered for the purpose of administering the police pension fund, such fund shall be placed under the direction and control thereof and making certain changes in the police pension system.

Referred to the Committee on Cities.

By Mr. MASON. HOUSE BILL No. 261.

An Act fixing the per diem pay of election officers and clerks in counties of the third class.

Referred to the Committee on Elections.

By Mr. MASON. HOUSE BILL No. 262.

An Act to amend section two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended; provided that the county commissioners may appoint the registrars for each district without nomination petitions from the party representatives of the district.

Referred to the Committee on Elections.

By Mr. MASON. HOUSE BILL No. 263.

An Act to amend section four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" authorizing the Secretary of Highways to assume the obligation to reconstruct, improve and maintain certain city bridges and viaducts.

Referred to the Committee on Highways.

By Mr. HARMUTH. HOUSE BILL No. 264.

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania, located at Oakdale, Allegheny County.

Referred to the Committee on Appropriations.

By Mr. EDERER. HOUSE BILL No. 265.

An Act making an appropriation to the Abington Memorial Hospital, Montgomery County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STOCKHAM. HOUSE BILL No. 266.

An Act to amend the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," authorizing counties to appropriate moneys for the support of the Boy Scouts of America.

Referred to the Committee on Counties.

By Mr. EDERER. HOUSE BILL No. 267.

An Act making an appropriation to the Julia White Priscilla Home for Aged Colored People, located at La-Mott, Montgomery County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WASSERMAN. HOUSE BILL No. 268.

An Act authorizing the abatement of penalties and costs on taxes in cities of the first class, and in school districts of the first class.

Referred to the Committee on Cities.

By Mr. DENT. HOUSE BILL No. 269.

An Act providing financial assistance for certain residents of this Commonwealth over fifty years of age who are not gainfully employed and who do not have a certain income; establishing claims against the estates of such persons for assistance received; requiring a certain percentage creating and defining the powers of the citizens retirement board; and defining the powers of the Department of Labor and Industry.

Referred to the Committee on Pensions and Gratuities.

By Mr. DENT. HOUSE BILL No. 270.

An Act imposing an income tax on residents of Pennsylvania, including fiduciaries, providing for disposition of proceeds of the tax for citizens' retirement; defining taxable income and requiring filing of returns thereof; providing for the withholding of the tax at source in certain cases, and imposing duties on withholding agents; providing methods and proceedings for determination and collection of the tax, and imposition of liens therefor; providing for administration of the act by the Department of Revenue; authorizing that department to make rules imposing penalties; and making an appropriation for administrative costs.

Referred to the Committee on Ways and Means.

By Mr. BAINE. HOUSE BILL No. 271.

An Act authorizing the erection and construction by the Department of Property and Supplies of a State tuberculosis sanatorium, placing the sanatorium upon completion under the jurisdiction and control of the Department of Health, and making an appropriation.

Referred to the Committee on Public Health and Sanitation.

By Mr. MURRIN. HOUSE BILL No. 272.

An Act to amend section of the act, approved the eleventh day of June, one thousand eight hundred and seventy-nine (P. L. 148), entitled "An act to require all magistrates and other officials in cities of the first, second and third class, authorized to take acknowledgments and administer oaths, to perform such service free of charge for soldiers and widows of soldiers, when making affidavit to papers for the purpose of drawing pensions," as amended, providing for notice of the provisions of this act to be furnished newly qualified magistrates, aldermen and justices of the peace and others and providing penalties for violations thereof.

Referred to the Committee on Military Affairs.

By Mr. MURRIN. HOUSE BILL No. 273.

An Act authorizing the purchase by the Department of Forests and Waters of certain lands within the bounds of the Commonwealth from the Federal government for specific purposes, and making an appropriation.

Referred to the Committee on Military Affairs.

Br. Mr. HALUSKA. HOUSE BILL No. 274.

An Act making an appropriation to the Miners' Hospital of Northern Cambria, at Spangler, Cambria County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TURNER. HOUSE BILL No. 275.

An Act to amend section two thousand one hundred twenty of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs, providing for and regulating joint sewer improvements."

Referred to the Committee on Municipal Corporations.

By Mr. TURNER. HOUSE BILL No. 276.

An Act to amend section three thousand two hundred and forty of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto;" providing for and regulating joint sewer improvements.

Referred to the Committee on Municipal Corporations.

By Mr. TURNER. HOUSE BILL No. 277.

An Act to amend section one thousand five hundred and forty of the act ,approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto;" providing for and regulating joint sewer improvements.

Referred to the Committee on Municipal Corporations.

By Mr. TURNER. HOUSE BILL No. 278.

An Act to amend section two thousand four hundred forty of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto;" providing for and regulating joint sewer improvements.

Referred to the Committee on Municipal Corporations.

By Mr. FRANK P. HAMILTON. HOUSE BILL No. 279.

An Act to amend sections one and two of the act, approved the twenty-sixth day of May, one thousand eight hundred and ninety-seven (P. L. 106), entitled "An act prohibiting the discharge from public positions of Union soldiers without a reasonable cause, and prohibiting the abolishment of or changing the emoluments of public offices occupied by Union soldiers except for good reason," extending the prohibition of said act to ex-service persons of other wars.

Referred to the Committee on Military Affairs.

By Mr. BRUMBAUGH. HOUSE BILL No. 280.

An Act to amend section one of the act, approved the nineteenth day of May, one thousand eight hundred and eighty-seven (P. L. 132), entitled "An act to give preference of appointment or employment to honorably discharged soldiers, sailors and marines, who fought for the Union cause in the late war of the rebellion," by extending the provision thereof to ex-service persons of other wars.

Referred to the Committee on Military Affairs.

By Mr. O'NEILL. HOUSE BILL No. 281.

An Act to amend sections one thousand and thirty-five and one thousand and sixty-two and the heading of article thirteen of, and to add section thirteen hundred to, the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by changing the fiscal year for boroughs; and providing for carrying out such change.

Referred to the Committee on Boroughs and Townships.

By Mr. GERARD. HOUSE BILL No. 282.

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

Referred to the Committee on Boroughs and Townships.

By Mr. SHREINER. HOUSE BILL No. 283.

An Act to amend section ten of the act, approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," providing for the sharing of the one-half cent tax now paid over to counties between certain counties and cities.

Referred to Committee on Ways and Means.

By Mr. SHREINER. HOUSE BILL No. 284.

An Act granting power to counties, cities, boroughs, towns, townships, school districts and poor districts to redeem unmatured bonds and obligations by a new issue of bonds at a lesser rate of interest.

Referred to Committee on Municipal Corporations.

By Mr. KINNEY. HOUSE BILL No. 285.

An Act to further amend Clause (f), section one, article two, and section four, article five of an act, approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street rail-

way corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act, approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the provisio of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring the approval of the commission to proposed changes in rates.

Referred to the Committee on Public Utilities.

By Mr. KINNEY. HOUSE BILL No. 286.

An Act relating to companies engaged in furnishing public utility service, limiting the capitalization and financing of such companies, regulating mergers, consolidations and reorganizations of such companies, defining the powers of the Public Service Commission in such matters; and providing penalties.

Referred to the Committee on Public Utilities.

By Mr. KINNEY. HOUSE BILL No. 287.

An Act to amend section twenty-one of article two of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a nonresident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," decreasing the compensation of the register of wills for the collection of transfer inheritance taxes.

Referred to the Committee on Ways and Means.

By Mr. HARMUTH. HOUSE BILL No. 288.

An Act to repeal section one thousand three hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An Act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs."

Referred to the Committee on Boroughs and Townships.

By Mr. JOHN E. BROWN. HOUSE BILL No. 289.

An Act to further amend clause (f), section one, article two, and section four, article five, of an act, approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties—and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned; and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act, approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of the travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide

for the incorporation and regulation of certain corporations.' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring the approval of the Commission to proposed change in rates.

Referred to Committee on Public Utilities.

By Mr. HARMUTH. HOUSE BILL No. 290.

An Act to amend the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for the payment of borough funds only upon orders and only where there are sufficient funds available for the payment of such orders.

Referred to Committee on Boroughs and Townships.

By Mr. HARMUTH. HOUSE BILL No. 291.

An Act to repeal the act, approved the seventh day of April, one thousand nine hundred and twenty-seven (P. L. 157), entitled "An act authorizing boroughs to levy and collect a special tax for the purpose of lighting the streets, highways, and other public places."

Referred to Committee on Boroughs and Townships.

By Mr. CHERVENAK and Mr. WESTRICK. HOUSE BILL No. 292.

An Act making an appropriation to the Cresson Volunteer Fire Company for the protection of State property.

Referred to Committee on Appropriations.

By Mr. FORREST. HOUSE BILL No. 293.

An Act to amend section one of the act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine (P. L. 707), entitled "An act fixing the liability of the counties; poor districts, and the Commonwealth for the support of the indigent and partly indigent insane in State institutions," as amended, changing the proportion of liability between counties, poor districts and the Commonwealth for the support of such insane persons.

Referred to Committee on Ways and Means.

By Mr. FORREST. HOUSE BILL No. 294.

An Act to amend section twenty-one of the act, approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of births and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act," as amended, providing that certified copies of death certificates of persons dying in institutions maintained in whole or in part by the Commonwealth, counties or poor districts, shall not be given by the Department of Health until it receives certain notice from such institution.

Referred to the Committee on Public Health and Sanitation.

RESOLUTIONS INTRODUCED AND REFERRED

STAY OF TAX SALES

By Mr. HALUSKA. (Concurrent). RESOLUTION No. 23.

In the House of Representatives, January 22, 1935.

Whereas, Tax sales are required to be held by county treasurers in the various counties of this Commonwealth during the month of February, 1935, and there is insufficient time before the date fixed by law for such sale, to enact appropriate legislation authorizing the further postponement of such sales; therefore be it

Resolved, (if the Senate concur), That the Governor of the Commonwealth be requested to issue his proclamation calling upon the county treasurers of the various counties of this Commonwealth to stay all tax sales, fixed during the month of February, 1935, and the General Assembly hereby declares its purpose forthwith to enact suitable legislation to validate the action of county treasurers in staying any such sale, and to provide by law for the holding of such tax sales at a future date and to save the lien of all taxes assessed against real estate which was to be sold at such sales.

Referred to the Committee on Counties.

MICROPHONES IN HOUSE

By Mr. SOWERS. RESOLUTION No. 24.

In the House of Representatives, January 22, 1935.

Whereas, The installation of loud speakers in the Hall of this House has resulted in great convenience to the Members and in a clearer understanding of questions discussed upon the floor of the House; and

Whereas, The resolution passed by this House on August 9, 1932, which resulted in the placing of one microphone on the floor of the House requested the Department of Property and Supplies "to have the Hall of the House of Representatives so wired that microphones can be plugged in and connected with existing loud speakers at such places in the Hall of this House as to make it possible for each Member of the House to use the same without moving from his or her desk;" and

Whereas, To this time this request of the House has not been fully complied with and it is necessary for those desiring to speak, to proceed to the microphone installed in the front of this House; and

Whereas, A full compliance on the part of the Department of Property and Supplies with the request made by the resolution of August 9, 1932, would result in greater convenience and comfort to the Members desiring to speak or to hear clearly all discussions on the floor of the House; therefore be it

Resolved, By this House of Representatives of the General Assembly of the Commonwealth of Pennsylvania that the Department of Property and Supplies is hereby requested to comply fully with the request made in said resolution (Serial Number 60) of the Special Session of this General Assembly in 1932, and to so wire this Hall that microphones can be plugged in and connected with loud speakers so that each Member of the House can use the same without moving from his or her seat, and that a sufficient number of microphones can be provided so that no inconvenience or delay shall be caused to those desiring to speak; and be it further

Resolved, That a copy of this resolution be forthwith transmitted by the Chief Clerk of this House to the Secretary of the Department of Property and Supplies of the Commonwealth.

Referred to the Committee on State Government.

LYNCH LAW

By Mr. SOWERS. RESOLUTION No. 25.

In the House of Representatives, January 21, 1935.

Memorializing the Congress of the United States, to protect the people against lynch law and mob violence.

Whereas, lynch law and mob violence continue taking an increasing toll from the peaceful citizens of our Country and

Whereas, law and order is absolutely necessary to maintain a staple government:—Therefore be it

Resolved, by the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, that the Federal Government be memorialized to pass such laws and take such action necessary to blot out and prohibit lynch law and mob violence, and secure to every citizen, life, liberty and the pursuit of happiness, as guaranteed in our bill of rights:

Be it further Resolved, that copies of this resolution be transmitted by the Speaker and Chief Clerk of this House, to the President of the United States, the Vice President and President of the Senate, to the Speaker of the House of Representatives and to the Senators and Representatives in the Congress of the United States, from the Commonwealth of Pennsylvania.

Referred to the Committee on Federal Relations.

WORLD COURT

By Mr. SOWERS. RESOLUTION No. 26.

In the House of Representatives, January 22, 1935.

Whereas, There is now pending before the Senate of the United States a proposition to enter this Government into the World Court, and

Whereas, It is wiser now to avoid foreign entanglements than when Washington advised against it, therefore be it

Resolved, that the Legislature of the State of Pennsylvania memorializes the United States Senate to vote and use its influence against the entry of the United States into the World Court, and that a copy of this resolution be sent to the United States Senators from Pennsylvania and to the United States Senate.

Referred to the Committee on Federal Relations.

RESOLUTIONS AND BILLS

By Mr. WEISS. RESOLUTION No. 27.

In the House of Representatives, January 22, 1935.

Whereas, A statement compiled by a committee selected by Governor George Earle, clearly indicates that the fiscal affairs of this Commonwealth face an acute condition;

Whereas, Both Republican and Democratic parties were committed to a liberal platform in the recent election held on November 6th, 1934;

Whereas, The mandate of the people clearly expressed to the Members of the Assembly a desire to have this liberal platform enacted into law as expeditiously as possible;

Whereas, Many Republican Members of the House have been wasting valuable time in presenting resolutions that in reality are concerned with federal problems wholly under the jurisdiction of the Congress of the United States; therefore be it

Resolved, That all Members of this Assembly, both Republican and Democratic, unite in a spirit of friendliness and cooperation in order to redeem their pledges to the people of this Commonwealth, and confine themselves to the introduction of resolutions and measures only which are within the spirit of their party platforms and will advance the welfare of the people of this great Commonwealth and trust the Members of the Congress of the United States to guide the destinies of the Nation.

Referred to the Committee on Judiciary Special.

INCOME TAX

By Mr. SOWERS. RESOLUTION No. 28.

In The House of Representatives,
Harrisburg, January 22, 1935.

Memorializing the President of the United States and the Congress to approve, an Act to increase the present federal income taxes by a certain amount and distribute that increase to the States from which it is collected.

Whereas, The present financial condition of the Commonwealth of Pennsylvania requires the imposition of additional taxation and probably the same conditions exist in many of the sister States of the Union, and

Whereas, It is deemed advisable by many citizens, regardless of party allegiance, to place an income tax law upon the Statute books of the Commonwealth of Pennsylvania, and

Whereas, The power to pass such Legislation creating graded income taxes in the Commonwealth of Pennsylvania is questionable, and

Whereas, The passing of such income tax Legislation and the administration of the same would result in placing an additional burden of overhead costs on the taxpayers by having both a federal and state income tax system in force and would result in having two different groups of officeholders performing one and the same service and would burden the Commonwealth of Pennsylvania with the expense of a system which the Federal Government already has and maintains, and that the United States Internal Revenue Department is now fully equiped with all of the necessary machinery to properly and efficiently collect such an additional tax,

Therefore Be It Resolved, By the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, that the Federal Government be memorialized to add to the present income tax levy an additional levy, and that the additional levy be returned to the several States from which it was collected, and

Be It Further Resolved, That copies of this Resolution be transmitted by the Speaker and the Chief Clerk of this House to the President of the United States and the Vice President and the President of the Senate, to the Speaker of the House of Representatives, and to all the Senators and Representatives in the Congress of the United States from the Commonwealth of Pennsylvania.

Referred to the Committee on Federal Relations.

OLD AGE PENSION

By Mr. SOWERS. RESOLUTION No. 29.

In the House of Representatives, January 22, 1935.

Memorializing the President of the United States and the Congress to approve an Act to fix the minimum age for Old Age Pension or Security at not over sixty years.

Whereas, Persons now past forty-five years of age find great difficulty in obtaining employment and especially so because labor saving machinery has in effect dispensed with their services in the economic system of production, and

Whereas, It is only right and proper that labor saving machinery having dispensed with their services should in turn bear the taxation necessary to secure to them the right to live, therefore be it

Resolved, By the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania that the Federal Government be memorialized to fix the minimum age for Old Age Pension at not greater than sixty years, and be it further

Resolved, That copies of this resolution be transmitted by the Speaker and the Chief Clerk of this House to the President of the United States, the Vice-President, and the President of the Senate, and to the Speaker of the House of Representatives, and to all the Senators and Representatives in the Congress of the United States from the Commonwealth of Pennsylvania.

Referred to the Committee on Federal Relations.

LEAVES OF ABSENCE

Mr. REISING asked and obtained leave of absence for Mr. Nagel.

Mr. HARKINS asked and obtained leave of absence for Mr. Holland.

COMMITTEE APPOINTED TO ARRANGE FOR CELEBRATION OF PRESIDENT'S BIRTHDAY

The SPEAKER. The Chair appoints as a committee to make arrangements for the celebration of the birthday of President Franklin D. Roosevelt; Messrs. Ominsky, Flinchbaugh, Munley, Simon, Rinn, Shreiner.

RESOLUTION NO. 10

Mr. CANNON. Mr. Speaker, I desire at this time to call up Resolution No. 10, Printer's No. 10.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, In this Commonwealth of Pennsylvania there prevails a State Emergency Relief Board who constitute the authority to allocate funds to the various counties set-up for the purpose of direct relief or work relief; and

Whereas, The County Relief Board of the County of Philadelphia constitutes the authority in Philadelphia to render decisions by the set-up they term beneficial; and

Whereas, Direct relief sought from many angles by those in distress, food orders, coal, clothing, shoes and many other necessities made available and disposed of through the set-up termed by many in authority that were compensated by wages or salaries for their services rendered; and

Whereas, Work relief created by projects authorized in local communities by which employment created came under the jurisdiction of the State Emergency Relief Administration, Local Works Division and County Relief Board.

Therefore Be It Resolved, (should the Senate concur), A complete investigation by a committee of four members of the house appointed by the Speaker of the House and a committee of three members of the Senate appointed by the President Pro Tempore be granted power to constitute the authority for conducting hearings to obtain any evidence they seek regarding relief and the distribution or disbursing of

Resolved, Each member of the committee shall have the power to administer oaths or affirmations to witness appearing before it, any person who shall wilfully neglect to appear and testify before said committee or refuse to produce any books, papers, records or documents shall be subject to the penalties provided by law of this Commonwealth.

Resolved, That an item be inserted in the General Appropriation bill to pay the expenses of said committee.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Judiciary Special for the purpose of further consideration.

The motion was agreed to.

RESOLUTION NO. 11

Mr. CANNON. Mr. Speaker, I desire to call up at this time Resolution No. 11, Printer's No. 11.

The resolution was read by the Clerk as follows:

In The House of Representatives, January 14, 1935.

Whereas, Recovery is worth all it costs the New Deal is at crossroads and

Whereas, Instead of States trying to dominate the Federal Government, we have private bankers trying to dominate our Federal Treasury; and

Whereas, The framers of the United States Constitution in Article 1 Section 8 very wisely said, "Congress shall have the power to coin money and regulate the value thereof,"

Whereas, We do not desire to and will not destroy our monetary system; and

Whereas, Our Government under the leadership of a great President Franklin Delano Roosevelt is making a determined effort to restore prosperity to the people, much has been done toward helping wage earners, laborers, farmers, home-owners, business, industry and commerce; and

Whereas, Debts have been scaled down, extended and interest charges reduced, the issuance and distribution of money is a governmental function; and

Whereas, The Federal Reserve Banks should be taken over by the Government and operated in the interest of the people, Banks, Industry and Commerce. No private Corporation or Corporation Owned by private Corporations should have the right to issue money. The Government should issue currency when in need of money instead of tax exemption interest bearing bonds; and

Whereas, A billion dollars a year can be used by the Federal Government to a better advantage than paying it as interest on Government Bonds that may be used as a basis for the issuance of currency.

Resolved, That the General Assembly of the Commonwealth of Pennsylvania urge the President of the United States to move at once for a substantial and effective inflation for creation of at least ten billion of dollars in new credit for its immediate distribution and for its control through a government operated central banks, which shall provide vast new appropriations for the Public Works Administration to be expended liberally and swiftly in addition provide the Reconstruction Finance Corporation with funds to pay off the depositors who trusted the Governments call for faith in their banks.

Resolved, Copies of this resolution be transmitted by the clerk of the Senate to the President of the United States, to both Members of the United States Senate and each Member of Congress from the Commonwealth of Pennsylvania.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Banking for the purpose of further consideration.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 6, entitled:

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading,

An Act to amend section twenty-one of the act, approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act, providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," limiting the compensation of registers of wills in the collection of transfer inheritance taxes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.
Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 32, entitled:

An Act authorizing the appointment of property guards by certain persons, copartnerships, associations or corporations prescribing the powers of such property guards authorizing the Attorney General to approve their appointments, investigate their work, and require periodical reports from them, imposing duties upon the recorders of deeds and imposing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.
Agreeably to order,

BILL ON SECOND READING

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with
The House proceeded to the second reading and consideration of House Bill No. 147, entitled:

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention, and its adoption or rejection by the people; providing for the nomination of delegates to the convention and for their election at a special election; and making an appropriation.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a special election shall be held on the fourteenth day of May one thousand nine hundred and thirty-five at which there shall be elected by the qualified electors of this Commonwealth delegates to a constitutional convention to draft a new Constitution for or revise the present Constitution of this Commonwealth

On the question,
Will the House agree to the section?

MOTION TO RECOMMIT

Mr. WITKIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Constitutional Amendments for further consideration and further study.

On the question,
Will the House agree to the motion?

Mr. RUTH. Mr. Speaker, I rise to oppose this motion. This bill has been on the calendar and every one has been able to become acquainted with it. We want the bill to pass today.

Mr. WITKIN. Mr. Speaker, I desire to interrogate the gentleman from Berks.

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. RUTH. I will, Mr. Speaker.

Mr. WITKIN. Mr. Speaker, will the gentleman from Berks advise this House when this bill was first printed for the benefit of the members of this House?

Mr. RUTH. Mr. Speaker, the bill was presented in this House on Monday evening and was printed and on the members' desks yesterday morning.

Mr. WITKIN. Mr. Speaker, will the gentleman from Berks agree with me that this is an eleven page bill and that the first time it was on the files of the members of this House was Tuesday, January 22nd, yesterday; is that correct?

Mr. RUTH. That is correct, Mr. Speaker.

Mr. WITKIN. Mr Speaker, does the gentleman from Berks recall that in a previous interrogation I pointed out that a resolution that contained two hundred and eighty-six words had been in this House and printed for one week—does the gentleman recall stating to this House that he believed that sufficient time had not been given for proper study and consideration of that small resolution of two hundred and eighty-six words?

Mr. RUTH. Mr. Speaker, I agree that I made that statement, but I realize that the members of this House have gained considerable experience since that time and are able to understand the bill.

Mr. WITKIN. I desire to further interrogate the gentleman from Berks.

The SPEAKER. Will the gentleman from Berks permit himself to be further interrogated?

Mr. RUTH. One more question, Mr. Speaker.

Mr. WITKIN. May I ask the gentleman from Berks whether he does not consider the discussion of this bill more than a facetious matter?

Mr. RUTH. Mr. Speaker, I think that every one has been able to study this bill and knows what the bill is about. The newspapers have published it and every one has read the bill; there is no question about that.

Mr. WITKIN. Mr. Speaker, do I understand that the gentleman from Berks refuses to be interrogated any further?

The SPEAKER. The gentleman from Berks answered "one more question."

Mr. WITKIN. Mr. Speaker and members of the House, with due and proper respect to my worthy opponent, I am rather amazed, astounded and astonished that the Democratic floor leader of this House on a bill of greater importance than any bill that could possibly ever be presented before any legislature should refuse to permit the minority party to interrogate him and should limit his interrogation to "one more question." However, that is his prerogative.

In support of the desire to return this bill to the committee, I have this to say: this bill is a bill changing the constitution of Pennsylvania. Is there a member within the hearing of my voice that can possibly state that it is not the most important piece of legislation that has ever been presented before any house of representatives? And yet this is the same Democratic leadership that stated on Monday night on a small, tiny, little resolution of two hundred and eighty-six words that desired more time to study it. This Democratic majority wanted more time to study small matters but on big matters they do not want any time at all.

POINT OF ORDER

Mr. HARRY N. BOYD. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Westmoreland will state his point of order.

Mr. HARRY N. BOYD. Mr. Speaker, the gentleman is not confining himself to the question before the House—the motion.

The SPEAKER. The gentleman from Philadelphia must confine himself to the motion to recommit.

Mr. WITKIN. Mr. Speaker and members of the House, is substantiation of my statement I say to you that when you put into this House on Monday night before it is

printed a bill of this importance and you hold a meeting of your Committee on Constitutional Amendments and you become so ingenious that within twelve minutes you can report out a bill that has not been printed, that you have not read, that you knew nothing about, then I say truly you have learned more than a little since Monday night, you have become the peers of all learners.

Here is a bill that was given twelve minutes consideration by a Democratic controlled committee, and it might well be said that if this bill were ever enacted into law—and, God! I hope and pray it never will—that it was created and conceived in twelve minutes then we might well call the new constitution the twelve minute baby of the Democrats.

You members talk about railroading. I say that you have failed to give us time, failed to give us more than twenty-four hours within which to consider and study this bill, failed to give the people of the Commonwealth of Pennsylvania the opportunity to confer with their representatives and to suggest amendments. The failure to lay this bill over until at least next Monday night for second reading, so that proper amendments can be made, is not railroading; it is putting a bill through this House by the New Deal route of airplaning. You are not trying to railroad this bill, you are trying to airplane it without rhyme or reason and without judgment.

Members of the Democratic party, by doing this you are violating every tradition of your party and you are becoming the mere pawns and puppets of your leaders.

The SPEAKER. The gentleman from Philadelphia will confine himself to the motion to recommit.

Mr. WITKIN. Mr. Speaker, you should recommit this in justice to the people of Pennsylvania, you should recommit this bill to give us more time to study it in justice to your party, you should give this bill back to the committee so that we may read this eleven page bill intelligently and wisely, in order that you should not gag us from the opportunity of presenting amendments to this bill.

You members of the Democratic party know and I know that today is the last time that we can offer amendments to this bill. It is on second reading within twenty-four hours after receiving first reading. It is not fair—not to us—I do not argue that it is not fair to the Republican party; it is not fair to the constituents of Pennsylvania whom we all represent. What harm can there come, what hurt can there be if you let this go back to the committee until Monday night, and then if you want to railroad or airplane it out again, vote on it on Tuesday. But there are matters of importance involved here. The public press has not even had time to give you all the details of this bill. Let the people back home know what you are going to do before you have done it. You want to push this thing through, you want to railroad it and gag us improperly, and I venture to say that your actions will come back to haunt you at long range—

The SPEAKER. The gentleman from Philadelphia will confine himself to the motion to recommit.

Mr. WITKIN. May I say to the Speaker that I feel that an argument calling attention to the actions of the majority is argument on the motion to recommit?

The SPEAKER. The gentleman will confine himself to the motion to recommit.

Mr. WITKIN. Mr. Speaker and members of the House, I am going to say in conclusion to you, be big enough, if you can, to lay aside your partisan politics when it comes to the matter of the revision of the constitution of Pennsylvania. I hope you can be, but frankly doubt it, and you will confirm my doubts if you fail to recommit this bill for further consideration.

I submit, members of the House, that this bill ought to be recommitted; no harm can come. The people want to know what is going on. It is an important matter. The responsibility of airplaning this bill through this House is yours, the majority party of this House.

Mr. FLINCHBAUGH. Mr. Speaker and ladies and gentlemen of the House, the question before this body is not the adoption of a new constitution. The question before this House is only to set up the machinery for the adoption of a new constitution. This bill provides that a constitutional convention shall be called and after the constitutional convention has acted, the constitution will then be resubmitted to the people of Pennsylvania, and in opposing this motion to recommit—

The SPEAKER. The Chair wishes to inform the gentleman from York that the bill itself is not under discussion. The question is on the motion to recommit. The subject matter of the bill itself is not up for discussion.

Mr. FLINCHBAUGH. Mr. Speaker, in opposing this motion to recommit, we are not acting hurriedly. This question has been before the people of Pennsylvania for a number of years. The people of Pennsylvania have decisively expressed themselves in favor of a constitutional convention and in favor of a new constitution. In submitting this bill and trying to bring it before the people as expeditiously as possible. We are not opposing the traditions of the Democratic party. The Democratic party does not live today in the ox-cart age, it lives in the modern age. The people today understand and expect action from this body, and consequently I believe that the people of Pennsylvania will approve, as they did in November, the action of this House and this Democratic party in bringing this matter as speedily as possible to its ultimate conclusion. I, therefore, ask you to vote "no" on the motion to recommit.

Mr. TURNER. Mr. Speaker, I would like to interrogate the gentleman from York, Mr. Flinchbaugh.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. FLINCHBAUGH. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, I would like to ask the gentleman from York whether he thinks that the necessity for speed warrants the passage of a poorly drawn measure by this House.

Mr. FLINCHBAUGH. Mr. Speaker, I am not willing to agree that this is a poorly drawn measure. I believe it is a measure that has been carefully drawn by me who are able lawyers and who are fully equal to the occasion.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Blumberg and Mr .Habbyshaw and were as follows:

YEAS—60

Baker, F. T.,	Cordier,	Hermansen,	Parks,
Baldi,	Davies,	Horst,	Perry,
Barnhardt,	Denning,	Kane,	Peters,
Bernhard,	Duffort,	Mallen,	Phillips,
Blumberg,	Ferko,	McDevitt,	Reynolds,
Boose,	Forrest,	McKinney,	Roan,
Boyd, R.,	Gillette,	Merrell,	Schrock,
Boyer,	Green,	Moore,	Schwartz,
Carr,	Greenstein,	Muir,	Shortz,
Castor,	Habbyshaw,	Nothnagle,	Simpson,

Sloan,	Stewart,	Turner,	Witkin,
Snyder, F. E.,	Stockham,	Wall,	Wood.
Snyder, J. L.,	Surface,	Wasserman,	Woodside,
Sowers,	Terry,	Weidemann,	Yeakel,
Sproul,	Trout,	Wickersham,	Zimmerman,

NAYS—114

Achterman,	Diehl,	Kobelak,	Sarraf,
Alexander,	Dilley,	Larue,	Scanlon,
Allen,	Downey, G. E.,	Lovett,	Schrope,
Andrews,	Downey, J. J.,	Lynch,	Schwab,
Arnold,	Eberharter,	Male,	Shaw,
Atkins,	Eroe,	McElroy,	Shepard,
Aukerman,	Falkenstein,	McHenry,	Shugarts,
Baine,	Finnerty,	Melchiorre,	Siegel,
Baker, J. J.,	Fitch,	Mentzer,	Sinwell,
Barber,	Flanagan,	Moomaw,	Smith, J. A.,
Boyd, H. N.,	Flinchbaugh,	Mooney,	Smith, W. G.,
Bradley,	Gates,	Moran,	Stank,
Brancato,	Gerard,	Munley,	Stevens,
Brown, H. S.,	Haberlen,	Murrin,	Stone,
Brown, J. E.,	Hagerty,	O'Keefe,	Sumney,
Brownfield,	Haluska,	Ominsky,	Tronzo,
Brumbaugh,	Hamilton, F. P.,	O'Neill,	Tumelty,
Burke,	Hamilton, R. S.,	Panton,	Van Sickle,
Cannon,	Harkins,	Patterson, C.,	Walker,
Caputo,	Harmuth,	Patterson, J. W.,	Weiss,
Carson,	Hartman,	Pearson,	Welliver,
Chervenak,	Hetrick,	Pfaff,	Welsh,
Coakley,	Hindman,	Piole,	Westrick,
Cochran,	Hirsch,	Powers,	Wilson,
Cohen,	Holstrom,	Reising,	Yourishin,
Coleman,	Hoopes,	Rinn,	Zappala,
Coolahan,	Kelso,	Robinson,	Sarig,
Decker,	Kilroy,	Ruffennach,	
Dent,	Kinney,	Ruth,	

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 1, line 4, by striking out the words "a special" and insert in lieu thereof

an

Amend sec. 1, page 1, line 4, by striking out the words "fourteenth day" and insert in lieu thereof

third Tuesday

Amend sec. 1, page 1, line 5, by striking out the word "May" and insert in lieu thereof

September

On the question,

Will the House agree to the Amendments?

Mr. RUTH. Mr. Speaker, I rise to oppose these amendments. I believe that the special election should be held as stated in this bill. Therefore I ask that the members vote the amendments down.

Mr. TURNER. Mr. Speaker, as stated by my friend from Berks, Mr. Ruth, the purpose of this amendment is to change the date of the election from a special election in May of this year to the primary election which will be held in September. The obvious purpose of that change is not for delay but is to save a lot of money. It is estimated—I think I understood the gentleman from Berks to say in the committee meeting the other day and I believe I am not transgressing in stating that such a statement was made by him—that the election would cost about six hundred and fifty thousand dollars.

If we hold the election in May we have to have election officers, we have to have the election machinery all set up, and it will be an extra cost upon the State at a time when we need every penny of money in the treasury of Pennsylvania. If we hold this election in September at the time of the regular primary there will be no need of extra officers, it will be done by the usual machinery set up for the primary. It will save, as I was roughly able to estimate in the brief time at my disposal approximately half a million dollars to the people of Pennsylvania.

I believe that the months that will be saved by having this election in May and having the convention meet in June, as this bill provides, as against the provision which I intend of having the election in September and the convention to meet in October, is so slight that we are warranted in trying to save that half million dollars, and, therefore, on the basis, and not because of any partisan question that might enter into it or any consideration of the bill as a whole, but purely in the interest of economy I ask you to vote in favor of this amendment.

Mr. COHEN. Mr. Speaker, I desire to interrogate the gentleman from Delaware.

Mr. SPEAKER. Will the gentleman from Delaware permit himself to be interrogated?

Mr. TURNER. I will, Mr. Speaker.

Mr. COHEN. Mr. Speaker, do I understand that the gentleman from Delaware suggests an amendment that we withhold the election of the delegates until September, and the convention in October?

Mr. TURNER. That is right, Mr. Speaker.

The SPEAKER. The gentleman from York will please direct his question to the gentleman from Delaware instead of to the Chair.

Mr. COHEN. If the convention were held in October under your plan, when should the ratification of the convention be held?

Mr. TURNER. The ratification of the convention? In the Primary of 1936, which would be held in April of 1936. Being a Presidential year, the Primary comes in April.

Mr. COHEN. Then that would be six months later than the plan provided by Bill 147?

Mr. TURNER. The provision under this bill would be that if it is adopted and ratified the Constitution as presented by the convention would go into effect January 1, 1936, as I recall the Act. Under the plan which would have to be worked out with a September primary, it would go into effect on June 1, 1936, just five months later.

Mr. COHEN. From January first to June first is six months.

Mr. TURNER. Five months in my way of calculating.

Mr. COHEN. But that would delay the enactment or ratification of the Constitution six months, is that correct?

Mr. TURNER. Five months.

Mr. COHEN. That is all.

Mr. TURNER. Mr. Speaker, might I point out to the members of the House, particularly to the gentleman from York, that if the new Constitution would go into effect on June first, that that would be the beginning of a new fiscal year in the Commonwealth of Pennsylvania, and the fiscal year runs from June first to May thirty-first, and that even if you did have this Constitution go into effect on January 1, 1936, it would hardly be, from the standpoint of fiscal accounting and for the purposes of the Commonwealth, of any effect until June first of that year.

Mr. COHEN. Mr. Speaker, may I point out to the membership of the Republican minority, and particularly to the gentleman from Delaware, that if we do not have a

convention which will ratify the new Constitution, the fixing of the fiscal year will be entirely a fiction, because the Commonwealth finances are in such a state that there will not be any fiscal year whatever unless the Constitution is ratified.

Mr. SOWERS. Mr. Speaker and members of the House, I frankly confess that I have not had enough time to study this bill, but I haven't any doubt but what my Democratic friends might answer some of the things that have caused me to hesitate on the bill. I should think that every voter in the Commonwealth ought to have a right to vote for the delegates.

As I remember it, the registration books are now closed and those voters who have moved from one precinct to another would not have, under our present law, any opportunity to register and qualify to vote. Is there anything in this bill which will enable those voters to register and exercise their right of franchise? Does not this bill deprive a great multitude of people from voting at this special election? How can you register these folks? What system will you provide to give them a chance to be heard? I would like some of my Democratic friends to tell us about that. Maybe I am wrong.

Mr. RUTH. Mr. Speaker, I believe that this bill is efficiently drawn, plainly understood by everyone, and we do not want to change the substance of the bill, and, therefore, I ask the members to vote down these amendments.

On the question recurring,

Will the House agree to the amendments?

They were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

Mr. TURNER. Mr. Speaker, I had a number of amendments to offer to this bill, some of which I have sent to the desk. In view of the position as taken by the majority party in this House in voting down this first amendment, it seems to me useless to go on with these other amendments, which I believe, however, are necessary to put this bill in proper form, whether we agree with the system or not. But, however, to conserve the time of the members of this House, I am going to withdraw the rest of the amendments.

Sections two to ten inclusive were separately read and agreed to as follows:

Section 2 The constitutional convention shall consist of one hundred two district delegates three to be elected from each congressional district and twenty-seven delegates-at-large who shall be elected from the Commonwealth at large

Section 3 In choosing the delegates for each congressional district each elector shall be entitled to vote for not more than two of the candidates for delegates from the district and the three candidates receiving the highest number of votes shall be declared elected In choosing the delegates-at-large each elector shall be entitled to vote for not more than eighteen of the candidates for delegates to be chosen from the Commonwealth at large and the twenty-seven candidates receiving the highest number of votes shall be declared elected

Section 4 Each candidate for delegate shall have been a citizen of the United States of America for at least five years and a qualified elector of this Commonwealth for at least two years prior to the day of the special election Each candidate for district delegate also shall be a qualified elector of the congressional district from which he or she shall be a candidate

Section 5 All political parties required by law to nominate their candidates at the primary election may in the manner hereinafter set forth nominate two candidates from each congressional district as district delegates to the constitutional convention and eighteen candidates from the Commonwealth at large as delegates-at-large Such political parties shall nominate their candidates for delegates-at-large by State-wide conventions composed of the members of their State committees and their candidates for district delegates shall be nominated in congressional districts by conventions called in each congressional district which except in the congressional districts located within cities of the first class shall be composed of the members of the county committees who represent the election districts or divisions within the particular congressional district. In the case of congressional districts within cities of the first class such conventions shall be composed of the members of the ward committees of the election divisions within the particular congressional district.

Conventions for the nomination of delegates-at-large and district delegates shall be convened by the State chairmen of the respective State committees of the political parties at such times and places as shall be designated by the chairmen

The presiding officer and secretary of each convention shall prepare certificates of nomination for the candidates nominated which shall be sworn to or affirmed by them before an officer authorized to administer oaths to be true and correct to the best of their knowledge and belief More than one nomination may be included in one certificate of nomination Such certificates of nomination shall be filed with the Secretary of the Commonwealth within the time hereinafter required in this act

Section 6 Any body of qualified electors not entitled to make nominations under the preceding section of this act may make nominations for delegates-at-large and district delegates to the constitutional convention by nomination papers in the manner provided by law for the nomination by nomination papers of candidates for State offices or for members of the House of Representatives of the United States except that such papers or objections thereto shall be filed within the periods of time hereinafter provided in this act A qualified elector may sign nomination papers for not more than two candidates for district delegates and for not more than eighteen candidates for delegates-at-large

Section 7 All nomination certificates or nomination papers shall be filed with the Secretary of the Commonwealth at least forty-five days before the date of the special election authorized in this act Blank forms for certificates of nomination and nomination papers shall be prescribed and furnished by the Secretary of the Commonwealth and no forms other than the ones so prescribed shall be used for such purposes Objections to nomination papers may be made and shall be disposed of in the manner provided by law except that objections to such papers must be filed in the Court of Common Pleas of Dauphin County and with the Secretary of the Commonwealth within at least forty days before the date of the special election

Section 8 Any person whose name has been presented as a candidate may cause his name to be withdrawn from nomination by request in writing signed by him and acknowledged before an officer qualified to take acknowledgments of deeds and filed in the office of the Secretary of the Commonwealth within thirty days previous to the day of the special election No name so withdrawn shall be printed upon the ballots

Section 9 The Secretary of the Commonwealth shall at least fourteen days prior to the date of the special election authorized in this act transmit to the county commissioners and the sheriff in each county in which such election is to be held duplicate official lists stating the names and residences of and parties or policies represented by all candidates whose nomination certificates or papers have been filed with him under the provisions of this act and have not been found and declared to be invalid and to be voted for at each voting place in each county respectively substantially in the form of the ballots to be used therein

Section 10 The names of the candidates for delegates-at-large for the constitutional convention shall be printed upon ballots or ballot labels in a separate column or row

under or following the heading "Delegates-At-Large to Constitutional Convention" with the party affiliation of each candidate following the name of the candidate The names of candidates for district delegates for the constitutional convention shall be printed upon ballots or ballot labels in a separate column or row under or following the heading "Delegates to Constitutional Convention ——— District" with the party affiliation of each candidate following his name A party column shall be provided for at the left of the ballot and a vote in the party column shall constitute a vote for each candidate of the party of the delegate-at-large and for each candidate of the party of the district delegate and provision for like effect shall be made where voting is done by voting machines

Section eleven was read as follows:

Section 11 The special election authorized by this act shall be held and conducted by the regular election officers of the several election districts of the Commonwealth and shall be governed and regulated in all respects by the laws governing the general elections of the Commonwealth so far as the same shall be applicable thereto and not inconsistent with the provisions of this act Provided that no constables or deputy constables shall be required to attend or to receive any compensation for attending the special election Any law to the contrary notwithstanding all judges of election inspectors and clerks and custodians or deputy custodians or inspectors of voting machines shall receive as full compensation for their service in connection with the special election the sum of Five Dollars ($5.00) per day Return judges in congressional districts shall receive as full compensation for their services in connection with the special election Five Dollars ($5.00) per day and mileage at the rate of four cents ($0.04) per mile circular .

On the question,

Will the House agree to the section?

Mr. RUTH. Mr. Speaker, I desire to offer the following amendment, simply to clarify one word.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 11, Page 6, line 9 by striking out after the word "or" and before the word "receive" the word:

[to]

and inserting in lieu thereof the word

shall

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

Sections twelve to twenty-six inclusive and the title were separately read and agreed to as follows:

Section 12 The votes cast at the special election for district delegates shall be counted and canvassed by the proper election officers as is now provided by law in the case of elections of members of the House of Representatives of the United States The names of the district delegates elected shall be duly certified to the Secretary of the Commonwealth

Section 13 The votes cast at the special election for delegates-at-large shall be counted certified and computed and returned as is now provided by law with respect to other offices filled by a vote of the electors of the Commonwealth at large

Section 14 The Secretary of the Commonwealth upon the completion of the computation of the election returns of the delegates-at-large and the receipt by him of the certificates of the proper election officials showing the district delegates elected in the several congressional districts of the Commonwealth and in all events within fifteen days after the special election shall certify to the Governor the names of all district delegates and delegates-at-large to the constitutional convention elected at the special election The Governor shall forthwith issue his proclamation declaring the names of the persons chosen as delegates to the convention and the Secretary of the Commonwealth shall issue a certificate of election to each person so chosen

Section 15 The members of the constitutional convention shall each receive as full compensation for their services and their traveling and other expenses the sum of One Thousand Dollars ($1,000.00) payable in four equal installments

Section 16 Any vacancy occurring in the nomination for the office of district delegate or delegate-at-large prior to the election may be filled by the party or group on whose ticket such vacancy occurs at any time before the election in the same manner as such party or group is authorized by this act to make original nominations Any vacancy occurring in the office of district delegate or delegate-at-large after the election shall be filled by the vote of the delegates-at-large of the party or group of which the delegate whose place is to be filled was a representative

Section 17 The delegates to the constitutional convention shall convene at nine o'clock A M on the fourth day of June one thousand nine hundred thirty-five at such place in the City of Harrisburg Pennsylvania as the Governor may designate and shall immediately organize by electing a President Secretary and such other officers as shall be necessary for the transaction of the business of the convention The convention shall have the power to adopt rules of procedure and to determine the election and qualification of delegates and to adjourn to such time or times and place in the City of Harrisburg as it shall determine

Section 18 The convention shall have the power to employ and fix the compensation of such clerks and other employes as shall be deemed neessary to carry out the work of the convention and the provisions of this act It shall also have the right to call upon the Legislative Reference Bureau for such aid and assistance at it may require

Section 19 It shall be the duty of the convention subject to the Constitution of the United States of America to draft prepare and propose a new or revised Constitution for the Commonwealth of Pennsylvania The convention may by a majority vote submit a proposed Constitution as a whole or may submit separately such parts thereof as it may determine to the qualified voters of the Commonwealth for their adoption or rejection

Section 20 Such Constitution as may be proposed by the constitutional convention shall be engrossed and signed by the President and Secretary of the convention and shall if possible be delivered to the Secretary of the Commonwealth not later than the fifteenth day of September one thousand nine hundred thirty-five The Secretary of the Commonwealth shall enter the proposed Constitution upon the records of his office He shall cause the proposed Constitution to be published in at least two newspapers in every county of the Commonwealth wherein such number of newspapers may be published once during the period between the twenty-fourth and thirty-first days of October one thousand nine hundred thirty-five and shall publish the same in convenient form for distribution and shall send a copy thereof to every elector of the Commonwealth making application therefor

Section 21 The Secretary of the Commonwealth shall prepare the proposed Constitution on a special ballot to be designated as "Constitution Ballot" for submission to the voters of the Commonwealth in such form and with such instructions as will enable each voter to indicate by a "yes" or "no" vote his approval or rejection of the Constitution as a whole or by separate votes indicate his approval or rejection of the various parts respectively as may be submitted separately

Section 22 The Secretary of the Commonwealth shall cause to be printed a sufficient number of official "Constitution Ballots" for all the voters of this Commonwealth and at least ten days before the general election shall distribute the same to the county commissioners of the several counties of the Commonwealth The county commissioners shall at the time distribution is made of the usual

ballots for the general election distribute the constitutional ballots to each of the several voting precincts in their respective counties in sufficient quantities to provide such ballots for the voters of each respective county

Section 23 A majority of the electors voting upon the adoption or rejection of the proposed Constitution or any parts thereof shall be necessary for its adoption Such proposed Constitution and any part or parts thereof if approved by a majority of electors voting thereon shall become effective unless the proposed Constitution or the schedule thereto shall otherwise provide upon the first day of January one thousand nine hundred thirty-six Returns of the vote cast for and against the proposed Constitution and for and against any part or parts thereof shall be canvassed as provided by law and shall be certified by the prothonotary of each and every county to the Secretary of the Commonwealth who shall compute the same and certify the result to the Governor If from such certificate it shall appear that the proposed Constitution or any part or parts thereof shall have been adopted by the people the Governor shall immediately make proclamation thereof

Section 24 The several counties of the Commonwealth shall be reimbursed out of the funds hereinafter appropriated for all expenses lawfully incurred by such counties in holding the special election authorized by this act for the election of delegates to the constitutional convention upon bills rendered by the various county commissioners

Section 25 The sum of One Million dollars ($1,000,000.00) or so much thereof as may be necessary is hereby appropriated out of the General Fund of the State Treasury for the payment of the compensation of members of the constitutional convention and the compensation of the clerks and other employes of the convention for the payment of all the expenses lawfully incurred by the Commonwealth and the several counties in holding the special election authorized by this act and for the payment of postage telegraph telephone advertising printing and express charges and all incidental and miscellaneous expenses lawfully incurred by the convention or its officers or the Secretary of the Commonwealth to carry out the provisions of this act. All payments from this appropriation shall be made on the warrant of the Auditor General upon requisition of the President of the convention.

Section 26 This act shall become effective immediately upon final enactment

An Act Relating to the preparation of a new or revised constitution of the Commonwealth by convention and its adoption or rejection by the people providing for the nomination of delegates to the convention and for their election at a special election and making an appropriation.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

QUESTION OF PERSONAL PRIVILEGE

Mr. CORDIER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. CORDIER. Mr. Speaker, Ladies and Gentlemen of the General Assembly, yesterday this House passed resolution No. 20, which provided for the further adjournment of tax sales. I am informed that the Senate has ratified that action and that suitable legislation in keeping with the resolution has begun to move in the Senate. In conference with the Chief Clerk of this House it was felt that a resolution providing for the sending out of certified copies of this resolution to the various County Treasurers of this Commonwealth should be adopted, so that the action of the House and Senate could be speedily sent to these various County Treasurers.

In keeping with that conference, Mr. Speaker, I have drawn a resolution which I believe needs speedy action, and in keeping with that conference I am presenting this resolution, and I ask for unanimous consent for its immediate adoption, so that these various County Treasurers could be informed as to our action. I am asking for a suspension of the rules to allow its immediate consideration.

RESOLUTION

DISTRIBUTION OF RESOLUTION No. 20.

Mr. CORDIER asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 23, 1935.

Resolved, That the Chief Clerk of the House of Representatives be directed to forward a copy of Resolution No. 20, Printer's No. 20, to each county treasurer of this Commonwealth, if said resolution is adopted by the Senate and approved by the Governor.

ANNOUNCEMENT

LIST OF HOUSE COMMITTEES

The SPEAKER. The Chief Clerk announces that a booklet containing all of the House Committees has been placed in the Post Office box of the members. Therefore, before leaving for their homes the members will please look in their Post Office box and receive the booklet which has been provided for them.

COMMITTEE MEETING

A meeting of the Committee for the celebration of the President's birthday will be held immediately following the adjournment of the present session in back of the Hall. Ominisky, Chairman.

ADJOURNMENT

Mr. JAMES W. PATTERSON. Mr. Speaker, I move that this House do now adjourn until Monday evening, January 28, 1935, at 9:00 o'clock P. M.

The motion was agreed to, and (at 11:25 A. M.) the House adjourned until Monday, January 28, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, JANUARY 28, 1935 No. 7

SENATE

MONDAY, January 28, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O Lord, we are proud of our country. We are also proud of our Commonwealth, the Keystone State of our Union. We love our land and her traditions. For the memory of the faith, fidelity and heroism of our fathers we are thankful. We covet that spirit of patriotism which spurred them on to deeds of courage, valor and self-sacrifice.

As we face the serious problems confronting us at this time, give us a comprehension of the dangers amid which we move. Give unto the men who bear the responsibilities of enacting and executing our laws, calm judgment and clear vision. May they not be too deliberate in making decisions, yet may they not be too hasty or impulsive. May they pause at times to seek the guidance of the God of Nations. He hath power to make straight the crooked paths and smooth the rough roads.

Give us Thy counsel for the work of this day. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BAUMER, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni, on account of illness.

FAVORING INSURANCE FOR THE UNEMPLOYED AND PENSIONS FOR THE AGED

The Chair laid before the Senate the following Resolution which was read and referred to the Committee on Pensions:

Resolved, That the National Slovak Society of The U. S. of A., a National Fraternal Benefit Society of Americans of Slovak ancestry with a membership of over forty-five thousand souls in its senior and junior branches, realizing the sacred obligation of the nation and the state towards its unemployed and its aged, and hoping to relieve their dire distress, wholeheartedly joins in the humane and sacred movement of insurance for the unemployed and pensions for the aged and, therefore, wholeheartedly supports and endorses all pending legislation the object of which is unemployment insurance and old age pensions, and

Be It Further Resolved, That a copy of this resolution shall be transmitted to the several legislatures now in session in the various States of America and also to the House of Representatives and the Senate of the United States.

(Signed) Juraj Tkac,
President.

(Signed) Lesko Chomko,
Recording Secretary.

(Signed) Maria Barna,
Financial Secretary.

(Signed) John Janisak,
Treasurer.

APPOINTMENT BY THE PRESIDENT

The PRESIDENT. The Chair announces the following appointment:

STENOGRAPHER TO THE PRESIDENT

Miss Frances Alampi, Lattimer, Pa.

ADDITIONAL COMMITTEE APPOINTMENTS

In the Senate, January 28, 1935.

The PRESIDENT. The President Pro Tempore has requested the Chair to announce the following transfers of members of committees of the Senate and additional committee appointments:

AERONAUTICS—Reed (Dauphin), Batchelor, Pytko, Thompson (Centre).

AGRICULTURE—Ziesenheim, Kahle, Rupp, McCreesh.

APPROPRIATIONS—Batchelor, Graff, Owlett, Sordoni, McGinnis, Rankin, Frey, Cavalcante, Trainer vice McClure resigned.

BANKING—Howell, Hunsicker, Huffman, Baumer, Roberts, Reed (Washington).

CONSTITUTIONAL CHANGES—Pierson, Rodgers.

CORPORATIONS—Norton, Trainer, Sones, Rankin.

COUNTY GOVERNMENT—Gelder, Ziesenheim, Batchelor, McGinnis.

EDUCATION—Reed (Dauphin), Pierson, Shapiro, Bennett, Lanius, Rice, Roberts, Thompson (Centre).

FINANCE—Boyd, Clark, Roberts, Huffman.

GAME AND FISHERIES—Sones.

HIGHWAYS—Sordoni, Ziesenheim, Mallery, Sones, Roberts, Rice.

INSURANCE—Hunsicker, Law, Shapiro vice Salus resigned.

JUDICIAL APPORTIONMENT—Prince, Bennett, Miller, McCreesh.

JUDICIARY GENERAL—Sordoni, Clark, Batchelor, Sones, Rice, Rupp.

LEGISLATIVE APPORTIONMENT—Clark, Owlett.

MILITARY AFFAIRS—Trainer, Thompson (Westmoreland), Reed (Washington), Law, Cavalcante, vice Shapiro resigned.

MINES AND MINING—Kahle vice Roberts resigned.

MUNICIPAL GOVERNMENT—Ziesenheim, Prince, Frey, McCreesh.

PUBLIC HEALTH—Baumer, Roberts.

STATE GOVERNMENT—Pytko, vice Coyne resigned.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF MILK CONTROL BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

A. C. Marburger, of Evans City, Butler County, as a member of the Milk Control Board, vice John A. Barney, removed from office, to serve until April 30, 1935.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

WASHINGTON COUNTY

Miss Mary M. Blayney, Claysville.

ALLEGHENY COUNTY

Miss Edith Houge, Pittsburgh.

PHILADELPHIA COUNTY

Miss Bella Stein, Philadelphia.

DELAWARE COUNTY

Charles Palmer, Chester.

PHILADELPHIA COUNTY

Mrs. Rebecca P. McFadden, Philadelphia.

LANCASTER COUNTY

Lloyd A. Whitaker, Lancaster.

ALLEGHENY COUNTY

G. William Jones, Jr., Pittsburgh.
Dewey W. Kellerman, Pittsburgh.
Miss Alice E. Duff, Pittsburgh.

DELAWARE COUNTY

Henry W. Jones, Chester.

YORK COUNTY

L. E. Herr, York.

LACKAWANNA COUNTY

Samuel Brodhead, Old Forge.

PHILADELPHIA COUNTY

Alfred G. Walker, Philadelphia.
Miss Florence W. Warner, Philadelphia.

DAUPHIN COUNTY

G. L. Cullmerry, Harrisburg.

CENTRE COUNTY

H. T. Frank, Millheim.

ALLEGHENY COUNTY

Michael Schram, Pittsburgh.

CLARION COUNTY

Jas. E. Armagost, Rimersburg.
L. R. Himes, New Bethlehem.

ELK COUNTY

Albert G. Brehm, St. Marys.

LACKAWANNA COUNTY

George Perlin, Scranton.

NORTHAMPTON COUNTY

Geo. J. Moran, Northampton.

PHILADELPHIA COUNTY

Miss Julia A. Baker, Philadelphia.
Wm. R. Martin, Philadelphia.
Miss Ella M. McClelland, Philadelphia.
Miss Anna Mynar, Philadelphia.
Harry J. J. O'Neill, Philadelphia.

WASHINGTON COUNTY

J. Glenn Baker, Donora.

WESTMORELAND COUNTY

N. V. B. Ziegler, New Kensington.

ADAMS COUNTY

Miss G. R. Lilly, McSherrystown.

ALLEGHENY COUNTY

Miss Gertrude M. Edwards, Pittsburgh.

ERIE COUNTY

Miss Julia C. Emig, Erie.

FAYETTE COUNTY

Miss Mary Parshall Lyons, Uniontown.

MONTGOMERY COUNTY

Julius M. Cegielkowski, Rockledge.

PERRY COUNTY

Charles F. D'Olier, Newport.

PHILADELPHIA COUNTY

Miss Ellen Hynes, Philadelphia.

ALLEGHENY COUNTY

Miss Camille M. Fuhr, Pittsburgh.
Herbert W. Roden, Pittsburgh.
Harold F. Shook, Pittsburgh.
Samuel Werlinich, McKees Rocks.

BEAVER COUNTY

Ralph J. Hoge, Conway.

CAMBRIA COUNTY

Homer C. Bradley, Lilly.

CLEARFIELD COUNTY

William F. Patterson, Clearfield.

DELAWARE COUNTY

Miss Dorothy Allan, Media.
Miss Bessie A. Jacoby, Media.

ERIE COUNTY

Floyd A. Baker, Erie.
Willis H. Pelton, Erie.
Floyd W. Stewart, Erie.

LACKAWANNA COUNTY

Nicholas Coyer, Scranton.
Corron E. Dix, Carbondale.

NORTHAMPTON COUNTY

Angelo Curcio, Easton.

PERRY COUNTY

F. E. Wase, Duncannon.

PHILADELPHIA COUNTY

Herbert Boocock, Philadelphia.
Clement W. Dowling, Philadelphia.
John T. Kupiec, Philadelphia.
Miss Gertrude F. Montgomery, Philadelphia.
Theodore E. Nickles, Philadelphia.
John Roseman, Philadelphia.
Oscar Rosenbaum, Philadelphia.
Maurice Rifkin, Philadelphia.
Chas. M. J. Schierse, Philadelphia.
Anthony P. Stefanowicz, Philadelphia.
Jacob Turnoff, Philadelphia.

WASHINGTON COUNTY

Miss Mary Ruey, Donora.
S. M. Weisman, Donora.

WESTMORELAND COUNTY

Miss Ann Manix, Greensburg.

LANCASTER COUNTY

Alexander T. Stein, Lancaster.

PHILADELPHIA COUNTY

Mrs. Mabel H. MacCain, Philadelphia.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Howard W. Hanson, Philadelphia.
Ludwig S. Capozzi, Philadelphia.

BEDFORD COUNTY

John N. Minnich, Bedford.

LACKAWANNA COUNTY

Edgar A. Jones, Scranton.
H. P. Shennen, Peckville.

MONROE COUNTY

Wesley R. Mosteller, East Stroudsburg.

PHILADELPHIA COUNTY

Miss Lillian I. Livingston, Philadelphia.

CAMBRIA COUNTY

H. A. Martin, Johnstown.

PHILADELPHIA COUNTY

John H. Staib, Jr., Philadelphia.

WESTMORELAND COUNTY

Arthur J. Zetter, Cereal.

COLUMBIA COUNTY

Lawrence R. Cherrington, Bloomsburg.

ALLEGHENY COUNTY

Miss Anna L. Norton, Pittsburgh.

PHILADELPHIA COUNTY

Miss Margaret Y. Kent, Philadelphia.

WESTMORELAND COUNTY

Eli H. Wolf, Monessen.

FRANKLIN COUNTY

G. Earl Hoefner, Waynesboro.

PHILADELPHIA COUNTY

W. A. Peffle, Philadelphia.

ALLEGHENY COUNTY

Joseph P. Kurcina, Pittsburgh.

BRADFORD COUNTY

Mrs. Jane S. Innes, Canton.

CAMBRIA COUNTY

Peter G. Stormer, Johnstown.

FAYETTE COUNTY

Paul Calvaresi, Republic.

GREENE COUNTY

Mrs. Myrtle Yoders, Waynesburg.

JUNIATA COUNTY

W. A. Martin, Port Royal.

LEHIGH COUNTY

E. J. Nagle, Allentown.

PHILADELPHIA COUNTY

Franklin H. Bates, Philadelphia.
Miss Ella L. Goeppert, Philadelphia.
Benjamin J. Krakow, Philadelphia.
William Levin, Philadelphia.
J. Vernon Rodel, Philadelphia.

WARREN COUNTY

Miss Ethel B. Baldensperger, Warren.

CAMBRIA COUNTY

Miss Helen Heinze, Johnstown.
George L. Meade, Ebensburg.

DAUPHIN COUNTY

Miss Nettie P. Hemperly, Harrisburg.

LUZERNE COUNTY

John A. Goodall, Wilkes-Barre.

NORTHAMPTON COUNTY

John J. Shonk, Bethlehem.

PHILADELPHIA COUNTY

Miss Anna Catoggio, Philadelphia.

ALLEGHENY COUNTY

C. C. Allen, Pittsburgh.
Mrs. Gertrude M. Cornelius, Pittsburgh.
John C. Gutbrod, Pittsburgh.
T. L. Higham, Pittsburgh.
Samuel S. Scott, Pittsburgh.
W. G. Taylor, Pittsburgh.

BUCKS COUNTY

Mrs. Mary B. Flagg, Bristol.

CAMBRIA COUNTY

Marlyn R. Fetterolf, Johnstown.

COLUMBIA COUNTY

J. S. Housenick, Bloomsburg.

DAUPHIN COUNTY

Charles L. Hardy, Harrisburg.

DELAWARE COUNTY

Mrs. Mae E. Mousley, Collingdale.

ERIE COUNTY

Earl A. Minor, Erie.

LACKAWANNA COUNTY

Harry M. Griffiths, Scranton.

LANCASTER COUNTY

Henry M. Bruner, Columbia.
Louis S. May, Lancaster.

MONTOUR COUNTY

Harry E. Farnsworth, Danville.

PHILADELPHIA COUNTY

Miss Gussie Grauner, Philadelphia.
John H. Herks, Philadelphia.
Elmer W. Phillips, Philadelphia.
Miss Maude A. Stewart, Philadelphia.
Edward J. Walsh, Philadelphia.
L. S. Walters, Philadelphia.

WESTMORELAND COUNTY

Francis G. Shephard, New Kensington.

ALLEGHENY COUNTY

W. F. Aull, Pittsburgh.

WESTMORELAND COUNTY

Mrs. Elizabeth B. Rodgers, Irwin.

DAUPHIN COUNTY

Glenn W. Arnold, Elizabethville.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Fred A. Benkert, Wm. Penn Way.
Harry R. Jackson, Pittsburgh, Farmers Bank Bldg.
John L. McCaskey, Pittsburgh, 6811 Kelly Blvd.
Albert Schimmel, Pittsburgh, 1239 Gulf Bldg.
James Shaughnessy, Pittsburgh, 535 Court House.
Miss Grace E. Swenson, Pittsburgh, 1906 Clark Bldg.
Kosto Unkovich, Pittsburgh, American Bank Bldg.
Miss Marie A. Wolf, Pittsburgh, Standard Life Bldg.

BRADFORD COUNTY

Miss M. Kathryn Brown, Le Raysville.

CAMBRIA COUNTY

M. Joseph Matan, Johnstown.

DELAWARE COUNTY

John Hihn, Jr., Swarthmore.

ERIE COUNTY

P. G. Kunkel, Union City.

FAYETTE COUNTY

N. N. Karpen, Brownsville.

GREENE COUNTY

P. H. McAndrews, Waynesburg.

LEBANON COUNTY

William S. Poorman, Palmyra.

MONTGOMERY COUNTY

Eck Carson, Norristown.
Samuel T. Furman, Jenkinstown.
Edward E. Long, Conshohocken.

MONTOUR COUNTY

H. J. Smith, Danville.

PHILADELPHIA COUNTY

Miss Anne Kolinsky, Philadelphia, Lincoln Liberty Bldg
Raymond I. Lofland, Philadelphia, 7121 Woodland Ave.
Enoch I. R. Storm, Philadelphia, 900 Sansom St.

VENANGO COUNTY

Miss Mary Hutchinson, Oil City.

YORK COUNTY

Mrs. Cora E. Basom, Dillsburg.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth o Pennsylvania:

In conformity with law, I have the honor hereby t nominate for the advice and consent of the Senate the fo

lowing persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Margaret Macrum, Pittsburgh, Clark Bldg.
Miss Elizabeth C. Mutschler, Pittsburgh, Anderson St.
Miss G. A. Williams, Pittsburgh, Farmers Bank Bldg.

CLEARFIELD COUNTY

Miss Hilda Spangler, Clearfield.

DELAWARE COUNTY

John M. Kearney, Chester.

FAYETTE COUNTY

Robert L. Pile, Smithfield.

LEHIGH COUNTY

Robert P. Wetzel, Allentown.

LUZERNE COUNTY

Joseph Belcastro, Wilkes-Barre.

LYCOMING COUNTY

Robert H. Bair, South Williamsport.

PHILADELPHIA COUNTY

John F. Cella, Philadelphia, 2045 N. Broad St.
Herman Harvey, Philadelphia, 1591 N 52nd St.
Miss Anna F. Klemmer, Philadelphia, 2123 N Broad St.
Jay R. Massey, Philadelphia, Cor. 13th and Green Sts.
Miss Frances G. Purvis, Philadelphia, 1601 Chestnut St.
Miss Mildred E. Thiele, Philadelphia, Franklin Trust Bldg.

GEORGE H. EARLE.

BILLS INTRODUCED

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 105, entitled,

An Act empowering private corporations hereafter formed and municipalities to establish, operate and maintain foreign-trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress of the United States; and prescribing the powers and duties of such corporations and municipalities in connection therewith.

Which was committed to the Committee on Federal Relations.

Also read in his place and presented to the Chair, Senate Bill No. 106, entitled:

A Joint Resolution proposing an amendment to section one, article eleven of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Mr. ARON read in his place and presented to the Chair, Senate Bill No. 107, entitled:

An Act to amend section three of the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund; to take property in trust therefor; and regulating and providing for the regulation of the same," defining the rights of policemen and firemen becoming separated from the service through no fault of delinquency of their own.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill 109, entitled:

An Act to amend section twelve of the act, approved the twenty-fifth day of April, one thousand nine hundred and thirty-three (P. L. 69), entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools; granting power to the Superintendent of Public Instruction to permit, as to certain school districts, temporary reductions in the salary schedules; authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act, approved the eighteenth day of May, one thousand nine hundred eleven (Pamphlet Laws, three hundred nine), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the methods of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith, and of its amendments and supplements, prohibiting school districts from demanding, requesting or accepting gifts or donations from members of the teaching and supervisory staffs, and empowering the Supertendent of Public Instruction to forfeit certain State subsidies for violations thereof; relating to the effect of payment of salaries which are less than those prescribed by salary schedules granting certain options to the members of the School Employes' Retirement System; and temporarily superseding any inconsistent acts and parts of acts," by reducing the period of time said act shall remain in effect in school districts of the first class.

Which was committed to the Committee on Municipal Government.

Mr. ZIESENHEIM read in his place and presented to the Chair, Senate Bill No. 110, entitled:

An Act to amend section eight hundred and twenty-four as added to the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by neglient operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for funds," further regulating the display of caution signals by certain disabled vehicles.

Which was committed to the Committee on Highways.

Mr. THOMPSON (Westmoreland) read in his place and presented to the Chair, Senate Bill No. 111, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Westmoreland.

Which was committed to the Committee on Highways.

Mr. HOWELL read in his place and presented to the Chair, Senate Bill 112, entitled:

An Act relating to the relief of the burden of local taxation; making an appropriation out of the Motor License Fund; providing for the allocation thereof, to cities, incorporated towns, borough and townships; prescribing the time, manner, basis and purposes for and upon which said money shall be allocated and reallocated and paid, specifying the uses for which said moneys may be expended and imposing powers and duties upon the Department of Highways, the Auditor General, State Treasurer and on cities, boroughs, towns and townships and officers thereof and providing penalties.

Which was committed to the Committee on Appropriations.

Mr. CLARK read in his place and presented to the Chair, Senate Bill No. 113, entitled:

An Act making an appropriation to the Chester County Hospital, West Chester, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 114, entitled:

An Act making an appropriation to the Trustees of Lincoln University, Chester County.

Which was committed to the Committee on Appropriations.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

REQUEST FOR JOINT SESSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session this evening at ten o'clock.

GEORGE H. EARLE.

RESOLUTION RELATIVE TO JOINT SESSION

Mr. RANKIN. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RANKIN offered the following resolution which was twice read considered and agreed to:

In the Senate, January 28, 1935.

Resolved (if the House of Representative concur), That the Senate and House of Representatives meet in Joint Session, Monday evening, January 28, 1935, at 10 o'clock, in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILLS INTRODUCED

Mr. MALLERY read in his place and presented to the Chair, Senate Bill No. 115, entitled:

An Act making certain persons ineligible to be elected to or hold public office.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 116, entitled:

An Act to ammend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three, (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class, and repealing existing acts relating thereto," by changing such compensation.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 117, entitled:

An Act to re-enact section three hundred and five of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," fixing the compensation of elected county tax assessors in cities of the third class, boroughs, towns and townships of the second class; and repealing inconsistent legislation.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 118, entitled:

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment and providing for the revival and collection of such judgments.

Which was committed to the Committee on County Government.

Mr. CHAPMAN read in his place and presented to the Chair, Senate Bill No. 119, entitled:

An Act to establish as a State highway a certain section of public road in the County of Warren, and providing for its construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 120, entitled:

An Act to establish as a State highway a certain section of public road in the County of Warren, and providing for its construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Highways.

Mr. BUCKMAN (by request) read in his place and presented to the Chair, Senate Bill No. 121, entitled:

An Act to amend paragraph (a) one of section forty-one of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non-resident and foreign fiduciaries; the appointments, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of degrees, reports and other proceedings, and the fees therefor, appeals in certain cases, and, also, generally dealing with the jurisdiction, powers, and procedure of the orprans' court in all matters relating to fiduciaries concerned with the estates of decedents," as amended; further defining the nature and kind of investments of trust funds to be made by fiduciaries.

Which was committed to the Committee on Judiciary General.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 122, entitled:

An Act providing for and regulating the appointment, promotion, reduction in rank, and removal of the paid members of the Bureau of Fire, Bureau of Police, Bureau of Detectives, Bureau of Electricity, in connection with fire and police departments, Police Telephone Operators and their assistants, and Police Radio Operators and their assistants, in counties, cities, boroughs, towns and townships; creating a county civil service commission in each county, the members thereof to receive salaries to be payable by counties; defining the powers and duties of such civil service commissions; imposing certain duties and expenses on counties, cities, boroughs, towns and townships; imposing penalties; and repealing inconsistent laws.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 123, entitled:

An Act making an appropriation to the Boy's Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 124, entitled:

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated, at Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. CAVALANTE read in his place and presented to the Chair, Senate Bill No. 125, entitled:

An Act authorizing the county commissioners and certain taxing bodies to compromise delinquent taxes levied prior to January first, one thousand nine hundred and thirty-four, and the penalties and interest thereon, and providing the procedure in such cases.

Which was committed to the Committee on County Government.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 126, entitled:

An Act to amend section two hundred and fifty-two of the act, approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," regulating the stocking of waters in which fishing is denied by owners of lands.

Which was committed to the Committee on Game and Fisheries.

Also read in his place and presented to the Chair, Senate Bill No. 127, entitled:

An Act to amend section five hundred eleven of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three, (P. L. 624), entitled "An act relating to the business of banking; and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of officers, directors, trustess, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," requiring the Secretary of institutions to furnish certain information; and imposing penalties.

Which was committed to the Committee on Banking.

Also read in his place and presented to the Chair, Senate Bill No. 128, entitled:

An Act to amend section one thousand six of the act, approved the fifteenth day of May, one thousand nine hun-

dred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts;" prohibiting loans to persons not secured by collateral unless a financial statement is furnished.

Which was committed to the Committee on Banking.

Also read in his place and presented to the Chair, Senate Bill No. 129, entitled:

An Act to amend clause six of section five hundred one of the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts;" requiring members of committees granting loans to sign the applications for loans, showing how they voted; and providing penalties.

Which was committed to the Committee on Banking.

Also read in his place and presented to the Chair, Senate Bill No. 130, entitled:

An Act to amend section five hundred five of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," requiring the secretary of incorporated institutions to furnish copies of minutes to members of the board; providing for the signing of the original copy of minutes when accepted and approved; and providing penalties.

Which was committed to the Committee on Banking.

Also read in his place and presented to the Chair, Senate Bill No. 131, entitled:

An Act to amend section ten hundred and eleven of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporation with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers, defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," prohibiting loans of money to purchase shares of banks and banks and trust companies; and imposing penalties.

Which was committed to the Committee on Banking.

Mr. THOMPSON (Centre) read in his place and presented to the Chair, Senate Bill No. 132, entitled:

An Act appropriating certain accumulations in the Insurance Tax Fund to cities, townships and boroughs for payment to firemen's relief pension and retirement funds.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair, Senate Bill No. 133, entitled:

An Act to protect owners of mortgaged property by limiting the amount of deficiency judgments.

Which was committed to the Committee on Judiciary General.

Mr. McCREESH read in his place and presented to the Chair, Senate Bill No. 134, entitled:

An Act making an appropriation to the Home of Industry for Discharged Prisoners of the city of Philadelphia and State of Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 135, entitled:

An Act making an appropriation to the Western Temporary Home, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BAUMER read in his place and presented to the Chair, Senate Bill No. 136, entitled:

An Act making an appropriation to the Christian Home of Johnstown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 137, entitled:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 138, entitled:

An Act making an appropriation to the Lee Homeopathic Hospital, Johnstown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. RICE read in his place and presented to the Chair, Senate Bill No. 139, entitled:

An Act to amend sections four and seventeen of the act approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for refunds of taxes paid on liquid fuels, consumed for purposes other than the operation of motor vehicles on the public highways of this Commonwealth and providing penalties.

Which was committed to the Committee on Highways.

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 140, entitled:

An Act to amend article three and to repeal sections five hundred and forty-one to five hundred and fifty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by providing for and regulating rating organizations; requiring insurance companies and associations to conform to rates established by rating organizations; and imposing penalties.

Which was committed to the Committee on Insurance.

Mr. HUFFMAN read in his place and presented to the Chair, Senate Bill No. 141, entitled:

An Act authorizing the abatement of certain tax penalties and interest on county, city, borough, town, township, school district and poor district taxes.

Which was committed to the Committee on County Government.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 142, entitled:

An Act to amend sections thirty-two and thirty-eight of the act approved the nineteenth day of May, one thousand nine hundred and fifteen (P. L. 543), entitled "An act relating to the sale of goods," by providing for the negotiation of documents of title.

Which was committed to the Committee on Juidiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 143, entitled:

An Act to amend sections forty and forty-seven of the act approved the eleventh day of March, one thousand nine hundred and nine (P. L. 19), entitled "An act relating to warehouse receipts," providing how warehouse receipts may be negotiated.

Which was committed to the Committee on Jundiciary General.

TIME OF NEXT MEETING

Mr. BAUMER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, January 28, 1935.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 4, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 4, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

EMPLOYEE OF THE SENATE

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

PAGE

That by reason of vacancy existing in office of Page:

John Snell, 643 South Cameron Street, Harrisburg, Dauphin County be elected Page vice Ralph Gibbons, declined.

RESOLUTION THANKING STATE POLICE FORCE AND HIGHWAY MOTOR PATROL

Mr PYTKO offered the following resolution, which was twice read:

In the Senate, January 28th, 1935.

Resolved, (if the House of Representatives concur), That the members of the General Assembly commend the officers and men of the State Police Force and of the Highway Motor Patrol for the efficient manner in which they handled the vast throng of visitors to the capital city on inauguration day, and the marked degree of courtesy which was extended to many individuals with whom they were brought into contact in the performance of their public duties.

Resolved, That a copy of this resolution be transmitted to the State Police Force and the Highway Motor Patrol by the Chief Clerk of the Senate.

Mr BUCKMAN. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

HOUSE MESSAGE

The Clerk of the House of Representatives, being introduced, informed the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, January 28, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday evening, January 28, 1935, at 10 o'clock, in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. STAUDENMEIER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STAUDENMEIER offered the following, which was twice read, considered and agreed to:

In the Senate, January 28, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Monday evening, January 28, 1935, at 10 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. MILLER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Northumberland, Mr. Miller, will state his question of personal privilege.

Mr. MILLER. Mr. President, I would like to have my name stricken from the committee that I was put on this evening. I have made one request and only one request. I know that every Senator in this Senate who makes a request cannot be put on the committee they want. I have made only one. I have not been put on that committee, and I therefore do not care to serve on another committee that will never meet during this session.

The PRESIDENT. The Senator's remarks will be noted in the Journal of these proceedings.

BILL OVER IN ORDER

Mr. GELDER. Mr. President, I ask that Senate Bill No. 37, on third reading entitled:

A Joint Resolution creating an Unemployment Insurance Investigation Commission, defining the powers and duties of said Commission, and making an appropriation.

go over in its order.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 20, as follows:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjouring or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That during the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six any county treasurer may adjourn any tax sale of seated or unseated lands for nonpayment of taxes if the county commissioners of the county have first petitioned the court of common pleas of the county to permit an adjournment or readjournment of a tax sale and the court has approved such adjournment or readjournment. Any such tax sale so adjourned may thereafter be readjourned from time to time in the manner above provided but in no event shall such adjournment or readjournment be beyond the first day of May one thousand nine hundred and thirty-seven. Where any such tax sale is so adjourned or readjourned after advertisement no additional advertisement or notice shall be necessary for such adjourned or readjourned sale.

Where any county treasurer has prior to the effective date of this act on his own initiative or with the consent and approval of the county commissioners or court or both or pursuant to any action by the General Assembly adjourned or readjourned any tax sale such action in so adjourning or readjourning a tax sale is hereby ratified confirmed and made valid and no such adjournment or readjournment shall invalidate the lien of any tax due and unpaid or any penalty or interest due thereon but the lien of all such taxes shall be fully preserved until the date fixed for such sale in accordance with this act notwithstanding that the period fixed by existing law as the life of such a tax lien has expired.

Section 2. This act shall become effective immediately upon final enactment.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

RECESS

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for five minutes.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGE

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House had concurred in resolution from the Senate as follows:

In the Senate, January 28, 1935.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Monday evening, January 28, 1935, at 10 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

The PRESIDENT. On behalf of the President Pro Tempore the Chair announces as said committee on the part of the Senate the Senator from Schuylkill, Mr. Staudenmeier, the Senator from Northampton, Mr. Roberts, and the Senator from Allegheny, Mr. McGinnis.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE

The hour of 10 o'clock P. M. having arrived Messrs. Furman and Powers, a committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and members of the Senate for the purpose of listening to the reading of a message by His Excellency the Governor of the Commonwealth.

Whereupon,

The President and Members of the Senate proceeded to the Hall of the House of Representatives.

(For Governor's message see House proceedings.)

SENATE RETURNS FROM HOUSE

After some time the President and Senators returned to the Senate Chamber.

BILL INTRODUCED

Mr PYTKO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PYTKO read in his place and presented to the Chair Senate Bill No. 144, entitled:

An Act prescribing the method of making applications for unemployment, poor or other relief for the needy; making misrepresentations and misstatements in connection therewith misdemeanors; and prescribing penalties.

Which was committed to the Committee on Judiciary Special.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:37 P. M. until tomorrow morning, January 29, 1935, at 11 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, JANUARY 28, 1935

The House met at 9:00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Harold E. Keller, Superintendent of the Catholic Schools of the Diocese of Harrisburg, offered the following prayer:

We pray Thee, Oh God, of might, wisdom and justice, through Whom authority is rightfully administered, laws are enacted and judgments decreed, assist with Thy holy spirit of counsel and fortitude the Governor of this State, that his administration may be conducted in righteousness and be eminently useful to Thy people, over whom he presides; let the light of Thy divine wisdom direct the deliberations of this Assembly and shine forth in all proceedings and laws framed for our rule and government, so that they may tend to the alleviation of distress, the promotion of security, the increase of industry, sobriety and useful knowledge, and may perpetuate to us the blessing of equal liberty.

Direct, Oh Lord, all our actions by Thy holy inspirations and carry them on by Thy gracious assistance, that every prayer and every work of ours may always begin from Thee and always, through Thee, be happily ended. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, January 23, 1935.

The Clerk proceeded to read the journal of Wednesday, January 23, 1935, when, on motion of Mr. George E. Downey the further reading was dispensed with and the Journal was approved.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS JOINT ASSEMBLY

Governor's Office, Harrisburg, Pa., January 28, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session this evening at ten o'clock.

GEORGE H. EARLE.

GOVERNOR INVITED TO ADDRESS JOINT ASSEMBLY

Mr. RUTH. Mr. Speaker, I move that his Excellency the Governor be invited to address the Joint Assembly at a time to be fixed by concurrent resolution.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

By Mr. POWERS. HOUSE BILL No. 295.

An Act to amend sections five and fourteen of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-34), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," by reducing the age at which assistance is payable, and removing certain other restrictions to assistance.

Referred to the Committee on Pensions and Gratuities.

By Mr. DIEHL. HOUSE BILL No. 296.

An Act making an appropriation to the Nason Hospital Association, of Roaring Spring, Blair County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EBERHARTER (By Request). HOUSE BILL No. 297.

An Act to regulate the practice of Chiropody in the State of Pennsylvania, to provide for the establishment of a State Board of Chiropody Examiners, to define the duties and powers of said Board, to provide for examining and registering of Chiropodists in this State, and to provide penalties for the violation of this act.

Referred to the Committee on Education.

By Mr. AUKERMAN. HOUSE BILL No. 298.

An Act making an appropriation to the Mercy Hospital, of Altoona, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. AUKERMAN. HOUSE BILL No. 299.

An Act making an appropriation to the Altoona Hospital, of Altoona, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOOMAW. HOUSE BIL No. 300.

An Act to amend sub heading (e) of article five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended, authorizing appropriations to veterans' organizations for certain purposes.

Referred to the Committee on Counties.

By Mr. MOOMAW. HOUSE BILL No. 301.

An Act to amend section nine of the act approved the thirty-first day of May, one thousand nine hundred and thirty-three (P. L. 1108), entitled "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employes of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the second and third class; defining the powers and duties of civil service commissions for such purposes; and fixing penalties," modifying the age restriction for applicants who are veterans.

Referred to the Committee on Cities.

By Mr. WASSERMAN. HOUSE BILL No. 302.

An Act authorizing the abatement of penalties and costs on taxes in cities of the first class, and in school districts of the first class.

Referred to the Committee on Cities.

By Mr. EBERHARTER. (By Request). HOUSE BILL No. 303.

An Act providing a method of service in equity proceedings on a non resident defendant where such defendant in a kindred proceeding in certain instances is represented by counsel.

Referred to the Committee on Judiciary General.

By Mr. EROE. HOUSE BILL No. 304.

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualification of certain employes and to provide a penalty for the violation thereof.

Referred to the Committee on Railroads and Railways.

By Mr. WASSERMAN. HOUSE BILL No. 305.

An Act to further amend section five of the act approved the nineteenth day of February, one thousand nine hundred and twenty-six (P. L. 16), entitled "A supplement to the act approved the twenty-seventh day of March, one thousand nine hundred and twenty-three (P. L. 34), entitled 'An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws;' providing for the registering of Federal permits; also regulating, under permit, through a Pennsylvania Alcohol Permit Board created in the Department of Welfare, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, recovery, reuse, holding in bond, holding in storage by bailees for hire, sale at wholesale, and transportation for hire, or any alcohol or alcoholic liquid, by certain persons; also providing for fees and the disposition thereof; also authorizing the inspection of the records of permittees and purchasers of said alcohol or alcoholic liquid; also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act," by permitting a citizen to make and have wine on his own premises for personal use.

Referred to the Committee on Law and Order.

By Mr. HINDMAN. HOUSE BILL No. 306.

An Act providing for the registration of milk bottles and containers, forbidding refilling, using, selling, purchasing, giving, taking, retaining, destroying, disposing or trafficking in same without the written consent of owners, imposing penalties, fines and imprisonment, providing for issuing process in the nature of a search warant; providing what will constitute prima facie proof, forbidding defacement, covering up, removing or concealing name, mark or device; defining procedure; providing disposition of fines; providing that appeal will not invalidate conviction for second offence, but that sentence shall await decisions of appeal, providing that the requiring, taking or accepting a deposit shall not be deemed a sale; providing that registration prior to this act entitles registrants to benefits of act, and providing for the transfer of certificates of registration.

Referred to the Committee on Judiciary General.

By Mr. HOOPES. HOUSE BILL No. 307.

An Act requiring the meetings of the corporate authorities of all counties, cities, boroughs, incorporated towns, townships, school and poor districts to be open to the public.

Referred to the Committee on Municipal Corporations.

By Mr. HOOPES. HOUSE BILL No. 308.

An Act authorizing cities to acquire lands and provide for the erection thereon of dwellings for rental to its citizens, and appropriate money and issue bands therefor.

Referred to the Committee on Cities.

By Mr. EROE. HOUSE BILL No. 309.

An Act to reenact and amend the act approved the seventeenth day of January, one thousand nine hundred and thirty-four (P. L. 243, 1933-34), entitled "An act to provide the owners of mortgaged property during the present emergency by limiting the amount of deficiency judgments during a certain period," extending the provisions thereof for a period of two years.

Referred to the Committee on Judiciary General.

By Mr. EROE. HOUSE BILL No. 310.

An Act to reenact and amend the act approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases; providing for the continuance of return days of writs of execution; and authorizing sales thereon without issuance of further writs;" extending the provisions thereof for a period of two years.

Referred to the Committee on Judiciary General.

By Mr. FITCH. HOUSE BILL No. 311.

An Act to promote the safety of travelers and employes upon railroads by prohibiting carriers by railroad hauling trains excessive in length providing penalties and providing for enforcement by the Public Service Commission or any other agency empowered to enforce the law.

Referred to the Committee on Railroad and Railways.

By Mr. WELSH. HOUSE BILL No. 312.

An Act making an appropriation to the Trustees of the Connellsville State Hospital, at Connellsville, Pennsylvania, for the erection and equipment of a laundry and the erection of an ambulance garage.

Referred to the Committee on Appropriations.

By Mr. ANDREWS. HOUSE BILL No. 313.

An Act to repeal the act approved the twenty-fifth day of April, one thousand nine hundred and thirty-three (P. L. 69), entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools; granting power to the Superintendent of Public Instruction to permit, as to certain school districts, temporary reductions in the salary schedules; authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act approved the eighteenth day of May, one thousand nine hundred eleven, (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith,' and of its amendments and supplements, prohibiting school districts from demanding, requesting or accepting gifts or donations from members of the teaching and supervisory staffs, and empowering the Superintendent of Public Instruction to forfeit certain State subsidies for violations thereof; relating to the effect of payment of salaries which are less than those prescribed by salary schedules; granting certain options to the members of the School Employes' Retirement System; and temporarily superseding any inconsistent acts and parts of acts."

Referred to the Committee on Education.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. TUMELTY. RESOLUTION No. 30.

In the House of Representatives, January 23rd, 1935.

Whereas, The present economic depression has visited the World War veteran in the same manner as all other people in our country, forcing them to accept Welfare from State or National funds and

Whereas, The National Government has promised to, at a future date, adjust the compensation paid the World War veteran during his military service so as to equal that of other persons not in the military service and

Whereas, If this adjustment were made at this time the veteran would not be dependent on charity therefore be it

Resolved, That the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to immediately pass the the necessary legislation and make the appropriation of moneys required to pay to these veterans the full face value of the adjusted compensation certificate issued to them, less whatever loans and accrued interest which is now charged against any such certificate and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk of the House of Representatives to the presiding officers of the Senate and House of Representatives of the Congress of the United States.

Referred to the Committee on Military Affairs.

COMMUNICATION

REPORT OF PHIDADELPHIA SAVING FUND SOCIETY

The SPEAKER laid before the House the Report of the Philadelphia Saving Fund Society for the year ending the 31st day of December, 1934.

The SPEAKER. The report will be noted in the Journal and printed in the Appendix to the Legislative Journal.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF HOUSE RESOLUTION NO. 20

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 25, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed House Resolution No. 20, authorizing county treasurers, under certain circumstances, to further adjourn tax sales which under existing law are required to be held during February, 1935.

GEORGE H. EARLE.

LEAVES OF ABSENCE

Mr. WOOD asked and obtained leave of absence for Mr. Spangler for the balance of the week.

Mr. FLYNN asked and obtained leave of absence for Mr. Wheeler for the balance of the week.

Mr. COHEN asked and obtained leave of absence for Mr. Moul on account of sickness.

RESOLUTION

CONDOLENCE—HON. JOHN J. WILLIAMS

Mr. CORDIER offered a resolution and asked and obtained unanimous consent for its immediate consideration:

The resolution was read by the Clerk as follows:

In the House of Representatives, January 28, 1935.

For three regular and four special sessions, Honorable John J. Williams of Scranton represented his legislative district in the Halls of this House with honesty, integrity and ability. Amiable always and courteous, he won and held the friendship and good will of all those with whom he labored in the State's business. He carried on and smiled and performed the serious tasks of life, although suffering great physical handicap. Now he has passed to the Great Beyond; therefore be it

Resolved, That in the death of John J. Williams, the Commonwealth and the County of Lackawanna have been deprived of a useful and able citizen and that the House of Representatives extend to his family its deepest sympathy.

Resolved, That a copy of this resolution be forwarded to the family of John J. Williams by the Chief Clerk of this House.

The resolution was unanimously adopted by a rising vote.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 28, 1935.

Resolved, (If the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday evening, January 28, 1935, at 10 o'clock, in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 28, 1935.

Resolved, (If the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives, (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Monday evening, January 28, 1935, at 10 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO ESCORT GOVERNOR TO HALL OF HOUSE

The SPEAKER. The Chair appoints as a Committee on the part of the House to act in conjunction with a similar committee on the part of the Senate to escort the Governor to the Hall of the House, Messrs. Simon, Male and Conner.

RESOLUTION

COMMITTEE TO ESCORT SENATE TO HALL OF HOUSE

Mr. FURMAN offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, January 28, 1935.

Resolved, That the Chair appoint a committee of two to escort the Members of the Senate to the Hall of the House, January 28, 1935, at 10 o'clock, for the purpose of attending a joint session of the General Assembly.

COMMITTEE APPOINTED TO ESCORT SENATE TO HALL OF HOUSE

The SPEAKER. The Chair appoints as a Committee to escort the members of the Senate to the Hall of the House to meet in Joint Session, Messrs. Furman and Powers.

RESOLUTION NO. 15

Mr. TAHL. Mr. Speaker, I desire to call up at this time Resolution No. 15, Printer's No. 15.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Whereas, It has been stated by his Excellency the Governor of Pennsylvania that there is being maintained a lobby in Harrisburg and that not a bill is passed, not a move could be made without their consent and

Whereas, There must be an end to the government by lobby and lobbyists in Pennsylvania and

Whereas, His Excellency the Governor of Pennsylvania has further stated that it is essential that this vicious system which makes a mockery of representative government be dragged out into the open and into the light of publicity

Therefore, Be it resolved by the House of Representatives of the Commonwealth of Pennsylvania that an investigation committee is hereby constituted to consist of five members of the House of Representatives appointed by the speaker thereof whose duty shall be thoroughly and impartially to inquire into and investigate the existence of lobbies and lobbyists and make a report and recommendation to the House of Representatives so that the House of Representatives may take such intelligent and appropriate steps as is necessary to end the evils which may be found to exist; and be it further

Resolved, That the committee constituted by this resolution shall organize immediately upon approval hereof and the committee shall hold meetings each week commencing not later than Monday January twenty-eight and continuing thereafter as many days as may be necessary to ascertain the facts which will enable it to make the reports required by this resolution and be it further

Resolved, That the committee hereby constituted shall have the power to issue subpoenas under the hand and seal of its chairman requiring and commanding any person or persons to appear before it and to answer such questions touching matters being inquired into the committee and to produce such books papers documents and reports as may be deemed necessary Such subpoenas may be served by any seargeant-at-arms or assistant seargent-at-arms of the House of Representatives in the same manner and with a like effect as subpoenas issuing from the courts of this Commonwealth The chairman and any member in the committee shall have the power to administrate oaths to

any witness appearing Any person or persons who shall wilfully neglect or refuse to appear to testify before the committee when so subpoenaed or any person or persons who shall wilfully neglect or refuse to produce any books papers documents or reports when so subpoenaed shall be guilty of contempt and shall be subject to the penalties provided by the law of this Commonwealth in such cases and be it further

Resolved, That the committee hereby constituted shall make a report to the House of Representatives containing such recommendation as it deems advisible.

On the question,

Will the House agree to the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Rules for further consideration.

On the question,

Will the House agree to the motion?

Mr. TAHL. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Ruth.

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. RUTH. Mr. Speaker, I will.

Mr. TAHL. Mr. Speaker, I would like to ask the gentleman from Berks the reason for this motion to sending the resolution to the Committee on Rules.

Mr. RUTH. Mr. Speaker, as stated, for further consideration.

Mr. TAHL. Mr. Speaker, is it not a fact that this resolution has been on the Calendar for weeks and there was sufficient time to study it carefully? I would also like to ask him what particular portions of the resolution the gentleman wishes to study carefully.

Mr. RUTH. Mr. Speaker, I would say that this resolution could not be put into effect because it asks that this Committee meet not later than January 28, 1935. That day is almost over and therefore it cannot be acted on.

Mr. TAHL. Mr. Speaker, would the gentleman from Berks be in favor of the resolution if the date were stricken out?

Mr. RUTH. Mr. Speaker, I cannot speak for the members of this House. I believe that the administration will do what they promise in the inaugural address without any resolution from this House.

Mr. TAHL. Mr. Speaker, I desire to further interrogate the gentleman from Berks, Mr. Ruth.

The SPEAKER. Will the gentleman from Berks, Mr. Ruth, permit himself to be further interrogated?

Mr. RUTH. One more question, Mr. Speaker.

Mr. TAHL. Mr. Ruth, you are aware of the fact that the Governor of Pennsylvania has said that there is in existence a lobby in Harrisburg that strangles proper legislation. Don't you think in view of the fact of what the Governor has said that it is the duty of every member to immediately proceed and uncover it if such a condition exists.

Mr. RUTH. Mr. Speaker. I believe that the Governor will do what he promises in the inaugural address without any further action from this House. and I also believe that the gentleman from Philadelphia will agree with me that the condition as stated by the Governor is in existence.

Mr. TAHL. In opposing this motion Mr. Speaker and members of the House I would like to say to you that this resolution is offered in good faith. It is offered for the purpose of uncovering a lobby if it exists. I believe when the Governor of Pennsylvania made the statement that there is a lobby in Harrisburg.....

POINT OF ORDER

Mr. Yourishin. Mr. Speaker, I rise to a point of Order.

The SPEAKER. The gentleman from Luzerne will state his point of order.

Mr. YOURISHIN. The point of order is, Mr. Speaker, that he is discussing the resolution and not the motion to commit.

The SPEAKER. The gentleman from Philadelphia will confine himself to the motion to commit.

Mr. TAHL. Mr. Speaker, as I said before, what his Excellency, the Governor, has stated I believe he was sincere about. In further opposing this motion of the gentleman from Berks I want to say that when he said that the existence of such a lobby should be dragged into the open I believe he meant what he said. I don't see why at this time after this resolution has been on the calendar for a week, after every member has had an opportunity to consider it that it should not go to the committee unless it is the intention of the gentleman from Berks to prevent the passage of this resolution, and I do not believe that is the intention. This is not a partisan matter, members of the House; I believe every one of us is interested ———

POINT OF ORDER

Mr. YOURISHIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Luzerne, Mr. Yourishin, will state his point of order.

Mr. YOURISHIN. Mr. Speaker, the gentleman is discussing the merits of the resolution and not the motion to refer it.

The SPEAKER. The gentleman from Philadelphia must understand that the motion before the House is to commit to the Committee on Rules. The gentleman from Philadelphia will please confine himself to the resolution to commit.

Mr. TAHL. Mr. Speaker, in conclusion I desire to state that this resolution is simple, plain, short and there is no reason why it should be sent to any committee. I ask you regardless of party to vote down the motion.

On the question,

Will the House agree to the motion?

It was agreed to.

RESOLUTION NO. 22

Mr. SOWERS. Mr. Speaker, I desire to call up at this time resolution No. 22, Printer's No. 23.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Memorializing the President and Congress for a further Appropriation to continue the Operation of the Home Owners' Loan Corporation

Whereas. owing to the unprecedented economic conditions which existed during the last period of four years and upwards a very large percentage of the Home Owners of the United States were unable to pay the interest upon their mortgage loans and the taxes and other carrying charges due upon their homes and due to lack of new mortgage financing the condition still exists and unless something is done will grow worse and

Whereas, by reason of that condition the mortgage holders and municipalities of this country suffered a great loss in income and in order to protect their rights entered foreclosure and other legal proceedings against these unfortunate Home Owners and endangered the happiness of the people of the Commonwealth of Pennsylvania and the same apparently existed in Sister States and

Whereas, thereby sheriff sales throughout the United states including the Commonwealth of Pennsylvania increased at an alarming rate and no buyers were present at such sales to buy the properties and the mortgagees for little or no consideration over and above their loans obtained titles to the properties and the investments of the home owners were lost to them and they were evicted from their homes and

Whereas, thereby many home owners lost their homes representing the earnings and accumulations of a lifetime and other home owners were threatened with a like loss and are still threatened with loss and

Whereas, the President of the United States realizing the situation due to the conditions aforesaid recommended to the Congress of the United States the passage of appropriate legislation which would enable home owners to recover and retain their homes and

Whereas, by reason of said recommendation the Congress of the United States did pass a statute which was approved by the President entitled "An act to provide emergency relief with respect to home mortgage indebtedness" and

Whereas, by the terms of said Act there was created a corporation designated and known as HOME OWNERS LOAN CORPORATION which corporation was authorized to issue Bonds not to exceed two billion dollars for the purpose or relieving HOME OWNERS in need of assistance but unfortunately fixed the amount at too low a figure and

Whereas, said corporation commenced operations in the Commonwealth of Pennsylvania on August first one thousand nine hundred and thirty-three and

Whereas, prior to August first one thousand nine hundred and thirty-three sheriff sales throughout the State of Pennsylvania had reached unprecedented numbers and in the County of Philadelphia alone went as high as twenty-two hundred sales in one month and

Whereas, after August first one thousand nine hundred and thirty-three due to the operation of said corporation sheriff sales in the various counties of Pennsylvania began to decline in number and in the County of Philadelphia fell as low as twelve hundred in December one thousand nine hundred and thirty-four and

Whereas, on April twenty-eighth one thousand nine hundred and thirty-four an amendment was passed by Congress to the original act providing for the issuance of bonds to the extent of another billion dollars which was unfortunately too small amount and should have been at least three or four billion dollars more and

Whereas, on or about November sixteenth one thousand nine hundred thirty-four the HOME OWNERS' LOAN CORPORATION issued public notice that due to the exhaustion of the authorized bond issue of three billion dollars no further applications for loans would be received and thousands of applications already received could not be handled and

Whereas, following said announcement there was an immediate increase in the number of sheriff sales throughout the Commonwealth of Pennsylvania thereby causing a renewal of distress to HOME OWNERS and a further threat of the loss of their homes and property and the mortgagees taking their properties for little or no additional consideration with intent to hold them for a profit and

Whereas, it is manifest that a failure by the HOME OWNERS' LOAN CORPORATION to continue to make loans to applicants will lead to great distress and misery of HOME OWNERS throughout the country while a renewal of the activity of said corporation will greatly aid to advance recovery from present and past economic conditions and

Whereas, a further operation of said HOME OWNERS' LOAN CORPORATION in the making of loans to HOME OWNERS cannot be carried out without additional authorization and appropriate action by the Congress of the United States concurred in by the President of the United States

Now Therefore Be it Resolved, by the House of Representatives of the Commonwealth of Pennsylvania that the President and Congress of the United States are hereby memorialized and respectfully requested to promptly enact such appropriate legislation as will authorize and empower the HOME OWNERS' LOAN CORPORATION to issue additional bonds to the amount of at least two billion dollars and if deemed advisable to the amount of four billion of dollars for the uses and purposes set forth by the Act of Congress approved June thirteenth one thousand nine hundred thirty-three and the supplements thereto and to otherwise correct the said law so as to expidite its operation and enforcement.

CONSIDERATION OF RESOLUTION DEFERRED

Mr. SOWERS. Mr. Speaker, in view of the closeness of the hour to ten o'clock, I move that action be deferred on this resolution until after the Joint Session of the House and Senate.

The motion was agreed to.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

RECESS

The SPEAKER. The Chair will now declare a recess for five minutes.

AFTER RECESS

The SPEAKER. (Wilson G. Sarig), in the Chair.

The SPEAKER. The time of recess having expired, the House will be in order.

REPORT AND DISCHARGE OF COMMITTEE

Mr. FURMAN. Mr. Speaker, your committee appointed to wait upon the Senate and escort that body to the Hall of the House has performed its duty and reports that the Senate is now in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly; the President Pro Tempore is invited to a seat on the rostrum, and the members of the Senate will be seated in the chairs provided for them in the front of the House.

JOINT SESSION

LIEUTENANT-GOVERNOR THOMAS KENNEDY in the Chair.

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, I have the honor to present the special committee appointed to escort His Excellency, the Governor of the Commonwealth to the Hall of the House.

Mr. STAUDENMEIER. Mr. President, I have the honor to present His Excellency, the Governor of the Commonwealth.

LIEUTENANT-GOVERNOR KENNEDY. It affords me very great pleasure to present our distinguished chief executive, His Excellency, The Governor of the Commonwealth.

ADDRESS OF GOVERNOR GEORGE H. EARLE

To the Honorable, the General Assembly of the Commonwealth of Pennsylvania:

The foundations of American business need shoring up. Our economic structure trembles from ground to pinnacle because we have reared up a greater burden of investment that the present wages of the nation can carry. There are two ways of adjusting the balance. We can close some of our factories forever, let our farms return to wilderness—or else we can give our workmen sufficient share of the profits of industry so that they may buy the products of those farms and factories.

The nation as a whole is choosing the latter alternative, the courtageous course. It is inconceivable to me that Pennsylvania, which gave the nation industrial leadership for so many decades, will lag in this new effort. Pennsylvania has had too proud a share in building our economic life to shirk its task now when the call comes to help save what is built.

The restoration of labor to its rightful position can be furthered by certain specific acts within our power to accomplish. The far-sighted business man who appreciates how essential labor's purchasing power is to him, must be protected by law from unrestrained competition in the labor market by men who have neither the heart to pay decent wages nor the brains to see that danger for all of us looms in the oppression of labor.

Because there exists in business as in society in general a selfish minority reaping easy and huge profits through its ability to exploit humanity, it has become necessary to seek protection against this element through laws which, while specifically directed against these economic parasites, must of course subject all to their provisions.

Were it not for this debasing minority in industry, there would be no need for minimum wage or maximum hour laws, for child labor legislation or for other such measures.

Many of our industries and businesses long ago established and continute to maintain the policy of the square deal for their employes.

Fare wage rates, reasonable hours of work, adequate compensation in accident cases, and praiseworthy pension systems are not new to many Pennsylvania employers.

The maintenance of such honorable and equitable employer-employe relationships has proven difficult and in many instances almost impossible because of cut-throat competition by these minorities.

The increased expense arising out of the payment of decent living wages, adequate accident compensation, employe pensions and the maintenance of such other humane standards of employment should be proper charges against the cost of production.

But it stands to reason that employers who regard such items as legitimate business expense cannot go on forever in competition with unscrupulous, conscienceless rivals whose idea of a profit is the difference expressed in dollars and cents between the square deal for employes and the exploitation of employes.

And so to protect not only the wage earners of this Commonwealth but also those employers who are endeavoring to maintain the square deal in their mines, mills, factories, stores and offices, it is necessary and imperative that new laws be placed on our statute books and that other laws be amended so that this minority shall be prohibited and prevented from dragging the majority down to their low level.

Accordingly there is being presented to your Honorable Body for consideration a number of bills which seek to outlaw the operations and practices of this selfish minority and thus protect against further exploitation not only the wage earners of this Commonwealth but in addition those far-seeing progressive business institutions that are endeavoring to maintain humane and just standards of employment.

The platforms of both major parties contain pledges of support for measures providing for a new deal for the wage earners of Pennsylvania.

The Democratic platform contains nine planks committing the party to specific undertakings in behalf of labor. Let me recall these pledges. I quote:

"The Democratic party to further carry out the policies of President Roosevelt advocates for Pennsylvania the following:

"First: A job for the man who wants to work.

"Second: Abolition of child labor.

"Third: Social justice through the regulation of the hours of labor, especially for women.

"Fourth: A minimum wage, fair to both industry and labor.

"Fifth: Elimination of industrial police and privately paid deputy sheriffs.

"Sixth: Absolute right of collective bargaining and unionization of labor.

"Seventh: A stronger and more comprehensive workmen's compensation law.

"Eighth: Outlawing of sweat shops.

"Fifteenth: Strengthening of the anti-injunction law to conform with Federal statutes."

Likewise does the Republican platform contain specific pledges for a square deal for labor; outlawing of sweatshops, guaranteeing the right of collective bargaining, protection of workers in industry, abolition of industrial police and privately paid deputy sheriffs, more liberal compensation laws and minimum wage laws—all these are covered in the Republican platform.

With such assurances and promises of a square deal for Pennsylvania's wage-earners from the Republican as well as the Democratic Party, I feel confident that the labor bills which are being submitted to you for enactment into law will receive your sympathetic support.

If enacted, these measures will fulfill every promise made to the wage-earners of this State by both the Democratic and Republican parties. They are, with one or two exceptions, ready for submission to your Honorable Body.

The important exception is the measure amending the present Workmen's Compensation Law. Conferences with men familiar with the defects in the existing system have been held by members of my Cabinet and the advice of others having expert knowledge of this subject has been received. All of these recommendations have been placed in the hands of the Attorney General, who informs me that amending legislation will be ready for submission to your Honorable Body early next week.

Included in the list of measures for which I am asking your support are:

1. A bill raising the employable age of minors from 14 to 16 years of age and forbidding the employment of those under 18 for more than 40 hours per week.

2. A bill reducing the hours of employment of females from 54 to 40 hours a week.

3. A bill providing for the establishment of wage boards to fix minimum wages for women and minors.

4. A bill abolishing industrial police.

5. A bill forbidding the compensation of deputy sheriffs by private or corporate interests, stipulating that they shall be paid only by the counties employing them.

6. A bill regulating industrial home work. This measure if enacted will go a long way toward wiping out the sweat shop.

7. A bill providing penalties for non-payment of wages. This measure too is aimed at the fly-by-night irresponsible employer who seeks to cheat his employes out of their earnings.

8. A bill providing for the annual registration of industrial establishments.

Plank No. 1 in the Democratic Platform reads, "The Democratic party to further carry out the policies of President Roosevelt advocates for Pennsylvania a job for the man who wants to work."

The best method of providing a job for the man who wants to work, in my opinion, is to cooperate whole-heartedly with the National Administration in its program for National recovery.

Accordingly, I am asking your Honorable Body to approve a resolution pledging the support and cooperation of the Commonwealth with the National Administration in making effective in Pennsylvania its program of public works, relief and other plans for recovery. Coordinated effort of State and Nation is imperative!

I am also submitting to you for your earnest consideration a State Recovery bill which provides for the adoption of codes of fair competition.

The main purpose of this bill is to make possible the prosecution in State courts of violators of the trade practice or labor provisions of the codes whose businesses are conducted wholly within the State.

If enacted it will make more effective the drive against the wage chiseler and the chiseler in business.

May I suggest that this bill be made the subject of unlimited, unrestricted and open discussion so that all interests involved will have an opportunity to be heard and the provisions of the measure fully explored before a vote is taken.

It was my hope to be able to submit to your Honorable Body with these measures affecting labor, other bills carrying out pledges for the enactment of legislation providing for social security and economic assurance for our citizens.

Unfortunately, it is impracticable to do so at this time in view of the fact that the Federal Social Security Bill, with which all State social security legislation must be coordinated, is still in committee in Congress.

The bill, as you know, provides for unemployment insurance, old-age assistance and annuities, appropriations for dependent children, and maternal and child health. Just as soon as this National legislation is enacted, then coordinated measures will be submitted for your consideration.

I sincerely trust that you men and women who are here representing the people of this Commonwealth will view this legislation in behalf of the wage-earners of this state with sympathy and understanding.

We are all bound by sacred and solemn pledges to enact such legislation.

But even if we were not so bound, we would nevertheless be morally obligated to take steps to put to an end the exploitation of our own people by these parasites of business.

Look about you on every hand and see the thousands of victims of avarice and greed. These victims, men, women, boys and girls are your fellow-citizens, your neighbors. And by a twist of circumstances tomorrow they may be your own flesh and blood.

In general, we should aim to bring our labor legislation up to the level of the other great industrial States—New York, Massachusetts, New Jersey, Illinois and Michigan. We will scarcely be subjecting our businessmen to unfair restrictions in competitions when we place Pennsylvania on the same level as the other great industrial States.

In a later message, I will deal with the question of social security so bound up with this question of labor.

Meanwhile, I ask your prompt attention to the reforms suggested—reforms for which the masses of Pennsylvania have waited too long.

LIEUTENANT GOVERNOR KENNEDY. The Chair wishes to express the thanks of the General Assembly to His Excellency, the Governor for the splendid message delivered to us this evening. Thank you, very much.

The business for which the Joint Session of the General Assembly was convened having been transacted the Joint Session is adjourned. The Senators will please reassemble immediately in the Senate Chamber.

The SPEAKER (Wilson G. Sarig) in the Chair.

Mr. SOWERS. Mr. Speaker, I ask that we now take up the consideration of Resolution No. 22, Printer's No. 23.

The SPEAKER. The Clerk will continue to read the resolution.

The Clerk continued to read the resolution as follows:

And be it Further Resolved, That copies of this memorial be transmitted by the Speaker and Chief Clerk of this House to the President of the United States the Vice President and the President of the Senate to Speaker of the House of Representatives and to the Senators and Representatives in the Congress of the United States from the Commonwealth of Pennsylvania.

On the question,

Will the House adopt the resolution?

RESOLUTION REFERRED

Mr. RUTH. Mr. Speaker, I move that this resolution be referred to the Committee on Federal Relations for the purpose of further consideration.

On the question,

Will the House agree to the motion?

Mr. SOWERS. Mr. Speaker, I want to appeal especially to my Democratic friends to vote down this motion which is meant to delay a worthy memorial to Congress I don't know how it is in your counties but I know down in Philadelphia thousands and thousands of applications for Home Owners' Loan mortgages were made and were compelled to be rejected. If we delay we delay expressing our opinions to the Congress. Our people in Philadelphia are looking for speedy relief. Our people in Philadelphia thought well of the Home Owners' Loan Corporation; they think well of its continuance. They are in great need. Your voting to commit this resolution fo

further consideration is only to delay the relief that they ought to have and ought to have promptly and I ask my friends of the opposition not to deprive these home owners of Philadelphia of the relief that they need as quick as it is possible to give it to them.

The yeas and nays were required by Mr. Sowers and Mr. Schwartz and were as follows:

YEAS—117

Achterman,	Dilley,	Larue,	Robinson,
Alexander,	Downey, G. E.,	Long,	Ruffennach,
Allen,	Downey, J. J.,	Lovett,	Ruth,
Andrews,	Eberharter,	Lynch,	Sarraf,
Arnold,	Eroe,	Male,	Scanlon,
Aukerman,	Falkenstein,	McDermott,	Schrope,
Baine,	Finnerty,	McElroy,	Schwab,
Baker, J J.,	Fitch,	McHenry,	Shaw,
Barber,	Flanagan,	Melchiorre,	Shepard,
Boyd, H. N.,	Flinchbaugh,	Mentzer,	Shugarts,
Bradley,	Furman,	Moomaw,	Siegel,
Brancato,	Gerard,	Mooney,	Simon,
Brown, H. S.,	Haberlen,	Moran,	Sinwell,
Brown, J. E.,	Hagerty,	Moul,	Smith, J. A.,
Brownfield,	Haluska,	Munley,	Smith, W. G.,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stank,
Burke,	Harkins,	Nagel,	Stevens,
Cannon,	Harmuth,	O'Keefe,	Stone,
Caputo,	Hartman,	Ominsky,	Sumney,
Carson,	Hetrick,	O'Neill,	Tronzo,
Chervenak,	Hindman,	Panton,	Tumelty,
Coakley,	Hirsch,	Patterson, C.,	Van Sickle,
Cochran,	Holland,	Patterson, J. W.,	Walker,
Cohen,	Holstrom,	Pearson,	Weiss,
Coleman,	Kelso,	Pfaff,	Welliver,
Coolahan,	Kilroy,	Piole,	Welsh,
Decker,	Kinney,	Powers,	Westrick,
Dent,	Klingler,	Reising,	Yourishin,
Diehl,	Kobelak,	Rinn,	Zappala,
			Sarig,

NAYS—83

Atkins,	Gillette,	Muir,	Stewart,
Baker, F. T.,	Green,	Nothnagle,	Stockham,
Baldi,	Greenstein,	Parks,	Stott,
Barnhardt,	Habbyshaw,	Perry,	Surface,
Bernhard,	Hamilton, R. S.,	Peters,	Tahl,
Blumberg,	Hart,	Phillips,	Terry,
Boose,	Hermansen,	Reynolds,	Trout,
Boyd, R.,	Hoffner,	Rhys,	Turner,
Boyer,	Hoopes,	Roan,	Van Allsburg,
Brennan,	Horst,	Rooney,	Wall,
Castor,	Jackson,	Root,	Wasserman,
Condon,	Jones,	Schrock,	Weidemann,
Conner,	Kane,	Schwartz,	White,
Davies,	Linderman,	Shortz,	Wickersham,
Denning,	Longaker,	Shreiner,	Wilson,
Duffort,	Mallen,	Simpson,	Witkin,
Ederer,	Mason,	Sloan,	Wood,
Ferko,	McCreary,	Snyder, F. E.,	Woodside,
Flynn,	McKinney,	Snyder, J. L.,	Yeakel,
Forrest,	Merrell,	Sowers,	Zimmerman,
Gates,	Moore,	Sproul,	

So the question was determined in the affirmative and the motion was agreed to.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 28, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 4, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 4, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, January 28th, 1935.

Resolved (if the House of Representatives concur), That the members of the General Assembly commend the officers and men of the State Police Force and of the Highway Motor Patrol for the efficient manner in which they handled the vast throng of visitors to the capital city on inauguration day, and the marked degree of courtesy which was extended to many individuals with whom they were brought into contact in the performance of their public duties.

Resolved, That a copy of this resolution be transmitted to the State Police Force and the Highway Motor Patrol by the Chief Clerk of the Senate.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

STATEMENT BY MR. WITKIN

Mr. WITKIN asked and obtained unanimous consent to make the following statement:

Mr. Speaker and members of the House, you have just heard from his Excellency, the Governor of Pennsylvania, and all of you who have paid particular attention to his address could not help but note that the Governor has advocated the passage of numerous bills dealing with social legislation. Those bills are listed particularly on page 5 of the Governor's address. With most of that legislation the Republican party of this House is in perfect accord and harmony, and we pledge ourselves, in most of the instances, to endeavor to have those measures enacted into law as speedily as possible.

We cannot, however, help but call your attention to the fact that there is no necessity for delay by this House in the enactment into law, insofar as this Legislature is concerned, of these particular measures. We need not wait for these measures to be introduced. They have already been introduced by the Republican membership of this House. They are already in the committees of this House. Those committees are controlled beyond exception by the Democratic membership of this House, and if the Democratic party is sincere, and if the Governor's speech is to be heeded, then these bills ought to receive the consideration of this House and of the committees of this House forthwith.

The Governor says the important exception is the measure amending the present Workmen's Compensation law. The Republicans, under House Bill No. 119, introduced by Representative White, have already provided for amendments to the Workmen's Compensation Law. The bill has been in committee since January 15th. It's still there. I say to the Democratic members of this House, get it out and let us proceed.

There has been a request by the Governor for a bill

reducing the hours of employment of females from fifty-four to forty hours a week. Such a bill, House Bill No. 53 introduced by Representative Bernhard, has been lying in committee since January 15th, 1935. If the Democrats are sincere, bring that bill out; don't wait for new ones to be introduced.

The Governor says: "3. A bill providing for the establishment of wage boards to fix minimum wages for women and minors." Such a bill has been introduced by the Republican membership of this House, by Representative Hermansen, House Bill No. 2. Gentlemen of the Democratic party, get that out and do not delay.

The Governor advocates a bill abolishing industrial police. Such a bill has been introduced by the Republican membership of this House, House Bill No. 63; introduced by Representative Bernhard; lying in committee since January 15th. Democrats, get that out.

"A bill forbidding the compensation of deputy sheriffs by private or corporate interests, stipulating that they shall be paid only by the counties employing them." Such a bill, House Bill No. 199, has been introduced by the Republican membership of this House, Representative Rowan. Democrats, what are you waiting for?

The Governor says, under 6, "A bill regulating industrial home work. This measure, if enacted, will go a long way toward wiping out the sweatshop." The Republicans stand for wiping the sweatshop out. To prove that they do stand for it, they have introduced House Bill No. 161, introduced by Representative Shreiner. Democrats of this House, get that bill out.

That constitutes a few of the bills that I believe have been introduced that are in perfect sympathy, in perfect accord and in perfect harmony with the Governor's declaration. They are in fulfillment of the Republican party platform, on page 6 of the Republican Party's State platform of 1934.

I say to the Democratic membership of this House that just because those bills are Republican bills, to forget partisan politics, do not wait for new ones to be introduced, when you already have them in your committees. Stop pickling our bills, stop pickling the bills for which his Excellency, the Governor of the Commonwealth of Pennsylvania, has taken the trouble to come here and address you.

STATEMENT BY MR. DENT

Mr. DENT asked and obtained a unanimous consent to make the following statement:

May I suggest, ladies and gentlemen of the General Assembly, that if the Republicans on this side of the House would lay off the resolutions that they are presenting, pertaining to national affairs in Washington, and give us time to study these bills, they may come out of committee.

STATEMENT BY MR. WITKIN

Mr. WITKIN asked and obtained unanimous consent to make the following statement:

Mr. Speaker, may I say to the gentleman from Westmoreland, Mr. Dent, that as this House, consisting of the Democratic majority, as well as the Republican minority, and particularly the Democratic majority, have in other bills, been able to digest them so quickly and so energetically with only a few moments consideration, I believe in thirteen days they have had ample opportunity to consider these bills, resolutions or no resolutions to the contrary notwithstanding.

STATEMENT BY MR. ANDREWS

Mr. ANDREWS asked and obtained unanimous consent to make the following statement:

Mr. Speaker and members of the House, the party of the minority having had forty years in which to produce progressive legislative, and having failed to do it, except up to this moment as they claim, the party of the majority is naturally distrustful of their efforts.

When we have had the occassion, the opportunity and the time to strain these measures for the possible elimination of weasel phrases, when we have had the opportunity to find whether they actually cross the chasm, and when we have had the opportunity to compare the bills the gentleman talks about with the bills that his Excellency, the Governor, and his advisers, have submitted, if the committees then believe in this sudden reformation of the party of the minority, and if they have suddenly blossomed forth in such wisdom as enables them to surpass the efforts of the majority party and of his Excellency, the Governor, and his advisers, in that case, I assure the leader of the minority that we will report out his bills.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 6 as follows:

An Act to amend section twenty-one of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer thereof has been paid and providing penalties and citing certain acts for repeal," limiting the compensation of registers of wills in the collection of transfer inheritance taxes.

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same, That section twenty-one of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled, "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death and making it unlawful for any corporation of this Commonwealth or national banking association located therein to transfer the stock of such corporation or banking association standing in the name of any such decedent until the tax on the transfer has been paid and providing penalties and citing certain acts for repeal," is hereby amended to read as follows:

Section 21. The registers of wills upon their filing with the Auditor General the bond hereinafter required shall be the agents of the Commonwealth for the collection of the said tax in the case of resident decedents. For services rendered in collecting and paying over the same they shall

be allowed to retain for their own use upon the gross amount collected during any year five per centum upon the tax collected if such tax shall amount to a sum of fifty thousand ($50,000 dollars or less than three per centum on the amounts collected in excess of fifty thousand ($50,000) dollars and not exceeding one hundred thousand ($100,000) dollars one per centum on the amounts collected in excess of one hundred thousand ($100,000) dollars and not over two hundred thousand ($200,000) dollars and one-half of one per centum on the amounts collected in excess of two hundred thousand ($200,000) dollars and not over one million ($1,000,000) dollars and one-quarter of one per centum on the amounts collected in excess of one million ($1,000,000) dollars, provided that the compensation of the register of wills as agent of the Commonwealth in the collection of said taxes shall not in any year exceed the total sum of ten thousand dollars ($10,000).

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. JOHN A. SMITH. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further consideration.

On the question,

Will the House agree to the motion?

Mr. WITKIN. Mr. Speaker and members of the House, I rise to oppose this motion. This bill is of so simple a character, so clear and so concise that it cannot help but be digested within a very few minutes by every member of this House.

This is an important piece of legislation. Thereis no reason for delay. There is no reason to send it back to committee. It carries with it no hope of any amendment. It is a simple piece of good legislation, and I cannot understand why the motion has been made to refer it back to committee. I, therefore, trust that this membership will defeat this motion and see that this bill passes on to third reading. This bill was introduced some time ago; I believe the exact date of its introduction was January 14, 1935. For two weeks every opportunity has been given to offer amendments. For two weeks every opportunity has been given for further study. No suggestion has come to the sponsor of this bill to amend. No request has been made to change. No request has been made to explain it, and I, therefore, take it that the motion now is merely for the purpose of delaying this bill being enacted into law, and I will ask the membership of this House to vote down the motion.

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, I desire to make a statement to the gentleman from Philadelphia: That the purpose of recommitting this bill is not for delay.

This bill is not adequate as drafted. This bill is designed to apply to districts where the commissions on inheritance tax collections exceed ten thousand dollars. To those of us who come from the smaller districts, this bill is not adequate, because this amount of compensation is not attained in the districts that we represent.

We, therefore, desire that this bill be compared with House Bill No. 229, which is much broader, much more comprehensive and adds considerably to the high need for revenue in the Department of Revenue of this Commonwealth.

I, therefore, ask that this bill be recommitted, that this House stand by its motion, so that we from the smaller districts may have something to carry back to our people, so that the savings to be enacted by House Bill No. 229 may be embodied by the reconsideration of this bill in the Committee on Ways and Means.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 32, as follows:

An Act authorizing the appointment of property guards by certain persons copartnerships associations or corporations prescribing the powers of such property guards authorizing the Attorney General to approve their appointments investigate their work and require periodical reports from them imposing duties upon the recorders of deeds and imposing penalties.

Section 1 Power of Appointment Purpose Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any persons copartnership association or corporation owning leasing or being in possession of any colliery furnace or rolling mill water company water supply company water power company electric light company electric power company electric transmission company mineral mining or quarrying company or express company within this Commonwealth may appoint one or more persons as property guards for the purpose of protecting the property of such person copartnership association or corporation and to preserve order within such property

Section 2 Approval by Attorney General No person shall be qualified to act as a property guard under the provisions of this act until his appointment by such person copartnership association or corporation shall have been approved by the Attorney General of the Commonwealth.

Section 3 Information to be Furnished Attorney General Qualification Immediately after the appointment of any person as a property guard as hereinbefore provided notice of his appointment shall be furnished to the Attorney General of the Commonwealth accompanied by a detailed statement of the employment of such persons for five years immediately prior to the date of his appointment a certificate that such person is a citizen of the United States and has been a resident of this Commonwealth for the last three years immediately preceding the date of his appointment that he is not employed in any public position under the United States the Commonwealth of Pennsylvania or any county city borough or township and is reputed in the community in which he lives to be an honest sober peaceful and orderly citizen a certificate signed by three reputable citizens of the Commonwealth who have resided therein for at least three years and not more than one of whom is employed by the person copartnership association or corporation appointing such guard that the facts set forth in the statement are believed by them to be true and such further information as the Attorney General may require

No person shall be appointed a property guard who is not a citizen of the United States and who shall not have been a resident of this Commonwealth for at least three years immediately preceding his appointment

Section 4 Recording of Appointment Certificate Immediately upon the approval of the appointment of any person as a property guard by the Attorney General such appointment together with the approval thereof by the Attorney General endorsed thereon shall be recorded in the office of the recorder of deeds of the county in which he is appointed to serve

Section 5 Bond Oath Every property guard appointed under the provisions of this act shall before entering upon the duties of his office give bond to the Commonwealth for the use and benefit of all such persons as may be injured or damaged by the illegal acts or neglect

of such property guards with a corporate surety satisfactory to the Attorney General in the sum of two thousand dollars ($2,000) conditioned for the faithful and lawful performance of his duties and shall also take and subscribe the following oath I do solemnly swear that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my employment with fidelity and according to law Such bond and oath shall be filed in the office of the recorder of deeds of the county in which his appointment is recorded Provided however That any person copartnership association corporation or individual appointing property guards hereunder may file a blanket bond with a corporate surety satisfactory to the Attorney General in an amount equal to two thousand dollars for each property guard appointed but not exceeding fifty thousand dollars conditioned for the faithful performance of the duties of all appointed property guards

Section 6 Suit on bond Any person injured or damaged by reason of the violation of the conditions of any bond filed by or for any such property guard or by reason of the official act of any such property guard in the course of his employment may bring suit on such bond in the name of the Commonwealth for his or her use and the name or names of such person or persons shall be suggested as plaintiffs therein and all proceedings therein shall be as provided by law for suits on official bonds

Section 7 Revocation of appointment The approval of the appointment of any property guard made under the provisions of this act may be revoked at the pleasure of the Attorney General or cancelled in the manner hereinafter provided

Section 8 Investigation of conduct reports The Attorney General may through such employe of his office or such other officer employe of the Commonwealth as he may designate investigate from time to time the conduct of property guards appointed under the provisions of this act and require from them such monthly or other reports as to him shall seem advisable.

Section 9 Uniforms badge Every property guard appointed under the provisions of this act shall when on duty wear a uniform distinctly different from that worn by members of the State Police Highway Patrol or the police force of the municipality in which the property to be guarded by him is situate and a metalic shield containing the words Property Guard and the name of the person copartnership association or corporation by which he was appointed Such shields shall always be worn in plain view

Section 10 Powers granted to be exercised only on Property of Employer Every property guard appointed under the provisions of this act shall exercise the powers enumerated herein only upon the property of the person copartnership association or corporation by which he has been appointed and outside the aforsaid property such guard shall have possess and exercise only the rights and privileges of a private citizen and shall not carry any firearms or other weapons belonging to the person copartnership association or corporation employing such guards Provided however That such guards may protect payrolls in transit at any place or the transmission lines of any electric power company and for such purpose may carry firearms or other weapons

Section 11 Powers Every property guard appointed under the provisions of this act shall possess exercise and enjoy the following powers and none other to wit

(a) To arrest any person or persons charged with any offense against the laws of the Commonwealth upon warrant issued by any magistrate alderman or justice of the peace when such offense shall have been committed on the property of the person copartnership association or corporation employing such guard

(b) To arrest without warrant any person guilty of disorderly conduct or caught in the act of committing any misdemeanor or felony upon the property of such person copartnership association or corporation

(c) To guard payrolls of their employers while in transit

Section 12. COMMITTMENT OF PERSONS ARRESTED. All persons arrested by property guards appointed under this act shall be immediately taken before committing magistrates or to public jails lockups or station houses and the keepers thereof shall receive all persons arrested by such guards.

Section 13. COMPENSATION. The compensation of property guards appointed under the provisions of this act shall be paid by the person copartnership association or corporation by which they shall have been appointed and shall be in such amount as shall be agreed upon between such property guards and such person copartnership association or corporation.

Section 14 Cancellation of Appointment Whenever any person copartnership association or corporation shall no longer require the service of any property guard appointed under the provisions of this act it or he shall file a notice to that effect with the Department of Justice furnish such property guard with a copy thereof and shall notify the recorder of deeds of every county in which the appointment was recorded and such recorder shall inscribe on the margin of the record where the appointment and approval thereof is recorded the word Cancelled

Section 15 Penalties If any property guard appointed under the provisions of this act shall act or attempt to act as such property guard or wear his uniform or badge or perform or attempt to perform any of the duties imposed or exercise any of the powers conferred by this act after his appointment shall have been cancelled he shall be guilty of a misdemeanor and upon conviction thereof shall bs punished by a fine not exceeding one hundred dollars ($100) or by imprisonment for sixty (60) days or both in the discreation of the court

Section 16 Interpretation as to Status of Guards In the event that this act or any part thereof shall come before the courts for interpretation it is specifically declared to be the intent of the General Assembly that no sovereign power of the Commonwealth is delegated or shall accrue to the property guards herein authorized to be appointed and that they are and shall be known and considered exclusively and only as employes of the person copartnership association or corporation appointing and hiring them

Section 17 Constitutionality The provisions of this act shall be severable and if any of its provisions are held to be unconstitutional the decision of the court shall not affect the validity of the remaining provisions of this act It is hereby declared as a legislative intent that this act would have been adopted by the General Assembly had such unconstitutional provision not been included therein

Section 18 Repeal The act approved the eighteenth day of April one thousand nine hundred and twenty-nine (P. L. 546), entitled, "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties is hereby repealed

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. HARMUTH. Mr. Speaker, I move that this bill be recommitted to the Committee on Corporations for the purpose of further study.

The motion was agreed to.

BILL ON THIRD READING

Agreebly to order,

The House proceeded to the third reading and consideration of House Bill No. 147, as follows:

An Act Relating to the preparation of a new or revised Constitution of the Commonwealth by convention and its adoption or rejection by the people providing for the nomination of delegates to the convention and for their election at a special election and making an appropriation.

Section 1 Be it enacted by the Senate and the House

of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a special election shall be held on the fourteenth day of May one thousand nine hundred thirty-five at which there shall be elected by the qualified electors of this Commonwealth delegates to a constitutional convention to draft a new Constitution for or revise the present Constitution of this Commonwealth

Section 2 The constitutional convention shall consist of one hundred two district delegates three to be elected from each congressional district and twenty-seven delegates-at-large who shall be elected from the Commonwealth at large

Section 3 In choosing the delegates for each congressional district each elector shall be entitled to vote for not more than two of the candidates for delegates from the district and the three candidates receiving the highest number of votes shall be declared elected In choosing the delegates-at-large each elector shall be entitled to vote for not more than eighteen of the candidates for delegates to be chosen from the Commonwealth at large and the twenty-seven candidates receiving the highest number of votes shall be declared elected

Section 4 Each candidate for delegate shall have been a citizen of the United States of America for at least five years and a qualified elector of this Commonwealth for at least two years prior to the day of the special election Each candidate for district delegate also shall be a qualified elector of the congressional district from which he or she shall be a candidate.

Section 5 All political parties required by law to nominate their candidates at the primary election may in the manner hereinafter set forth nominate two candidates from each congressional district as district delegates to the constitutional convention and eighteen candidates from the Commonwealth at large as delegates-at-large Such political parties shall nominate their candidates for delegates-at-large by State-wide conventions composed of the members of their State committees and their candidates for district delegates shall be nominated in congressional districts by conventions called in each congressional district which except in the congressional districts located within cities of the first class shall be composed of the members of the county committees who represent the election districts or divisions within the particular congressional district In the case of congressional districts within cities of the first class such conventions shall be composed of the members of the ward committees of the election divisions within the particular congressional district

Conventions for the nomination of delegates-at-large and district delegates shall be convened by the State chairmen of the respective State committees of the political parties at such times and places as shall be designated by the chairmen

The presiding officer and secretary of each convention shall prepare certificates of nomination for the candidates nominated which shall be sworn to or affirmed by them before an officer authorized to administer oaths to be true and correct to the best of their knowledge and belief More than one nomination may be included in one certificate of nomination Such certificates of nomination shall be filed with the Secretary of the Commonwealth within the time hereinafter required in this act

Section 6 Any body of qualified electors not entitled to make nominations under the preceding section of this act may make nominations for delegates-at-large and district delegates to the constitutional convention by nomination papers in the manner provided by law for the nomination by nomination papers of candidates for State offices or for members of the House of Representatives of the United States except that such papers or objections thereto shall be filed within the periods of time hereinafter provided in this act A qualified elector may sign nomination papers for not more than two candidates for district delegates and for not more than eighteen candidates for delegates-at-large

Section 7 All nomination certificates or nomination papers shall be filed with the Secretary of the Commonwealth at least forty-five days before the date of the special election authorized in this act Blank forms for certificates of nomination and nomination papers shall be prescribed and furnished by the Secretary of the Commonwealth and no forms other than the ones so prescribed shall be used for such purposes Objections to nomination papers may be made and shall be disposed of in the manner provided by law except that objections to such papers must be filed in the Court of Common Pleas of Dauphin County and with the Secretary of the Commonwealth within at least forty days before the date of the special election

Section 8 Any person whose name has been presented as a candidate may cause his name to be withdrawn from nomination by request in writing signed by him and acknowledged before an officer qualified to take acknowledgements of deeds and filed in the office of the Secretary of the Commonwealth within thirty days previous to the day of the special election No name so withdrawn shall be printed upon the ballots

Section 9 The Secretary of the Commonwealth shall at least fourteen days prior to the date of the special election authorized in this act transmit to the county commissioners and the sheriff in each county in which such election is to be held duplicate official lists stating the names and residences of and parties or policies represented by all candidates whose nomination certificates or papers have been filed with him under the provisions of this act and have not been found and declared to be invalid and to be voted for at each voting place in each county respectively substantially in the form of the ballots to be used therein

Section 10 The names of the candidates for delegates-at-large for the constitutional convention shall be printed upon ballots or ballot labels in a separate column or row under or following the heading "Delegates-At-Large to Constitutional Convention" with the party affiliation of each candidate following the name of the candidate The names of candidates for district delegates for the constitutional convention shall be printed upon ballots or ballot labels in a separate column or row under or following the heading "Delegates to Constitutional Convention ——— District" with the party affiliation of each candidate following his name A party column shall be provided for at the left of the ballot and a vote in the party column shall constitute a vote for each candidate of the party of the delegate-at-large and for each candidate of the party of the district delegate and provision for like effect shall be made where voting is done by voting machines

Section 11 The special election authorized by this act shall be held and conducted by the regular election officers of the several election districts of the Commonwealth and shall be governed and regulated in all respects by the laws governing the general elections of the Commonwealth so far as the same shall be applicable thereto and not inconsistent with the provisions of this act Provided that no constables or deputy constables shall be required to attend or shall receive any compensation for attending the special election Any law to the contrary notwithstanding all judges of election inspectors and clerks and custodians or deputy custodians or inspectors of voting machines shall receive as full compensation for their service in connection with the special election the sum of Five Dollars ($5.00) per day Return judges in congressional districts shall receive as full compensation for their services in connection with the special election Five Dollars ($5.00) per day and mileage at the rate of four cents ($0.04) per mile circular

Section 12 The votes cast at the special election for district delegates shall be counted and canvassed by the proper election officers as is now provided by law in the case of elections of members of the House of Representatives of the United States The names of the district delegates elected shall be duly certified to the Secretary of the Commonwealth

Section 13 The votes cast at the special election for delegates-at-large shall be counted certified and computed and returned as is now provided by law with respect to other offices filed by a vote of the electors of the Commonwealth at large

Section 14 The Secretary of the Commonwealth upon the completion of the computation of the election returns of the delegates-at-large and the receipt by him of the certificates of the proper election officials showing the district delegates elected in the several congressional districts of the Commonwealth and in all events within fifteen days after the special election shall certify to the Governor the

names of all district delegates and delegates-at-large to the constitutional convention elected at the special election The Governor shall forthwith issue his proclamation declaring the names of the persons chosen as delegates to the convention and the Secretary of the Commonwealth shall issue a certificate of election to each person so chosen

Section 15 The members of the constitutional convention shall each receive as full compensation for their services and their traveling and other expenses the sum of One Thousand Dollars ($1,000.00) payable in four equal installments

Section 16 Any vacancy occuring in the nomination for the office of district delegate or delegate-at-large prior to the election may be filled by the party or group on whose ticket such vacancy occurs at any time before the election in the same manner as such party or group is authorized by this act to make original nominations Any vacancy occurring in the office of district delegate or delegate-at-large after the election shall be filled by the vote of the delegates-at-large of the party or group of which the delegate whose place is to be filled was a representative

Section 17 The delegates to the constitutional convention shall convene at nine o'clock A M on the fourth day of June one thousand nine hundred thirty-five at such place in the City of Harrisburg Pennsylvania as the Governor may designate and shall immediately organize by electing a president secretary and such other officers as shall be necessary for the transaction of the business of the convention The convention shall have the power to adopt rules of procedure and to determine the election and qualification of delegates and to adjourn to such time or times and place in the City of Harrisburg as it shall determine

Section 18 The convention shall have the power to employ and fix the compensation of such clerks and other employes as shall be deemed necessary to carry out the work of the convention and the provisions of this act It shall also have the right to call upon the Legislative Reference Bureau for such aid and assistance as it may require

Section 19 It shall be the duty of the convention subject to the Constitution of the United States of America to draft prepare and propose a new or revised Constitution for the Commonwealth of Pennsylvania The convention may by a majority vote submit a proposed Constitution as a whole or may submit separately such parts thereof as it may determine to the qualified voters of the Commonwealth for their adoption or rejection

Section 20 Such Constitution as may be proposed by the constitutional convention shall be engrossed and signed by the President and Secretary of the convention and shall if possible be delivered to the Secretary of the Commonwealth not later than the fifteenth day of September one thousand nine hundred thirty-five The Secretary of the Commonwealth shall enter the proposed Constitution upon the records of his office He shall cause the proposed Constitution to be published in at least two newspapers in every county of the Commonwealth wherein such number of newspapers may be published once during the period between the twenty-fourth and thirty-first days of October one thousand nine hundred thirty-five and shall publish the same in convenient form for distribution and shall send a copy thereof to every elector of the Commonwealth making application therefor

Section 21 The Secretary of the Commonwealth shall prepare the proposed Constitution on a special ballot to be designated as "Constitution Ballot" for submission to the voters of the Commonwealth in such form and with such instructions as will enable each voter to indicate by a "yes" or "no" vote his approval or rejection of the Constitution as a whole or by separate votes indicate his approval or rejection of the various parts respectively as may be submitted separately

Section 22 The Secretary of the Commonwealth shall cause to be printed a sufficient number of official "Constitution Ballots" for all the voters of this Commonwealth and at least ten days before the general election shall distribute the same to the county commissioners of the several counties of the Commonwealth The county commissioners shall at the time distribution is made of the usual ballots for the general election distribute the constitutional ballots to each of the several voting precincts in their respective counties in sufficient quantities to provide such ballots for the voters of each respective county

Section 23 A majority of the electors voting upon the adoption or rejection of the proposed Constitution or any parts thereof shall be necessary for its adoption Such proposed Constitution and any part or parts thereof if approved by a majority of electors voting thereon shall become effective unless the proposed Constitution or the schedule thereto shall otherwise provide upon the first day of January one thousand nine hundred thirty-six Returns of the vote cast for and against the proposed Constitution and for and against any part or parts thereof shall be canvassed as provided by law and shall be certified by the prothonotary of each and every county to the Secretary of the Commonwealth who shall compute the same and certify the result to the Governor If from such certificate it shall appear that the proposed Constitution or any part or parts thereof shall have been adopted by the people the Governor shall immediately make proclamation thereof

Section 24 The several counties of the Commonwealth shall be reimbursed out of the funds hereinafter appropriated for all expenses lawfully incurred by such counties in holding the special election authorized by this act for the election of delegates to the constitutional convention upon bills rendered by the various county commissioners

Section 25 The sum of One Million Dollars ($1,000,000) or so much thereof as may be necessary is hereby appropriated out of the General Fund of the State Treasury for the payment of the compensation of members of the constitutional convention and the compensation of the clerks and other employes of the convention for the payment of all the expenses lawfully incurred by the Commonwealth and the several counties in holding the special election authorized by this act and for the payment of postage telegraph telephone advertising printing and express charges and all incidental and miscellaneous expenses lawfully incurred by the convention or its officers or the Secretary of the Commonwealth to carry out the provisions of this act All payments from this appropriation shall be made on the warrant of the Auditor General upon requisition of the President of the convention

Section 26 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. RUTH. Mr. Speaker, I move that this bill be recommitted to the Committee on Constitutional Amendments for further amendment.

On the question.

Will the House agree to the motion?

Mr. WITKIN. Mr. Speaker and members of the House last week, on Wednesday, January 23, 1935, on behalf of the Republican membership of this House, I moved that this House Bill No. 147 be referred back to the Constitutional Amendments Committee in order that it might properly amended. This motion was defeated by the Democratic membership of this House. I am pleased to note however, that the Democratic party of this House have realized, after one full week's delay, that that motion should have prevailed. The people have lost a week's time, and the Democratic motion does now what should have been done last week, to-wit, to endeavor to amend and correct this improperly and poorly drawn bill.

I, therefore, ask the Republican membership of the House to vote in favor of the motion to recommit, and hope that this bill be found capable of proper amendment

I trust that the Committee on Constitutional Amendments will afford ample opportunity to the Republican members to offer proper amendments and that the Committee will not again err by too hasty airplaining of this bill.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

RECESS

The SPEAKER. If there are no objections, the Chair is about to declare a recess for thirty minutes. The Chair hears none and declares a recess for thirty minutes.

A meeting of the Committee on Constitutional amendments will be held during the recess.

AFTER RECESS

The SPEAKER (Wilson G. Sarig) in the Chair.

The time of recess having expired, the House will come to order.

REPORT FROM COMMITTEE

Mr. DIEHL, from the Committee on Constitutional Amendments asked and obtained unanimous consent to report as amended, House Bill No. 147, entitled:

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention, and its adoption or rejection by the people; providing for the nomination of delegates to the Convention and for their election at a special election and making an appropriation.

APPOINTMENT OF CLERK TO SPEAKER

The SPEAKER. The Chair appoints Willard E. Tullett of Allegheny County, Clerk to the Speaker, vice, Cliff J. Ryan resigned.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The following announcements were read by the Clerk.

A meeting of the Committee on Cities will be held at 9 A. M., January 29, 1935, in Room 325.

A meeting of the Committee on Banking, January 29, 1935, immediately after the morning session, in Room 323.

A meeting of the Committee on Railroads and Railways immediately after the morning session, January 29, 1935, in Room 323.

A meeting of the Insurance Committee at 10 A. M., January 29th, at Room 323.

A meeting of the Committee on Education at 9 A. M., January 29th, in the House Caucus Room.

The Elections Committee will meet at 10.30 A. M., January 29th, in the House Caucus Room.

A meeting of the Federal Relations Committee at 10 A. M., January 29th, in Room 321.

Meeting of the Committee on Military Affairs, January 29th, at 10 A. M., in Room 326.

A meeting of the Republican Steering Committee in Room 245 immediately after this session.

The President's birthday celebration will be held in the forum of the Education Building, Wednesday evening, January 30th. The committee have engaged the famous Dunninger, the great mind reader, as entertainer for the evening. Members of the House are cordially invited to attend. Admission one dollar each.

QUESTION OF PERSONAL PRIVILEGE

Mr. OMINSKY. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. OMINSKY. As chaiman of the committee to celebrate the President's birthday, which you appointed at the last session, I wish to announce at this time that the Committee has arranged to have an orator here tomorrow afternoon at three o'clock, at which time the Senate members and the House members will meet in the hall of the House and listen to the Hon. Thomas A. Logue. I shall urge everyone present tonight to be present tomorrow afternoon at three o'clock. Those who have heard Hon. Thomas A. Logue speak know that there is a treat in store for them, and in line with that, Mr. Speaker, I wish to offer the following resolution and ask for its immediate adoption.

RESOLUTION

CONGRATULATIONS EXTENDED TO PRESIDENT ROOSEVELT

Mr. OMINSKY asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted as follows:

In the Senate and House of Representatives of the Commonwealth of Pennsylvania in Joint Session—January 28, 1935.

For the first time in history, both branches of the General Assembly of the Commonwealth of Pennsylvania meet in joint session to do honor to the official head of the Nation.

With full accord, the representatives of the people of this great Commonwealth join in celebrating the advent of the day that, by reason of your birth, has taken its place among those that history will mark and perpetuate.

The cause for this demonstration, unusual in history and especially unusual in this Commonwealth, is the deep sense of gratitude felt by the mass of the people for the results which have already been brought about during the brief span of time during which you have directed the affairs of the Nation.

That which has already been accomplished is full guarantee to them of the success of your plans for a new era of peace and plenty.

With the same indomitable courage and fortitude that slowly forced a stricken body back to its work in the world, you have grappled with the disease that layed your country low, and in like manner are endeavoring to make it again a place of happiness and security for its people.

Resolved, by the General Assembly of the Commonwealth of Pennsylvania, in joint session convened, that in behalf of the people of the Commonwealth, it extends to you on this, your natal day, its heartfelt congratulations on the accomplishments of your administration of the affairs of the Nation and on the happy ending of that year.

For the new year that starts today, it wishes you success in all your undertakings, confident in its belief that such success will mean not only your happiness, but the happiness of all those whom you represent and for whose welfare you have so courageously fought and so magnificently achieved; and be it further

Resolved, That a copy of this resolution is forwarded to you, our President, as an indication of the faith of the people of Pennsylvania in your courage and your sincerity in attempting to accomplish those things which are for their best interest, their happiness and their prosperity.

Ordered, That the Clerk present the same to the Senate for its concurrence.

ADJOURNMENT

Mr. COAKLEY. Mr. Speaker, I move that this House do now adjourn until Tuesday morning at 11:00 o'clock.

The motion was agreed to, and (at 12:45 o'clock A. M.) the House adjourned until Tuesday, January 29, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, JANUARY 29, 1935 No. 8

SENATE

TUESDAY, January 29, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Grant, O Heavenly Father, that the short period of time devoted to prayer each day by this Senate may not be a mere matter of form. Rather let it constitute a genuine plea unitedly made for divine guidance.

Whatever our personal forms of faith may be, we are all children of our Father. Thou art that Father and all we are brethren. We need the loving heart, the all comprehending mind, the omnipotent power of our Father to keep us at all times, and particularly at such a time as this. There are momentous decisions to be made affecting the very life of our Commonwealth and the happiness and well-being of its people. Direct this Senate in the right way and protect it as it walks therein. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. McCLURE, the further reading was dispensed with, and the Journal was approved.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, January 28, 1935.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 4, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 4, at nine o'clock.

THANKING STATE POLICE AND HIGHWAY MOTOR PATROL

He also informed the Senate that the House had concurred in resolution from the Senate as follows:

In the Senate, January 28th, 1935.

Resolved, (if the House of Representatives concur), That the members of the General Assembly commend the officers and men of the State Police Force and of the Highway Motor Patrol for the efficient manner in which they handled the vast throng of visitors to the capital city on inauguration day, and the marked degree of courtesy which was extended to many individuals with whom they were brought into contact in the performance of their public duties.

Resolved, That a copy of this resolution be transmitted to the State Police Force and the Highway Motor Patrol by the Chief Clerk of the Senate.

PRESENTATION OF TESTIMONIAL TO GENERAL EDWARD C. SHANNON

Mr. HOMSHER. Mr. President, the members of the Senate desire to record their appreciation and admiration of the ability and exquisite courtesy with which General Shannon as Lieutenant Governor presided over this body during the last four years and have requested me to be their spokesman for that purpose.

During that period, General Shannon presided over two regular sessions and four Extraordinary Sessions, resulting probably in longer and more intimate relations with the members of the Senate than has fallen to the opportunity of any Lieutenant Governor up to this time. During all that time and upon all occasions General Shannon presided with such dignity, fairness and courtesy, that there was never a comment of adverse criticism.

I shall not attempt any extended panageric of the abilities, good nature and friendliness that distinguished General Shannon, and I am afraid that smile of his would fade if I attempted any praise. Throughout the length and breadth of Pennsylvania he is known better than I could tell it.

And in order to make this expression of appreciation more tangible than mere words, this silver service has been procured and presented to Mrs. Shannon and himself, so that when they see it in their home they will sometimes call to mind the days of his association with the Senate of Pennsylvania and of the goodwill and friendship of the Senators toward them both.

Mr. ROBERTS. Mr. President, it has been my happy privilege to serve as Senator in this body during the four years in which Governor Shannon presided over our deliberations, and I am sure that I am expressing the sentiment of all my colleagues when I say that at all times the General was fair. He was lovable, kind and courageous, and in every way made an admirable presiding officer. Of course, we could say very much laudatory of the General, and I would be happy to do that, but this is not the occasion for it. I simply want, in my own small way, to tell him that all of his colleagues, without regard to party affiliation, have the highest personal regard for him, and that is evidenced by the fact that this is a personal contribution from the colleagues who served with him. May

I add, that personally, and on behalf of my colleagues I want to convey to him our assurance of high personal regard, and I also want to say that while at times politics may create a change in thought, and administrations may come and administrations may go, but the kind fellowship that has existed between the General and all of the members of the Senate will go on forever. I trust that he may be spared for further usefulness to the State, his family and to his acquaintances.

Mr. SHANNON. Mr. President and members of the Senate: I am in a rather hard position here this morning. I am used to being up there and being the boss and not taking orders—as I overheard Senator Salus say right back of me here say that I am taking orders this morning, but I do not know of anybody whom I would rather take orders from than this body of fifty gentlemen who make up the Senate of Pennsylvania. I think I have said this several times to you gentlemen, that it was rather an odd experience for me to take over the command of fifty civilians in a body of this character after having had long military service in both the State and the Nation. But in all of the larger commands I have had under me, there has been none that has measured up to this particular outfit that I have had for four years. As Senator Roberts has said, as far as I am concerned in most every instance political lines were eliminated and I did endeavor to preside here impartially, regardless of what a man's politics might be, and if I was successful in that, it was only because of your fair dealing with me. There were times when the ice was a little thin, when a parliamentary decision would have made a great difference in our attitude toward each other, but under the careful guidance of this splendid gentleman who stood right below me, your secretary, I avoided those thin spots and got through, and this morning, of course, is the culmination of those four years with you. I passed out of your picture officially the fifteenth of this month, but I am back here as a friend this morning and I want you to know how much Mrs. Shannon and I appreciate this splendid present you are giving us today. It will always as the years roll around remind us of this pleasant association that I have had with you in the last four years, and I hope that I may be back here many years to come to at least call on you.

The present Governor and Commander-in-Chief has been gracious enough to continue me in command of the Pennsylvania National Guard. This is my job and is a job I, of course, appreciate more than others because after forty-five years of military service I best know that better than I do some other things. His words to me were to make this Pennsylvania National Guard the best in the United States, high in efficiency and everything that goes with it, and that, of course, is my ambition. With the help of the officers and men who serve under me, I know that can be accomplished. We had here in the Inaugural parade a small slice of that force that you gentlemen support by your appropriation. If you saw it that day, I am sure you are just as proud of it as I am because it is a sample of what we have scattered all over this great Commonwealth of ours, ready at all times to serve the state and nation if need be.

I thank you from the bottom of my heart for this token of your good-will that you have given Mrs. Shannon and myself this morning, and we shall always cherish it so long as we live. I thank you.

PRESENTATION OF TESTIMONIAL TO HONORABLE HARRY B. SCOTT.

Mr. EALY. Mr. President and members of this Senate, we are witnessing today the final act of parting from our retiring presiding officers. We are tendering to them these testimonials in token of our regard and the fair and impartial manner in which they presided over this body. We regret their departure, but, Mr. President, we have the confident hope and expectation that in the weeks and months we served together, when our time of parting comes, there will be thrown around it the same tinge of sadness.

Lieutenant Governors are elected by the people. We choose our own Presidents Pro Tempore, and we regard it, also, as a high honor to be chosen for this position.

Shakespeare, in his play Hamlet, makes the old man Polonius advise his son Laertes, "Those friends thou hast, and their adoption tried, grapple them to thy soul with hoops of steel." In the complexity and speed of modern living there is not the same opportunity for forming friendships, perhaps, as formerly; but here, in this Senate, as we meet from week to week to discuss the problems of the State, one learns to appraise his fellows at their true worth and character, and without regard to their antecedents or prior attainments.

When I entered this Senate eight years ago one of the new members at that time was our past President Pro Tempore. He had already seen service across the hall, in the House of Representatives. In his own community he was a leader in business matters and in philanthropic and charitable projects. Notable was his work in aid of hospitals and in the Crippled Children's Association of Pennsylvania. Here in this Senate, during the eight years he served, he labored faithfully and well, and no one was more attentive to his business. We did not always, perhaps, agree in matters of legislation, but we are assured that what he believed in he believed in with his whole heart, and he had the welfare of the State in his heart. He has not served so long, as President Pro Tempore, as some of the other persons who held that position. During his tenure there have been two special sessions of this body.

And so it seems to me, Mr. President, that it is entirely fitting and proper that we give him a testimonial of our friendship and our regard, and in recognition of his high service in this body; and I take pleasure in presenting to him, on behalf of this Senate— on behalf of the former colleagues who served with him during these eight years, and who contributed toward it, this silver service to Mr. Scott and to him, with the hope that it may be of use to them and to the family in years to come, and that as he uses it and looks upon it he may call to mind the pleasant memories of the days that he spent here in this State Senate.

Mr. SCOTT. Mr. President and members of the Senate of Pennsylvania, I am sure it has been a great pleasure to serve as your President Pro Tempore of the Senate, an office that is an honor which anyone would aspire to; and I want to express to you the appreciation of both Mrs. Scott and myself for this fine silver service, and we will hearken back, as years go on, to the fine, representative men with whom I have been associated during the past eight years.

My only ambition, as a Senator from my senatorial district, was to serve my people, to render the kind of service that my constituency was entitled to; and I think that my constituency feel that I have rendered them some service in the Thirty-Fourth Senatorial District. It is my hope and desire that my successor in that office will continue along the same line, and I know he will, in the interest of not only the Thirty-Fourth Senatorial District but of the Commonwealth of Pennsylvania as well. Again I say, Mrs. Scott and I appreciate this fine tribute. Thank you.

QUESTION OF PERSONAL PRIVILEGE

Mr. LAW. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Mercer, Mr. Law, will state his question of personal privilege.

Mr. LAW. Mr. President, I would like to call the attention of the members here to the fact that we have with us another distinguished visitor, a former Senator, my predecessor, the Honorable Frank Fay, of Mercer County. Mr. Fay served for eight years, representing that district in this body. He served wisely and well, and I feel there should be placed on record today this tribute to his service and to his personality. I know that many of you have seen him here and said a few words to him. To those who have not I would say I know he wants to hear from you.

The PRESIDENT. The remarks of the Senator from Mercer, Mr. Law, will be made a matter of record in the Journal.

QUESTION OF PERSONAL PRIVILEGE

Mr. CAVALCANTE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Fayette, Mr. Cavalcante, will state his question of personal privilege.

Mr. CAVALCANTE. Mr. President, I wish to make the same observation as to my predecessor, Dr. Bell, former Senator from my district. I wish to make the same observation, with reference to Senator Bell, as my colleague, the Senator from Mercer, Mr. Law, made with regard to the former Senator from Fayette, Mr. Fay.

The PRESIDENT. The remarks of the Senator from Fayette, Mr. Cavalcante, will be made a matter of record in the Journal.

RECESS

Mr. BUCKMAN. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. COYNE, from the Committee on Executive Nominations, reported with favorable recommendation the following nominations made by His Excellency, the Governor of the Commonwealth:

MEMBER OF PENNSYLVANIA STATE BOARD OF CENSORS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with Law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

L. Howell Davis, 6425 Wayne Avenue, Philadelphia, Philadelphia County, as a member of the Pennsylvania State Board of Censors, vice Samuel D. Schwartz, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

MEMBERS WORKMEN'S COMPENSATION BOARD

Norbert J. Fitzgerald, 609 E. 22nd Street, Erie, Erie County, as a member of the Workmen's Compensation Board, vice William J. Burchinal, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

MEMBERS PENNSYLVANIA SECURITIES COMMISSION

Levi G. Lichliter, of Jennerstown, Somerset County, as a member of the Pennsylvania Securities Commission, vice James M. Magee, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

Colley S. Baker, of Stroudsburg, Monroe County, as a member of the Pennsylvania Securities Commission, vice W. Searight Stuart, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Margaret Macrum, Clark Bldg., Pittsburgh.
Miss Elizabeth C. Mutschler, 309 Anderson St., Pittsburgh.
Miss G. A. Williams, Farmers Bank Bldg., Pittsburgh.

CLEARFIELD COUNTY

Miss Hilda Spangler, Clearfield.

DELAWARE COUNTY

John M. Kearney, Chester.

FAYETTE COUNTY

Robert L. Pile, Smithfield.

LEHIGH COUNTY

Robert P. Weizel, Allentown.

LUZERNE COUNTY

Joseph Balcastro, Wilkes-Barre.

LYCOMING COUNTY

Robert H. Bair, South Williamsport.

PHILADELPHIA COUNTY

John F. Cella, 2045 N. Broad St., Philadelphia.
Herman Harvey, 1591 N. 52nd St., Philadelphia.
Miss Anna F. Klemmer, 2123 N. Broad St., Philadelphia.
Jay R. Massey, S. E. Cor. 13th and Green Sts., Philadelphia.
Miss Frances G. Purvis, 1601 Chestnut St., Philadelphia.
Miss Mildred E. Thiele, Franklin Trust Bldg., Philadelphia.

GEORGE H. EARLE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Fred A. Benkert, Wm. Penn Way, Pittsburgh.
Harry R. Jackson, Farmers Bank Bldg., Pittsburgh.
John L. McCaskey, 6811 Kelly Blvd., Pittsburgh.
Albert Schimmel, 1239 Gulf Bldg., Pittsburgh.
James Shaughnessy, 535 Court House, Pittsburgh.
Miss Grace E. Swenson, 1906 Clark Bldg., Pittsburgh.
Kosto Unkovich, American Bank Bldg., Pittsburgh.
Miss Marie A. Wolf, Standard Life Bldg., Pittsburgh.

BRADFORD COUNTY

Miss M. Kathryn Brown, Le Raysville.

CAMBRIA COUNTY

M. Joseph Matan, Johnstown.

DELAWARE COUNTY

John Hihn, Jr., Swarthmore.

ERIE COUNTY

P. G. Kunkel, Union City.

FAYETTE COUNTY

N. N. Karpen, Brownsville.

GREENE COUNTY

P. H. McAndrews, Waynesburg.

LEBANON COUNTY

William S. Poorman, Palmyra.

MONTGOMERY COUNTY

Eck Carson, Norristown.
Samuel T. Furman, Jenkintown.
Edward E. Long, Conshohocken.

MONTOUR COUNTY

H. J. Smith, Danville.

PHILADELPHIA COUNTY

Miss Anne Kolinsky, Lincoln-Liberty Bldg., Philadelphia.
Raymond I. Lofland, 7121 Woodland Ave., Philadelphia.
Enoch I. R. Storm, 900 Sansom St., Philadelphia.

VENANGO COUNTY

Miss Mary Hutchinson, Oil City.

YORK COUNTY

Mrs. Cora E. Basom, Dillsburg.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Samuel A. Belsito, Philadelphia, February 1, 1935.

ALLEGHENY COUNTY

Wm. F. Brunner, Pittsburgh, February 2, 1935.
Louis H. McMahan, Pittsburgh, February 2, 1935.

PHILADELPHIA COUNTY

Geo. H. Crowthers, Philadelphia, February 2, 1935.

ALLEGHENY COUNTY

A. N. Marvin, Tarentum, February 3, 1935.

PHILADELPHIA COUNTY

Samuel J. Houston, Philadelphia, February 7, 1935.
W. Nelson L. West, Philadelphia, February 7, 1935.

ALLEGHENY COUNTY

E. O. Grubbs, Pittsburgh, February 8, 1935.

CARBON COUNTY

Miss Hilda M. Derr, Weatherly, February 9, 1935.

ALLEGHENY COUNTY

Miss Rose C. Connors, Pittsburgh, February 10, 1935.

PHILADELPHIA COUNTY

Geo. T. Schieder, Philadelphia, February 10, 1935.

ALLEGHENY COUNTY

M. F. Berardino, Pittsburgh, February 14, 1935.
Albert E. Muhl, Pittsburgh, February 21, 1935.

PHILADELPHIA COUNTY

Wm. M. Brinkworth, Philadelphia, February 21, 1935.
Miss Helen M. Brown, Philadelphia, February 21, 1935.
Miss Florence M. Ruff, Philadelphia, February 21, 1935.

WASHINGTON COUNTY

T. D. Williamson, Charleroi, February 21, 1935.

SUSQUEHANNA COUNTY

Edward W. Morgan, New Milford, February 23, 1935.

WASHINGTON COUNTY

Miss Clara Allison, Charleroi, February 23, 1935.

CRAWFORD COUNTY

C. F. Ross, Meadville, February 26, 1935.

PHILADELPHIA COUNTY

Daniel P. McKenna, Jr., Philadelphia, February 26, 1935.
Miss L. Edna Geraghty, Philadelphia, February 28, 1935.

TIOGA COUNTY

Harry Beck, Liberty, March 1, 1935.

ALLEGHENY COUNTY

Joseph M. Bauer, Millvale, March 6, 1935.
Stephen E. Lovasik, Tarentum, March 6, 1935.
I. A. Simon, Pittsburgh, March 6, 1935.

MONTGOMERY COUNTY

H. N. Lafferty, Pottstown, March 6, 1935.

PHILADELPHIA COUNTY

John H. Kane, Philadelphia, March 6, 1935.
Harvey W. Reed, Philadelphia, March 6, 1935.
A. C. J. Schabacker, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

Edward L. Muench, Pottsville, March 6, 1935.

ALLEGHENY COUNTY

G. B. Haudenshield, Carnegie, March 7, 1935.

BUCKS COUNTY

Charles W. Miller, Doylestown, March 7, 1935.

PHILADELPHIA COUNTY

J. E. Fox, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss A. L. Caplan, Pittsburgh, March 9, 1935.
E. C. Hillman, Pittsburgh, March 9, 1935.
A. P. McCurdy, Pittsburgh, March 9, 1935.
William E. Miller, East Pittsburgh, March 9, 1935.
Miss Margaret E. Schaffran, Pittsburgh, March 9, 1935.
J. P. Yahres, Carnegie, March 9, 1935.

CLARION COUNTY

I. F. Dempsey, New Bethlehem, March 9, 1935.

LACKAWANNA COUNTY

George Waters, Scranton, March 9, 1935.

LUZERNE COUNTY

Joseph Reichman, Wilkes-Barre, March 9, 1935.

NORTHAMPTON COUNTY

Mrs. Eleanor H. Hall, Easton, March 9, 1935.

NORTHUMBERLAND COUNTY

F. F. Reamer, Shamokin, March 9, 1935.

PHILADELPHIA COUNTY

Ollin W. Beard, Philadelphia, March 9, 1935.
Samuel R. Blumenthal, Philadelphia, March 9, 1935.
Warren H. Davis, Philadelphia, March 9, 1935.
Thomas McDonough, Philadelphia, March 9, 1935.
Samuel Smorto, Philadelphia, March 9, 1935.

TIOGA COUNTY

Miss Marguerite R. Baldwin, Tioga, March 9, 1935.

VENANGO COUNTY

William F. Gilliland, Oil City, March 9, 1935.

WASHINGTON COUNTY

Joseph Prise, Charleroi, March 9, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Howard W. Hanson, Philadelphia, January 29, 1935.
Ludwig S. Capozzi, Philadelphia, February 1, 1935.

BEDFORD COUNTY

John N. Minnich, Bedford, February 3, 1935.

LACKAWANNA COUNTY

Edgar A. Jones, Scranton, February 3, 1935.
H. P. Shennen, Peckville, February 3, 1935.

MONROE COUNTY

Wesley R. Mosteller, East Stroudsburg, February 9, 1935.

PHILADELPHIA COUNTY

Miss Lillian I. Livingstone, Philadelphia, February 9, 1935.

CAMBRIA COUNTY

H. A. Martin, Johnstown, February 10, 1935.

PHILADELPHIA COUNTY

John H. Staib, Jr., Philadelphia, February 12, 1935.

WESTMORELAND COUNTY

Arthur J. Zetter, Cereal, February 13, 1935.

COLUMBIA COUNTY

Lawrence R. Cherrington, Bloomsburg, February 15, 1935.

ALLEGHENY COUNTY

Miss Anna L. Norton, Pittsburgh, February 21, 1935.

PHILADELPHIA COUNTY

Miss Margaret Y. Kent, Philadelphia, February 21, 1935.

WESTMORELAND COUNTY

Eli H. Wolf, Monessen, February 21, 1935.

FRANKLIN COUNTY

G. Earl Heefner, Waynesboro, February 28, 1935.

PHILADELPHIA COUNTY

W. A. Peffle, Philadelphia, March 2, 1935.

ALLEGHENY COUNTY

Joseph P. Kurcina, Pittsburgh, March 6, 1935.

BRADFORD COUNTY

Mrs. Jane S. Innes, Canton, March 6, 1935.

CAMBRIA COUNTY

Peter G. Stormer, Johnstown, March 6, 1935.

FAYETTE COUNTY

Paul Calvaresi, Republic, March 6, 1935.

GREENE COUNTY

Mrs. Myrtle Yoders, Waynesburg, March 6, 1935.

JUNIATA COUNTY

W. A. Martin, Port Royal, March 6, 1935.

LEHIGH COUNTY

E. J. Nagle, Allentown, March 6, 1935.

PHILADELPHIA COUNTY

Franklin H. Bates, Philadelphia, March 6, 1935.
Miss Ella L. Goeppert, Philadelphia, March 6, 1935.
Benjamin J. Krakow, Philadelphia, March 6, 1935.
William Levin, Philadelphia, March 6, 1935.
J. Vernon Rodel, Philadelphia, March 6, 1935.

WARREN COUNTY

Miss Ethel B. Baldensperger, Warren, March 6, 1935.

CAMBRIA COUNTY

Miss Helen Heinze, Johnstown, March 7, 1935
George L. Reade, Ebensburg, March 7, 1935

DAUPHIN COUNTY

Miss Nettie P. Hemperly, Harrisburg, March 7, 1935.

LUZERNE COUNTY

John A. Goodall, Wilkes-Barre, March 7, 1935.

NORTHAMPTON COUNTY

John J. Shonk, Bethlehem, March 7, 1935.

PHILADELPHIA COUNTY

Miss Anna Catoggio, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

C. C. Allen, Pittsburgh, March 9, 1935.
Mrs. Gertrude M. Cornelius, Pittsburgh, March 9, 1935.
John C. Cutbrod, Pittsburgh, March 9, 1935.
T. L. Higham, Pittsburgh, March 9, 1935.
Samuel S. Scott, Pittsburgh, March 9, 1935.
W. G. Taylor, Pittsburgh, March 9, 1935.

BUCKS COUNTY

Mrs. Mary B. Flagg, Bristol, March 9, 1935.

CAMBRIA COUNTY

Marlyn R. Fetterolf, Johnstown, March 9, 1935.

COLUMBIA COUNTY

J. S. Housenick, Bloomsburg, March 9, 1935.

DAUPHIN COUNTY

Charles L. Hardy, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Mrs. Mae E. Mousley, Collingdale, March 9, 1935.

ERIE COUNTY

Earl A. Minor, Erie, March 9, 1935.

LACKAWANNA COUNTY

Harry M. Griffiths, Scranton, March 9, 1935.

LANCASTER COUNTY

Henry M. Bruner, Columbia, March 9, 1935.
Louis S. May, Lancaster, March 9, 1935.

MONTOUR COUNTY

Harry E. Farnsworth, Danville, March 9, 1935.

PHILADELPHIA COUNTY

Miss Gussie Grauner, Philadelphia, March 9, 1935.
John H. Herke, Philadelphia, March 9, 1935.
Elmer W. Phillips, Philadelphia, March 9, 1935.
Miss Maude A. Stewart, Philadelphia, March 9, 1935.
Edward J. Walsh, Philadelphia, March 9, 1935.
L. S. Walters, Philadelphia, March 9, 1935.

WESTMORELAND COUNTY

Mrs. Elizabeth B. Rodgers, Irwin, March 21, 1935.

ALLEGHENY COUNTY

W. F. Aull, Pittsburgh, March 12, 1935.

WESTMORELAND COUNTY

Mrs. Eliabeth B. Rodgers, Irwin, March 21, 1935.

DAUPHIN COUNTY

Glenn W. Arnold, Elizabethville, March 23, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

WASHINGTON COUNTY

Miss Mary M. Blayney, Claysville, January 29, 1935.

ALLEGHENY COUNTY

Miss Edith Houge, Pittsburgh, February 2, 1935.

PHILADELPHIA COUNTY

Miss Bella Stein, Philadelphia, February 2, 1935.

DELAWARE COUNTY

Charles Palmer, Chester, February 3, 1935.

PHILADELPHIA COUNTY

Mrs. Rebecca P. McFadden, Philadelphia, February 7, 1935.

LANCASTER COUNTY

Lloyd A. Whitaker, Lancaster, February 8, 1935.

ALLEGHENY COUNTY

G. William Jones, Jr., Pittsburgh, February 9, 1935.
Dewey W. Kellerman, Pittsburgh, February 9, 1935.
Miss Alice E. Duff, Pittsburgh, February 10, 1935.

DELAWARE COUNTY

Henry W. Jones, Chester, February 10, 1935.

YORK COUNTY

L. E. Herr, York, February 21, 1935.

LACKAWANNA COUNTY

Samuel Brodhead, Old Forge, February 23, 1935.

PHILADELPHIA COUNTY

Alfred G. Walker, Philadelphia, February 26, 1935.
Miss Florence W. Warner, Philadelphia, February 26, 1935.

DAUPHIN COUNTY

G. L. Cullmerry, Harrisburg, February 27, 1935.

CENTRE COUNTY

H. T. Frank, Millheim, March 3, 1935.

ALLEGHENY COUNTY

Michael Schram, Pittsburgh, March 6, 1935.

CLARION COUNTY

Jas. E. Armagost, Rimersburg, March 6, 1935.
L. R. Himes, New Bethlehem, March 6, 1935.

ELK COUNTY

Albert G. Brehm, St. Marys, March 6, 1935.

LACKAWANNA COUNTY

George Perlin, Scranton, March 6, 1935.

NORTHAMPTON COUNTY

Geo. J. Moran, Northampton, March 6, 1935.

PHILADELPHIA COUNTY

Miss Julia A. Baker, Philadelphia, March 6, 1935.
Wm. R. Martin, Philadelphia, March 6, 1935.
Miss Ella M. McClelland, Philadelphia, March 6, 1935.
Miss Anna Mynar, Philadelphia, March 6, 1935.
Harry J. J. O'Neill, March 6, 1935.

WASHINGTON COUNTY

J. Glenn Baker, Donora, March 6, 1935.

WESTMORELAND COUNTY

N. V. B. Ziegler, New Kensington, March 6, 1935.

ADAMS COUNTY

Miss G. R. Lilly, McSherrystown, March 7, 1935.

ALLEGHENY COUNTY

Miss Gertrude M. Edwards, Pittsburgh, March 7, 1935.

ERIE COUNTY

Miss Julia C. Emig, Erie, March 7, 1935.

FAYETTE COUNTY

Miss Mary Parshall Lyons, Uniontown, March 7, 1935.

MONTGOMERY COUNTY

Julius M. Cegielkowski, Rockledge, March 7, 1935.

PERRY COUNTY

Charles F. D'Olier, Newport, March 7, 1935.

PHILADELPHIA COUNTY

Miss Ellen Hynes, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss Camille M. Fuhr, Pittsburgh, March 9, 1935.
Herbert W. Roden, Pittsburgh, March 9, 1935.
Harold F. Shook, Pittsburgh, March 9, 1935.
Samuel Werlinich, McKees Rocks, March 9, 1935.

BEAVER COUNTY

Ralph J. Hoge, Conway, March 9, 1935.

CAMBRIA COUNTY

Homer C. Bradley, Lilly, March 9, 1935.

CLEARFIELD COUNTY

William F. Patterson, Clearfield, March 9, 1935.

DELAWARE COUNTY

Miss Dorothy Allam, Media, March 9, 1935.
Miss Bessie A. Jacoby, Media, March 9, 1935.

ERIE COUNTY

Floyd A. Baker, Erie, March 9, 1935.
Willis H. Pelton, Erie, March 9, 1935.
Floyd W. Stewart, Erie, March 9, 1935.

LACKAWANNA COUNTY

Nicholas Coyer, Scranton, March 9, 1935.
Corron E. Dix, Carbondale, March 9, 1935.

NORTHAMMPTON COUNTY

Angelo Curcio, Easton, March 9, 1935.

PERRY COUNTY

F. E. Wase, Duncannon, March 9, 1935.

PHILADELPHIA COUNTY

Herbert Boocock, Philadelphia, March 9, 1935.
Clement W. Dowling, Philadelphia, March 9, 1935.
John T. Kupiec, Philadelphia, March 9, 1935.
Miss Gertrude F. Montgomery, Philadelphia, March 9, 1935.
Theodore E. Nickles, Philadelphia, March 9, 1935.
John Roseman, Philadelphia, March 9, 1935.
Oscar Rosenbaum, Philadelphia, March 9, 1935.
Maurice Rifkin, Philadelphia, March 9, 1935.
Chas. M. J. Schierse, Philadelphia, March 9, 1935.
Anthony P. Stefanowicz, Philadelphia, March 9, 1935.
Jacob Turnoff, Philadelphia, March 9, 1935.

WASHINGTON COUNTY

Miss Mary Ruey, Donora, March 9, 1935.
S. M. Weisman, Donora, March 9, 1935.

WESTMORELAND COUNTY

Miss Ann Manix, Greensburg, March 9, 1935.

LANCASTER COUNTY

Alexander T. Stein, Lancaster, March 16, 1935.

PHILADELPHIA COUNTY

Mrs. Mabel H. MacCain, Philadelphia, March 26, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. BUCKMAN

That Rule 38, which requires nomniations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. BUCKMAN

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward.
Gelder,	McGinnis,	Roberts,	Ziesenheim.
Graff.			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, that the Governor be informed accordingly.

Mr. BAUMER. Mr. President, I move that the Executive Session do now rise.

Mr. RICE. Mr. President, I second the motion.

The motion was agreed to.

HOUSE MESSAGE

CELEBRATION OF BIRTHDAY OF PRESIDENT ROOSEVELT

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows:

In the Senate and House of Representatives of the Commonwealth of Pennsylvania in Joint Session—January 30th, 1935.

For the first time in history, both branches of the General Assembly of the Commonwealth of Pennsylvania meet in joint session to do honor to the official head of the Nation.

With full accord, the representatives of the people of this great Commonwealth join in celebrating the advent of the day that, by reason of your birth, has taken its place among those that history will mark and perpetuate.

The cause for this demonstration, unusual in history and especially unusual in this Commonwealth, is the deep sense of gratitude felt by the mass of the people for the results which have already been brought about during the brief span of time during which you have directed the affairs of the Nation.

That which has already been accomplished is full guarantee to them of the success of your plans for a new era of peace and plenty.

With the same indomitable courage and fortitude that slowly forced a stricken body back to its work in the world, you have grappled with the disease that layed your country low, and in like manner are endeavoring to make it again a place of happiness and security for its people.

Resolved, by the General Assembly of the Commonwealth of Pennsylvania, in joint session convened, that in behalf of the people of the Commonwealth, it extends to you on this, your natal day, its heartfelt congratulations on the accomplishments of your administration of the affairs of the Nation and on the happy ending of that year.

For the new year that starts today, it wishes you success in all your undertakings, confident in its belief that such success will mean not only your happiness, but the happiness of all those whom you represent and for whose welfare you have so courageously fought and so magnificently achieved; and be it further

Resolved, That a copy of this resolution is forwarded to you, our President, as an indication of the faith of the people of Pennsylvania in your courage and your sincerity in attempting to accomplish those things which are for their best interest, their happiness and their prosperity.

Mr. BUCKMAN. Mr. President, I move that the resolution just read, in accordance with the rules, be referred to the Committee on Federal Relations.

Mr. SALUS. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. ROBERTS. Mr. President, I ask for a roll call.

Mr. BUCKMAN. Mr. President and members of the Senate, my reason for making the motion to refer this resolution to the Committee on Federal Relations was in order that that Committee may immediately have a meeting to consider it. I do not think there is a Senator in this body today who is not willing to pass the proper resolution congratulating the President of the United States on his birthday, but I do not think that the members of this Senate, which is a Republican Senate, should be asked to endorse all the whereases and the preamble set out in this resolution, and for that reason it was that in accordance with the rules of this Senate I moved that it be referred to the Committee on Federal Relations, in order that the committee might hold a meeting immediately, or at a recess, and the resolution gotten in proper shape, so that every Senator, be he Republican or Democrat, may conscientiously and properly vote for it.

Mr. THOMPSON (Centre). Mr .President, I desire to interrogate the Senator from Bucks, Mr. Buckman.

The PRESIDENT. Will the Senator from Bucks, Mr. Buckman, permit himself to be interrogated?

Mr. BUCKMAN. Mr. President, I will.

Mr. THOMPSON (Centre). Mr. President, I should like to ask the Senator from Bucks, Mr. Buckman, what parts of this resolution he considers objectionable.

Mr. BUCKMAN. Mr. President, in answer to the Senator from Centre, Mr. Thompson, permit me to say there are a great many parts of this resolution that are objectionable to me and to other members of this Senate. I cannot refer to them specifically because I have heard them only as they were read from the desk, but if the Senator will come before the meeting of this committee, after the resolution is referred to the committee in accordance with the rules, I shall be glad to point out those clauses.

Mr. ROBERTS. Mr. President, the reason for my asking for a roll call I will explain. The Senator from Bucks, Mr. Buckman, spoke about the necessity of referring this resolution to a committee. I recall many occasions when similar resolutions were brought before this Senate—not in this particular session but in previous sessions—conveying to the President of the United States sentiments much stronger in approval and commendation than were expressed in this resolution, and I do not remember any time when there was a dissenting vote; and now, at this particular time, when the President of the United States needs the united support of all the people, we should not think of politics entering into a resolution conveying to the President the sentiments which are expressed in this resolution. And, permit me to say to the Senator from Bucks, Mr. Buckman, I do not think that there are many whereases in this resolution, and I am sorry that we have to refer it to a committee, that we cannot as a whole adopt a simple resolution that is devoid of partisanship, as I see it, and pass it unanimously as an expression of this Senate of Pennsylvania.

Mr. SHAPIRO. Mr. President, I have no objection to joining with everybody in the Senate, and in the Commonwealth of Pennsylvania, as well as in the whole United States, to wish the President of this great country a very happy birthday, and to wish him long life; but I do object to a resolution which is not merely a congratulatory resolution and is not devoid of politics, a resolution having in it a provision carrying the approval of all the members of this body and of the House of all of his acts in the past and of all he may do in the future; and when that resolution comes out in a nonpartisan form, and in a form on which we can have full accord, I will have no objection. My objection is not that it contains many whereas clauses, but to the fact that it is in a form in which I am not sure it should have our approval, that it contains sentiments which I am not sure are true and correct. It is, in my opinion, a political document and not a congratulatory one.

Mr. PYTKO. Mr. President, I have listened attentively while that resolution has been read and re-read. I have thought it nothing but a congratulatory message, and not an endorsement of any specific policy which the President may have had in mind in the past or may have in the future. That is why I regret the quibbling with reference to partisan politics.

Mr. SALUS. Mr. President, I have seconded this motion, and there is no man in Pennsylvania who would be more aggrieved than I, or who would feel worse about it,

if this resolution should be presented and there would be one single vote against it. That would be not a compliment to the President of the United States but would be a reflection.

I should like to see that resolution so framed that every member of this Senate could vote "aye," so that the vote would be unanimous. But there are things in this resolution that, in a campaign to come, might well be used for political purposes. It touches, in a small way, on politics; and it may be felt by some men that they would be endorsing the program of the Democratic Party. Maybe the intention was not so, when the resolution was written; maybe those who prepared this resolution had not the slightest idea that there was any politics in it; and my best belief is that they never gave this matter a thought. But as it now stands there is some doubt in the minds of some members, and rather than being a credit and an honor to the President of the United States it would really be a discredit and a mark which he would not care to have charged against him if there should be a single vote cast against it; and I hope that both Democrats and Republicans agree that this resolution be referred to the committee, so that the committee may go over it immediately—and I guarantee, if I am correct in my belief in the fairness with which this committee will act, that there will not be a single word taken out of that resolution that is in any way a credit to our President.

As a man everybody must admire President Roosevelt. We are not all so constituted that we can all agree politically with every part of his program. Now, let us be advised; let us not get into an argument; let us not make this a political factor. Let us go into a side room where everybody will be in accord and pleased, so that when the resolution goes down to the White House in Washington it will have the endorsement of fifty Senators of the Commonwealth of Pennsylvania. I want to be one of the fifty. I want to vote for a resolution congratulating the President. I will not vote for that resolution in its present form.

QUESTIONS OF INFORMATION

Mr. SHAPIRO. Mr. President, I rise to a question of information.

The PRESIDENT. The Senator from Philadelphia, Mr. Shapiro, will state his question of information.

Mr. SHAPIRO. Mr. President, in order that the Senate may be informed as to just what the provisions of this resolution are, I ask that it be re-read.

Mr. McCREECH. Mr. President, I ask that we proceed to the roll call.

The resolution was read by the Clerk.

Mr. BUCKMAN. Mr. President, I rise to a point of order.

The PRESIDENT. The Senator from Bucks, Mr. Buckman, will state his point of order.

Mr. BUCKMAN. Mr. President, my point of order is that under the rules of this Senate this resolution must be referred to committee, unless those rules are suspended by a two-thirds vote of all the Senators present.

The PRESIDENT. The Chair understands that under the rules the point of order of the Senator from Bucks, Mr. Buckman, is well taken.

The motion, however, is to refer the resolution to the Committee on Federal Relations, and upon this motion a roll call is desired and requested, as I understand; so the motion before the House is that the resolution shall be referred to committee.

And the question recurring,

Will the Senate agree to the motion?

Mr. GELDER. Mr. President, I think the reading of that resolution tells its own story, and I think every member of this Senate would be glad to vote.

The yeas and nays were required by Mr. ROBERTS and McCREESH, and were as follows:

YEAS—29

Aron,	Ealy,	Mallery,	Salus,
Batchelor,	Gelder,	McClure,	Shapiro,
Bennett,	Graff,	Norton,	Staudenmeier,
Boyd,	Harris,	Owlett,	Thompson,
Buckman,	Harvey,	Pierson,	(Westmoreland)
Chapman,	Homsher,	Prince,	Woodward,
Clark,	Howell,	Reed,	Ziesenheim,
Coyne,	Hunsicker,	(Dauphin)	

NAYS—19

Baumer,	Law,	Rankin,	Rodgers,
Cavalcante,	McCreesh,	Reed	Rupp,
Frey,	McGinnis,	(Washington)	Sones,
Huffman,	Müller,	Rice,	Thompson,
Kahle,	Pytko,	Roberts,	(Centre)
Lanius,			

So the question was determined in the affirmative.

RECESS

Mr. WOODWARD. Mr. President, I move that the Senate do now take a recess for at least 15 minutes.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

REPORT FROM COMMITTEE

Mr. WOODWARD, from the Committee on Federal Relations, reported as amended the following resolution:

In the Senate and House of Representatives of the Commonwealth of Pennsylvania, in Joint Session,
January 29, 1935.

To the President of the United States, Greeting:

For the first time in history, both branches of the General Assembly of the Commonwealth of Pennsylvania meet in joint session to do honor to the official head of the Nation.

With full accord, the representatives of the people of this great Commonwealth join in celebrating the advent of the day that, by reason of your birth, has taken its place among those that history will mark and perpetuate.

The cause for this demonstration, unusual in history and especially unusual in this Commonwealth, is the deep sense of gratitude felt by the mass of the people for the efforts which you have so courageously exerted in their behalf.

With the same indomitable courage and fortitude that slowly forced a stricken body back to its work in the world, you have grappled with the disease that layed your country low, and in like manner are endeavoring to make it again a place of happiness and security for its people.

Resolved, By the General Assembly of the Commonwealth of Pennsylvania, in joint session convened, that in behalf of the people of the Commonwealth, it extends to you on your natal day, its heartfelt congratulations.

For the new year it wishes you success in all your undertakings, confident in its belief that such success will mean not only your happiness, but the happiness of all those whom you represent and for whose welfare you have so courageously fought; and be it further

Resolved, That a copy of this resolution is forwarded to you, our President, as an indication of the faith of the people of Pennsylvania in your courage and your sincerity in attempting to accomplish those things which are for their best interest, their happiness and their prosperity.

Mr. BUCKMAN. Mr. President, I ask unanimous consent that Rule 39, which requires concurrent resolutions reported from Committee to lie on the table one day, be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

Mr. PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

Mr. ROBERTS. Mr. President, I wish to say at this time that I would be very happy, of course, to vote for a resolution that extends to the President of the United States the congratulations of this body. My only regret is that my Republican brethren could not be as liberal as were the Republican members of the House, where they voted unanimously to adopt the resolution as originally presented.

Mr. SHAPIRO. Mr. President, if it is in order to speak at this time I should like to state that I have every hope that whatever the President does for the betterment of the citizens will be successful; but I am not willing to subscribe to the fact that I am confident that it will be successful, and I think that this is nothing more or less, and I think it should be nothing more or less, than a congratulatory message to the President of the United States, for whom I have the greatest affection and respect in every one of his efforts.

Therefore, while this resolution, to my mind, does not meet the situation—is more than it should be under the circumstances—I am still willing to vote for it, but I hope this resolution will be sent back for further amendment so that the word "confident" may be omitted. Then it will express the thought of everybody here. Many things are being tried, and of the things that are being tried I hope, in the interest of the people, some of them will not be successful, and that they will be tried over again, in a better way, the same man, who will be successful.

And therefore my purpose in objecting is to change that word "confident" to "hope," and when that is done I shall be glad to join the Senator from Northampton, Mr. Roberts, and vote for this resolution, and I will agree with his sentiments.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the clerk return the said resolution to the House of Representatives with the information that the Senate has passed the same with amendment, in which the concurrence of the House is requested.

QUESTION OF INFORMATION

Mr. SHAPIRO. Mr. President, I rise to a question of information.

The PRESIDENT. The Senator from Philadelphia, Mr. Shapiro, will state his question of information.

Mr. SHAPIRO. Mr. President, I understood there was a vote here—voting on the question of having unanimous consent. Now, I voted against unanimous consent, and therefore I do not think this resolution can be adopted. I voted against the request to suspend the rules. Unanimous consent is unanimous consent. I raise the question that we were voting on the question of unanimous consent, and I voted "no."

The PRESIDENT. The Chair did not hear any "no" vote, and decided that the motion had passed; and that is the ruling of the Chair—that the motion passed unanimously.

Mr. HARRIS. Mr. President, I rise to a point of order.

The PRESIDENT. The Senator from Allegheny, Mr. Harris, will state his point of order.

Mr. HARRIS. Mr. President, the question has already been decided and the Senator from Philadelphia, Mr. Shapiro, is out of order.

Mr. SHAPIRO. Mr. President, I do not want to take issue with the Chair. I said "no" in a loud voice, but if that is the issue, when I was voting on the resolution, then my thoughts are different, and I wish to be recorded as voting "no" on the question of unanimous consent. I wish to be recorded as voting "aye" on the resolution.

Mr. CAVALCANTE. Mr. President, I wish to be recorded as voting "no" on the amendment, and "aye" on the original resolution.

The PRESIDENT. There was no roll call on the amendment, and therefore the remarks of the Senator from Fayette, Mr. Cavalcante, are out of order.

REPORTS FROM COMMITTEES

Mr. BATCHELOR, from the Committee on Labor and Industry reported as committed, Senate Bill No. 19, entitled:

An Act to amend sections two, four, five, eight, eleven, twelve, section fourteen as amended, sections twenty-one and twenty-two, and to repeal section three as amended, sections thirteen, sixteen and nineteen, of the act, approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules of issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance, further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor, further regulating employment certificates, and requiring minors under eighteen to procure such certificates and imposing on school districts the duty to issue such certificates.

Mr. WOODWARD, from the Committee on Federal Relations, reported as committed, Senate Bill No. 105, entitled:

An Act empowering private corporations hereafter formed and municipalities to establish, operate and maintain foreign-trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress of the United States; and prescribing the powers and duties of such corporations and municipalities in connection therewith.

Mr. REED (Dauphin), from the Committee on Labor and Industry, reported as amended, Senate Bill No. 38, entitled:

An Act to amend section one, section three as amended, sections six and seven, and section seventeen as amended, of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment, by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by excepting from the provisions of the act female employes other than clerical and office help in hospitals and domestic service in private homes, and further regulating the hours of labor.

BILLS INTRODUCED

Mr. ARON read in his place and presented to the Chair, Senate Bill No. 145, entitled:

An Act supplementing the act, approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by providing for the return of tax imposed on premiums received by foreign companies writing motor vehicle insurance to municipalities for payment into police pension funds.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 146, entitled:

An Act relating to motion pictures and theatrical entertainment on Sunday; prohibiting the exhibiting of motion pictures and the staging of theatrical entertainment on Sunday during certain hours, and also during certain other hours unless the electors of a municipality are in favor of the same; providing for referendums to ascertain the will of the electors, and for the enactment of ordinances and resolutions in accordance therewith; providing penalties; and repealing inconsistent laws.

Which was committed to the Committee on Law and Order.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 147, entitled:

An Act providing for the granting of pensions by the Commonwealth to certain blind persons; creating and imposing duties upon the Board of Blind Pensions in the Department of Internal Affairs; and providing penalties.

Which was committed to the Committee on Pensions.

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 148, entitled:

An Act authorizing counties, cities, boroughs, townships, poor districts, school districts or other municipalities or incorporated districts to rent, lease and hire suitable office and warehousing space, and provide suitable accommodations therein, within said districts or municipalities, for distributing funds and merchandise, or both, by emergency relief boards.

Which was committed to the Committee on State Government.

Mr. BUCKMAN read in his place and presented to the Chair, Senate Bill No. 149, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

Which was committed to the Committee on Judiciary General.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 20 entitled:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the liens of all taxes on lands to be sold at such sales.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kable,	Rankin,	Thompson
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson
Coyne,	Mallery,	Reed	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 37, entitled:

A Joint Resolution creating an Unemployment Insurance Investigation Commission defining the powers and duties of said Commission and making an appropriation

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution,and were as follows, viz:

YEAS—49

Aron,	Harris,	Norton,	Rupp,
Batchelor,	Harvey,	Owlett,	Salus,
Baumer,	Homsher,	Pierson,	Shapiro,
Bennett,	Howell,	Prince,	Sones,
Boyd,	Huffman,	Pytko,	Sordoni,
Buckman,	Hunsicker,	Rankin,	Staudenmeier,
Cavalcante,	Kahle,	Reed (Dauphin)	Thompson (Centre)
Chapman,	Lanius,	Reed (Washington)	Thompson (Westmoreland)
Clark,	Law,	Rice,	Trainer,
Coyne,	Mallery,	Roberts,	Woodward,
Ealy,	McClure,	Rodgers,	Ziesenheim,
Frey,	McCreesh,		
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced presented for concurrence bill of the House of Representatives as follows:

House Bill No. 147 (Senate Bill No. 150), entitled:

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention, and its adoption or rejection by the people; providing for the nomination of delegates to the convention and for their election at a special election; and making an appropriation.

Which was referred to the Committee on Constitutional Changes.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 29, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

George P. Kells, Pittsburgh, February 3, 1935.

YORK COUNTY

Mrs. Mary S. Folmer, Hanover, February 3, 1935.

BERKS COUNTY

Lee M. Sallade, Womelsdorf, February 7, 1935.

BEAVER COUNTY

Marcus B. Nadler, Ambridge, February 9, 1935.

PHILADELPHIA COUNTY

Edward Kick, Philadelphia, February 12, 1935.

SCHUYLKILL COUNTY

G. I. Bensinger, Schuylkill Haven, February 14, 1935.

BERKS COUNTY

Mrs. Jennie Knoblauch, Reading, February 15, 1935.

ALLEGHENY COUNTY

R. H. Wenzel, Pittsburgh, February 16, 1935.

CLARION COUNTY

Wallace C. Weaver, Knox, February 17, 1935.

ALLEGHENY COUNTY

Charles Harry Bracken, Pittsburgh, February 21, 1935.

BUCKS COUNTY

J. Kirk Leatherman, Doylestown, February 21, 1935.

LAWRENCE COUNTY

Homer C. Drake, New Castle, February 21, 1935.

MERCER COUNTY

Roy Neville, Sharon, Februarv 21, 1935.

PHILADELPHIA COUNTY

Mrs. Katharine G. Herzberg, Philadelphia, February 21, 1935.

YORK COUNTY

Clarence L. Hauser, York, February 21, 1935.

WASHINGTON COUNTY

Miss Celia Morgan, Canonsburg, February 23, 1935.

YORK COUNTY

C. M. Stauffer, West York, February 23, 1935.

PHILADELPHIA COUNTY

Mrs. L. C. Sturtevant, Philadelphia, February 26, 1935.

NORTHAMPTON COUNTY

William H. Lindeman, Bangor, February 27, 1935.

BUCKS COUNTY

Mrs. Bertha B. Underwood, Doylestown, February 28, 1935.

YORK COUNTY

John B. Rutledge, York, March 4, 1935.

ALLEGHENY COUNTY

David Friedman, Pittsburgh, March 6, 1935.
A. M. Seibert, Pittsburgh, March 6, 1935.

MERCER COUNTY

Miss Grace M. Royal, Sharon, March 6, 1935.

PHILADELPHIA COUNTY

Arthur Goldbacher, Philadelphia, March 6, 1935.
Miss Agnes Le Compte, Philadelphia, March 6, 1935.
Samuel Rubin, Philadelphia, March 6, 1935.
Albert E. Sharpe, Philadelphia, March 6, 1935.
Walter B. Siddall, Philadelphia, March 6, 1935.
Michael M. Smolens, Philadelphia, March 6, 1935.
Miss Marguerite M. Ward, March 6, 1935.
Miss Z. I. Whiteman, Philadelphia, March 6, 1935.

YORK COUNTY

Marlet C. Ness, York, March 6, 1935.

ALLEGHENY COUNTY

Miss Harriet C. Armstrong, Pittsburgh, March 7, 1935.
Miss Pearl McConnell, Pittsburgh, March 7, 1935.
Michael H. Stout, Pitcairn, March 7, 1935.

CRAWFORD COUNTY

Mrs. Mabel E. Groff, Meadville, March 7, 1935.

JUNIATA COUNTY

Dolph B. Roush, McAlisterville, March 7, 1935.

PHILADELPHIA COUNTY

Lester N. Kauffman, Philadelphia, March 7, 1935.
Miss Florence E. Riter, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

E. Bright Pflueger, Schuylkill Haven, March 7, 1935.

MERCER COUNTY

J. M. Hittle, Greenville, March 8, 1935.

ALLEGHENY COUNTY

Donald P. Anderson, Pittsburgh, March 9, 1935.
H. W. Daugherty, Pittsburgh, March 9, 1935.
Hallock C. Sherrard, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

Miss Joanna H. Matuszak, Leechburg, March 9, 1935.

BEAVER COUNTY

Miss Bertha Temple, Beaver, March 9, 1935.

BUTLER COUNTY

Jno. G. Bayer, Butler, March 9, 1935.
F. Scott Killespie, Butler, March 9, 1935.

CAMBRIA COUNTY

Miss Genevieve Martin, Ebensburg, March 9, 1935.

CRAWFORD COUNTY

Miss Genevieve C. Faivre, Meadville, March 9, 1935.
Miss Gertrude I. Gartner, Meadville, March 9, 1935.

ERIE COUNTY

Harold I. Sweet, Corry, March 9, 1935.

INDIANA COUNTY

Miss Helen Craig, Indiana, March 9, 1935.

LACKAWANNA COUNTY

Miss Mary L. Brennan, Carbondale, March 9, 1935.

LEHIGH COUNTY

H. G. Hollenbach, Allentown, March 9, 1935.
Miss Lena D. Klotz, Allentown, March 9, 1935.

LUZEZRNE COUNTY

Mrs. Martha P. Roberts, Nanticoke, March 9, 1935.

NORTHAMPTON COUNTY

Miss E. M. Reichard, Easton, March 9, 1935.

PHILADELPHIA COUNTY

Miss Anna I. Day, Philadelphia, March 9, 1935.
Otto L. Draeger, Philadelphia, March 9, 1935.
William C. Fries, Philadelphia, March 9, 1935.
Robert Greenhalgh, Jr., Philadelphia, March 9, 1935.
T. A. Larkin, Philadelphia, March 9, 1935.
Robert T. Smith, Philadelphia, March 9, 1935.

WASHINGTON COUNTY

Miss Rose M. Bastio, Canonsburg, March 9, 1935.
E. J. Charles, Charleroi, March 9, 1935.

YORK COUNTY

L. Norman Zarfos, Red Lion, March 9 1935.

BEAVER COUNTY

Chas. Theo. Smith, Beaver Falls, March 13, 1935.

BUCKS COUNTY

Miss Marie G. Wurster, Croydon, March 16, 1935.

CHESTER COUNTY

Miss R. Gertrude Shepherd, Malvern, March 22, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 29, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Frances E. Marian, 1119 Plaza Bldg., Pittsburgh.
Miss Marie E. Seeger, 519 Oliver Bldg., Pittsburgh.
Calvin Woods, 2501 Brighton Road, Pittsburgh.

BERKS COUNTY

Miss Ida R. Edelman, Reading.
Charles A. Miller, Fleetwood.
Mrs. Miriam M. Spiese, Reading.

PHILADELPHIA COUNTY

John L. Brook, Unity and Eliabeth Sts., Philadelphia.
Miss Ruth E. Brown, 210 Colonial Bldg., Philadelphia.

GEORGE H. EARLE.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess until four o'clock.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed the Senate will be in order.

BILL INTRODUCED

Mr. RANKIN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RANKIN read in his place and presented to the Chair, Senate Bill No. 151, entitled:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousan nine hundred and thirty-five by installments, and for a discount for prompt payment of such taxes in all counties, cities, school districts, poor districts, boroughs, townships and towns.

Which was committed to the Committee on County Government.

REPORT FROM COMMITTEES

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 29, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Frances E. Marian, 1119 Plaza Bldg., Pittsburgh.
Miss Marie E. Seeger, 519 Oliver Bldg., Pittsburgh.
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Miss Ida R. Edelman, Reading.
Charles A. Miller, Fleetwood.
Mrs. Miriam M. Spiese, Reading.

PHILADELPHIA COUNTY

John L. Brook, Unity and Elizabeth Sts., Philadelphia.
Miss Ruth E. Brown, 210 Colonial Bldg., Philadelphia.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 29, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Geo. P. Kells, Pittsburgh, February 3, 1935.

YORK COUNTY

Mrs. Mary S. Folmer, Hanover, February 3, 1935.

BERKS COUNTY

Lee M. Sallade, Womelsdorf, February 7, 1935.

BEAVER COUNTY

Marcus B. Nadler, Ambridge, February 9, 1935.

PHILADELPHIA COUNTY

Edward Kick, Philadelphia, February 12, 1935.

SCHUYLKILL COUNTY

G. I. Bensinger, Schuylkill Haven, February 14, 1935.

BERKS COUNTY

Mrs. Jennie Knoblauch, Reading, February 15, 1935.

ALLEGHENY COUNTY

R. H. Wenzel, Pittsburgh, February 16, 1935.

CLARION COUNTY

Wallace C. Weaver, Knox, February 17, 1935.

ALLEGHENY COUNTY

Charles Harry Bracken, Pittsburgh, February 21, 1935.

BUCKS COUNTY

J. Kirk Leatherman, Doylestown, February 21, 1935.

LAWRENCE COUNTY

Homer C. Drake, New Castle, February 21, 1935.

MERCER COUNTY

Roy Neville, Sharon, February 21, 1935.

PHILADELPHIA COUNTY

Mrs. Katharine G. Herzberg, Philadelphia, February 21, 1935.

YORK COUNTY

Clarence L. Hauser, York, February 21, 1935.

WASHINGTON COUNTY

Miss Celia Morgan, Canonsburg, February 23, 1935.

YORK COUNTY

C. M. Stauffer, West York, February 23, 1935.

PHILADELPHIA COUNTY

Mrs. L. C. Sturtevant, Philadelphia, February 26, 1935.

NORTHAMPTON COUNTY

William H. Lindeman, Bangor, February 27, 1935.

BUCKS COUNTY

Mrs. Bertha B. Underwood, Doylestown, February 28, 1935.

YORK COUNTY

John B. Rutledge, York, March 4, 1935.

ALLEGHENY COUNTY

David Friedman, Pittsburgh, March 6, 1935.
A. M. Seibert, Pittsburgh, March 6, 1935.

MERCER COUNTY

Miss Grace M. Royal, Sharon, March 6, 1935.

PHILADELPHIA COUNTY

Arthur Goldbacher, Philadelphia, March 6, 1935.
Miss Agnes Le Compte, Philadelphia, March 6, 1935.
Samuel Rubin, Philadelphia, March 6, 1935.
Albert E. Sharpe, Philadelphia, March 6, 1935.
Walter B. Siddall, Philadelphia, March 6, 1935.
Michael M. Smolens, Philadelphia, March 6, 1935.
Miss Marguerite M. Ward, Philadelphia, March 6, 1935.
Miss Z. I. Whiteman, Philadelphia, March 6, 1935.

YORK COUNTY

Marlet C. Ness, York, March 6, 1935.

ALLEGHENY COUNTY

Miss Harriet C. Armstrong, Pittsburgh, March 7, 1935.
Miss Pearl McConnell, Pittsburgh, March 7, 1935.
Michael H. Stout, Pitcairn, March 7, 1935.

CRAWFORD COUNTY

Mrs. Mabel E. Groff, Meadville, March 7, 1935.

JUNIATA COUNTY

Dolph B. Roush, McAlisterville, March 7, 1935.

PHILADELPHIA COUNTY

Lester N. Kaufman, Philadelphia, March 7, 1935.
Miss Florence E. Riter, Philadelphia, March 7, 1935.

SCHULYKILL COUNTY

E. Bright Pflueger, Schuylkill Haven, March 7, 1935.

MERCER COUNTY

J. M. Hittle, Greenville, March 8, 1935.

ALLEGHENY COUNTY

Donald P. Anderson, Pittsburgh, March 9, 1935.
H. W. Daugherty, Pittsburgh, March 9, 1935.
Hallock C. Sherrard, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

Miss Joanna H. Matuszak, Leechburg, March 9, 1935.

BEAVER COUNTY

Miss Bertha Temple, Beaver, March 9, 1935.

BUTLER COUNTY

Jno. G. Bayer, Butler, March 9, 1935.
F. Scott Gillespie, Butler, March 9, 1935.

CAMBRIA COUNTY

Miss Genevieve Martin, Ebensburg, March 9, 1935.

CRAWFORD COUNTY

Miss Genevieve C. Faivre, Crawford, Meadville, March 9, 1935.
Miss Gertrude I. Gartner Meadville, March 9, 1935.

ERIE COUNTY

Harold I. Sweet, Corry, March 9, 1935.

INDIANA COUNTY

Miss Helen Craig, Indiana, March 9, 1935.

LACKAWANNA COUNTY

Miss Mary L. Brennan, Carbondale, March 9, 1935.

LEHIGH COUNTY

H. G. Hollenbach, Allentown, March 9, 1935.
Miss Lena D. Klotz, Allentown, March 9, 1935.

LUZERNE COUNTY

Mrs. Martha P. Roberts, Nanticoke, March 9, 1935.

NORTHAMPTON COUNTY

Miss E. Riechard, Easton, March 9, 1935.

PHILADELPHIA COUNTY

Miss Anna I. Day, Philadelphia, March 9, 1935.
Otto L. Draeger, Philadelphia, March 9, 1935.
William C. Fries, Philadelphia, March 9, 1935.
Robert Greenhalgh, Jr., Philadelphia, March 9, 1935.
T. A. Larkin, Philadelphia, March 9, 1935.
Robert T. Smith, Philadelphia, March 9, 1935.

WASHINGTON COUNTY

Miss Rose M. Bastio, Canonsburg, March 9, 1935.
E. J. Charles, Charleroi, March 9, 1935.

YORK COUNTY

L. Norman Zarfos, Red Lion, March 9, 1935.

BEAVER COUNTY

Chas. Theo. Smith, Beaver Falls, March 13, 1935.

BUCKS COUNTY

Miss Marie G. Wurster, Croydon, March 16, 1935.

CHESTER COUNTY

Miss R. Gertrude Shepherd, Malvern, March 22, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES.

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson
Chapman,	Lanius,	Reed	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. GELDER. Mr. President, I move that the Executive Session do now rise.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. HOMSHER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER read in his place and presented to the Chair, Senate Bill No. 152, entitled:

An Act authorizing the exoneration of taxes assessed or levied against any property, purchased for hospital uses, upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

Which was committed to the Committee on Finance.

MOTION TO READ BILLS THE FIRST TIME

Mr. OWLETT. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. GRAFF. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 19, entitled:

An Act to amend sections two, four, five, eight, eleven, twelve, section fourteen as amended, sections twenty-one and twenty-two, and to repeal section three as amended, sections thirteen, sixteen and nineteen, of the act approved the thirteenth day of May, one thousand nine hundred and fifteen (P. L. 286), entitled "An act to provide for the health, safety, and welfare of minors: by forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules of issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring minors under eighteen to procure such certificates; and imposing on school districts the duty to issue such certificates.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 38, entitled:

An Act to amend section one, section three as amended, sections six and seven, and section seventeen as amended, of the act approved the twenty-fifth day of July, one thousand nine hundred and thirteen, (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment, by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof," by excepting from the provisions of the act female employes other than clerical and office help in hospitals and domestic service in private homes, and further regulating the hours of labor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 105, entitled:

An Act empowering private corporations hereafter formed and municipalities to establish, operate and maintain foreign trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress of the United States; and prescribing the powers and duties of such corporations and municipalities in connection therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn.

Mr. REED (Dauphin). Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:19 P. M. until nine o'clock Monday evening, February 4, 1935.

HOUSE OF REPRESENTATIVES

TUESDAY, January 29, 1935.

The House met at 11.00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Robert J. Gottschall of the Norristown Schwenkfelder Church offered the following prayer:

Eternal God our Heavenly Father, we come to Thee with thanksgiving because we are Thy children and Thou hast given us another day of life and opportunity. For the creation and preservation of our lives, redemption through Thy Son and the guidance of Thy Holy Spirit we give Thee our hearty thanks. Fill our lives daily with Thy Spirit that we may walk in Thee and work together for Thy glory and the welfare of all Thy children.

We thank Thee, too, for those in this legislative assembly who represent all the men, women and children of the State of Pennsylvania. Illumine their minds and energize their wills by Thy Spirit that all the legislation here proposed may be enacted into wise and just laws for all the people of this great Commonwealth.

Bless, we pray Thee, the Governor of this State, and all in authority. Give them wisdom to know the right courage to do what is just and power to make the right effective in all areas of our common life.

And lead us ever by Thy Spirit into the coming of Thy Kingdom on earth, we pray in the Master's name—Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. LARUE the further reading was dispensed with and the Journal approved.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair wishes to make an announcement at this time:

The Chair would call the attention of the committee chairmen to the fact that on the hour of eleven o'clock less than a quorum of members were present in the House. The Chair would urge them to bring their committee meetings to an end at least ten minutes before eleven so

that the members can be in their seats at eleven o'clock. This is very important in order that the work of the House may proceed on time. If necessary commitee meetings can be called earlier but the members should be here at the time set for the convening of the session.

BILLS INTRODUCED AND REFERRED

By Mr. SIMON. HOUSE BILL No. 314.

An Act to amend Route fifty-eight of an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid Highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injurying or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended.

Referred to the Committee on Highways.

By Mr. POWERS. HOUSE BILL No. 315.

An Act to amend section one of article six of the act approved the seventh day of March, one thousand nine hundred and one, (P. L. 20), entitled "An act for the government of cities of the second class, as amended, by providing for the assessment of a less rate of tax upon buildings than upon land graded over a period of years until the rate upon buildings shall become one-fifth of the rate upon land.

Referred to the Committee on Cities.

By Mr. WEISS. HOUSE BILL No. 316.

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime; and making an appropriation.

Referred to the Committee on Judiciary General.

By Mr. WEISS. HOUSE BILL No. 317.

An Act providing that where a tract of land has been or shall hereafter be annexed to a city, borough or township, and is a part of an election district therein, it shall be a part of the same State-senatorial, congressional and legislative district as the said election district.

Referred to the Committee on Legislative Apportionment.

By Mr. WEISS. HOUSE BILL No. 318.

An Act to amend sections ten and fourteen of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended; by substituting additional copies of the general return sheet for the triplicate party return sheets in the preparation for conduct of, and returning, canvassing, and computing the vote cast at primary elections; regulating their form of the numbered lists of voters; regulating the duties of election officers in calling and tabulating the votes; and regulating return board procedure.

Referred to the Committee on Elections.

By Mr. NAGEL. HOUSE BILL No. 319.

An Act to amend sections twenty-six, twenty-nine and thirty of the act, approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an Appropriation for the payment of claims for damages for live stock dying from or killed because of rabies.

Referred to the Committee on Agriculture.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 320.

An Act providing for and regulating the appointment, promotion, reduction in rank, and removal of the paid members of the Bureau of Fire, Bureau of Police, Bureau of Detectives, Bureau of Electricity, Bureau of Electricity in connection with fire and police departments, Police Telephone Operators and their assistants, and Police Radio Operators and their assistants, in counties, cities,

boroughs, towns and townships; creating a county civil service commission in each county, the members thereof to receive salaries to be payable by counties; defining the powers and duties of such civil service commissions; imposing certain duties and expenses on counties, cities, boroughs, towns and townships; imposing penalties; and repealing inconsistent laws.

Referred to the Committee on Municipal Corporations.

By Mr. WEISS. HOUSE BILL No. 321.

An Act to amend section six as amended, section eight and section ten as amended, of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," providing that only registered and enrolled members of political parties shall be qualified to sign nomination petitions, and limiting the number of specimen ballots to be given candidates at primaries.

Referred to the Committee on Elections.

By Mr. WEISS. HOUSE BILL No. 322.

An Act to amend section six as amended and section eight of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for certain offices from being candidates for more than one party nomination, and requiring candidates' affidavits from candidates for additional offices.

Referred to the Committee on Elections.

By Mr. RUTH. HOUSE BILL No. 323.

An Act to amend sections two hundred and two hundred two of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish, and amending, revising, consolidating, and changing the law relating to fish in the inland waters, and the boundary lakes, and boundary rivers of the Commonwealth," providing additional penalties for killing fish by pollution or explosions.

Referred to the Committee on Fisheries.

By Mr. MELCHIORRE. HOUSE BILL No. 324.

An Act to provide for the regulating and licensing of horse racing, horse race meetings and the wagering on the results thereof; creating the Pennsylvania Horse Racing Board for the regulation, licensing and supervision of horse racing and wagering thereon; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. SOWERS. HOUSE BILL No. 325.

An Act requiring educational institutions receiving State-aid from the Commonwealth to donate net receipts from admissions to one foot ball game each year to relief agencies.

Referred to the Committee on Education.

By Mr. Mr. SOWERS. HOUSE BILL No. 326.

An Act to amend section one and two of the act approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property to sue and be sued, and to make a last will, and enabling them to sue, and to testify against each other in certain cases," authorizing a married woman to mortgage or convey her real property to the same extent as a married man and to make contracts as if unmarried.

Referred to the Committee on Judiciary General.

By Mr. JOHN E. BROWN. HOUSE BILL No. 327.

An Act to amend section two of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," by changing highway route in the City of Washington.

Referred to the Committee on Highways.

By Mr. WEISS. HOUSE BILL No. 328.

An Act providing for and regulating the licensing of stores as herein defined by the Department of Revenue; imposing and graduating license fees; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. BERNARD. HOUSE BILL No. 329.

An Act to amend sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended; making it unlawful to throw or cast the rays of any headlight, spotlight or other artificial light upon a deer, bear or elk.

Referred to the Committee on Game.

By Mr. COCHRAN. HOUSE BILL No. 330

An Act making water companies liable for damage caused by fire when it has discontinued supplying water for fire protection purposes to any city, borough, town or township.

Referred to the Committee on Municipal Corporations

By Mr. COCHRAN. HOUSE BILL No. 331.

An Act permitting, regulating and controlling betting and wagering on the result of horse races conducted during annual exhibitions of farm products by incorporated agricultural associations where the electors of the municipality or township in which the exhibition grounds are located vote in favor of the same; imposing taxes on admissions for the use of school districts of such municipalities and townships, fixing the maximum percentage of the amount bet and wagered which may be retained; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. HARMUTH. HOUSE BILL No. 332.

An Act to amend section two of the act approved the second day of January, one thousand nine hundred and thirty-four (P. L. 200, 1933-34), entitled "An act authorizing officers, departments, boards and commissions of any political subdivision of the Commonwealth, and cities, counties, boroughs, incorporated towns, townships, school districts, to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances."

Referred to the Committee on State Government.

By JAMES L. SNYDER. HOUSE BILL No. 333.

An Act to amend an act approved the thirty-first day of May, one thousand nine hundred and eleven (Pamphlet Laws, four hundred sixty-eight), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof, providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure herein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injuring or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," by adding thereto a route in Juniata, Perry and Franklin County.

Referred to the Committee on Highways.

By Mr. YOURISHIN. HOUSE BILL No. 334.

An Act to amend section forty-nine of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," providing for the settlement of estates of three hundred dollars or less without administration.

Referred to the Committee on Judiciary General.

By Mr. YOURISHIN. HOUSE BILL No. 335.

An Act to amend the act approved the eleventh day of May, one thousand nine hundred and twenty-five (P. L. 561), entitled "An act to provide for the selection of jurors to serve in the several courts, criminal and civil, of counties of the second class, and defining the qualifications of such jurors; providing for the organization of a commission for the selection of jurors in such counties, and prescribing its powers and duties, and authorizing it to investigate as to the qualifications of prospective jurors; imposing the expense of maintaining and operating said commission upon said counties, and requiring the county commissioners to provide suitable quarters, equipment, and supplies; authorizing the employment of the necessary clerks and other employes, and providing for a salary board composed of the commission, the county commissioners, and the controller of said counties, to fix the number and compensation of such employes; requiring county officers and boards to furnish information to said commission concerning taxables resident in said county as to their eligibility for jury service; repealing inconsistent legislation; and prescribing punishment for the violation hereof," as amended; by extending the provisions of said act to counties of the third, fourth, fifth, sixth, seventh and eighth class; and repealing inconsistent and supplied legislation.

Referred to the Committee on Judiciary General.

By Mr. DENT. HOUSE BILL No. 336.

An Act to amend sections five, sixteen and eighteen of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 762), entitled "An act providing for the creation and administration of a State Fund for the insurance of compensation for injuries to employes of subscribers thereto; declaring false oaths by the subscribers to be misdemeanors; and providing penalties for the violation thereof," providing that subscribers to such fund may take such insurance for periods of less than a year.

Referred to the Committee on Judiciary Special.

By Mr. SCHROPE. HOUSE BILL No. 337.

An Act to amend section one hundred and forty-eight of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," extending the provisions of said act to fixtures, hunting lodges, cabins, cottages and barns.

Referred to the Committee on Judiciary General.

By Mr. WALKER. HOUSE BILL No. 338.

An Act to amend route 56004 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," changing route 56004 in Sullivan County.

Referred to the Committee on Highways.

By Mr. COOLAHAN. HOUSE BILL No. 339.

An Act to repeal the act approved the eighteenth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, five hundred forty-six), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations, companies, associations, and individuals; prescribing the powers of such police; authorizing the Governor to investigate their work, and require periodical reports from them; imposing duties upon the Secretary of the Commonwealth and recorders of deeds; and imposing penalties."

Referred to the Committee on Corporations.

By Mr. BARBER. HOUSE BILL No. 340.

An Act relating to and regulating industrial home-work; prohibiting certain kinds of industrial homework; conferring powers and duties upon the Department of Labor and Industry; requiring permits, certificates, and licenses of persons engaged in industrial homework or distributing such work; imposing a processing fee on employers measured by their payrolls; and imposing civil and criminal penalties.

Referred to the Committee on Labor.

By Mr. EROE. HOUSE BILL No. 341.

A Joint Resolution creating a joint legislative committee to investigate the employment of personnel by the State Emergency Relief Board; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. WALKER. HOUSE BILL No. 342.

An Act to amend route 41057 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," changing route 41057 in Lycoming County.

Referred to the Committee on Highways.

By Mr. WALKER. HOUSE BILL No. 343.

A supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, association and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Sullivan.

Referred to the Committee on Highways.

By Mr. EDERER. HOUSE BILL No. 344.

An Act to amend section one thousand four hundred and thirteen of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing the levy of a special tax for the support of the police pension fund.

Referred to the Committee on Boroughs and Townships.

By Messrs. MOORE & GREEN. HOUSE BILL No. 345.

An Act making an appropriation to the Home for Aged Couples of the City of Philadelphia, located at seventeen hundred and twenty-three Francis Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHROPE. HOUSE BILL No. 346.

An Act to provide for and regulate the annual licensing of persons, copartnerships, associations and corporations engaging in the business of outdoor advertising by means of billboards and structures and the issuing of permits for the erection, use and maintenance thereof; levying an excise tax for the use of the Commonwealth; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 347.

An Act making an appropriation to the General Hospital, East Stroudsburg, Monroe County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARRY N. BOYD. HOUSE BILL No. 348.

An Act to amend section six hundred and thirteen, and section seven hundred and thirteen as reenacted, of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and the limiting powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporate towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds;" providing for the issuance of operator's licenses for a one or two year period, and fixing the fees for two year licenses.

Referred to the Committee on Highways.

By Mrs. WILSON. HOUSE BILL No. 349.

An Act making appropriations to the Department of Welfare for pensions for the blind, and for the administration of the distribution of such pensions.

Referred to the Committee on Appropriations.

By Mrs. WILSON. HOUSE BILL No. 350.

An Act making appropriations to the Department of Welfare for pensions for the blind, and for the administration of the distribution of such pensions.

Referred to the Committee on Appropriations.

By Mr. MOOMAW. HOUSE BILL No. 351.

An Act making an appropriation to the Department of Military Affairs for payment of property damages occasioned by a horse, the property of the Federal Government, issued to and in possession of the National Guard of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MORAN. HOUSE BILL No. 352.

An Act abolishing taxes on real estate for school purposes, except such as may be necessary for funded debt purposes.

Referred to the Committee on Education.

By Mr. COLEMAN. HOUSE BILL No. 353.

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry, and imposing a penalty for violations of the act.

Referred to the Committee on Manufacturers.

By Mr. HARMUTH. HOUSE BILL No. 354.

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, copartnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

Referred to the Committee on Corporations.

By Mr. REISING. HOUSE BILL No. 355.

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

Referred to the Committee on Labor.

By Mr. EBERHARTER. HOUSE BILL No. 356.

An Act regulating the payment of wages or compensation for labor or service in private employments; establishing regular pay days; imposing certain duties upon employers; conferring powers and duties upon the Department of Labor and Industry and district attorneys; imposing civil and criminal penalties for violations of the act and providing for their collection and disposition; and making a repeal.

Referred to the Committee on Labor.

By Mr. SCHWARTZ. HOUSE BILL No. 357.

An Act to amend clause (b) of section eight hundred and one of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by requiring front registration plates to be illuminated.

Referred to the Committee on Highways.

By Mr. WEISS. HOUSE BILL No. 358.

An Act relating to and authorizing State codes of fair competition between employers and employes; making existing National codes or agreements of fair competition effective as State codes or agreements, and providing for their administration; requiring parties to public contracts to agree to abide by such codes or agreements; suspending temporarily the anti-trust laws of the Commonwealth; conferring certain powers and duties upon the Governor, the Department of Labor and Industry, and district attorneys, and additional jurisdiction upon certain courts; authorizing suits to prevent or restrain violations of the act; and prescribing civil and criminal penalties.

Referred to the Committee on State Government.

By Mr. WICKERSHAM. HOUSE BILL No. 359.

An Act to amend section twenty-six of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," as amended; exempting matches conducted by certain organizations.

Referred to the Committee on Military Affairs.

By Mr. MORAN. HOUSE BILL No. 360.

An Act reducing salary of certain officers and employes of the Commonwealth; and requesting public officers in office to accept such reduction.

Referred to the Committee on State Government.

By Mr. HOOPES. HOUSE BILL No. 361.

An Act to regulate the payment of wages or compensation for labor or service in private employments; establishing regular pay days; providing that notices as to pay days must be kept posted by the employer; imposing duties and conferring powers upon the Secretary of the Department of Labor and Industry; and providing penalties.

Referred to the Committee on Labor.

By Mr. YOURISHIN. HOUSE BILL No. 362.

An Act to amend article three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by adding thereto sections ninety-eight and ninety-nine; authorizing the prothonotaries to organize themselves into a State Association; and to provide for themselves into a State Association; and to provide for the payment of certain expenses incident to their annual convention by the counties.

Referred to the Committee on Counties.

By Mr. TURNER. HOUSE BILL No. 363.

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 789), entitled "An act relating to insurance; establishing an insurance department; and amending, revising, and consolidating the law relating to the licensing, qualification, regulation, examination, suspension and dissolution of insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and certain societies and orders, the examination and regulation of fire insurance rating bureaus, and the licensing and regulation of insurance agents and brokers; providing penalties; and repealing existing laws;" by providing for the solicitation, execution, and performance of contracts for the introduction and installation of automatic sprinklers or other fire-resisting appliances for reducing the risk by fire or water on property.

Referred to the Committee on Insurance.

By Mr. JOHN E. BROWN. HOUSE BILL No. 364.

An Act relating to and regulating the furnishing and sale of natural and artificial gas and admixtures thereof, and fixing standards for such gas; requiring public service companies to file, post and publish tariffs and schedules in accordance with such standards; defining the powers and duties of the Public Service Commission and county and city sealers of weights and measures in connection therewith; and providing penalties.

Referred to the Committee on Public Utilities.

By Mr. HARMUTH. HOUSE BILL No. 365.

An Act imposing a graduated income tax for school purposes on residents of Pennsylvania, including fiduciaries and on income of non-residents, derived from property or business in Pennsylvania; providing for disposition of proceeds of the tax, defining taxable income and requiring filing of returns thereof; providing for the withholding of the tax at source in certain cases, and imposing duties on withholding agents; providing methods and proceedings for determination and collection of the tax, and imposing of liens therefor; providing for administration of the act by the Department of Revenue authorizing that Department to make rules, imposing penalties and making an appropriation for administrative costs.

Referred to the Committee on Ways and Means.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 366.

An Act providing for and regulating the licensing of stores as herein defined by the Department of Revenue; imposing and graduating license fees; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. SCHWARTZ. HOUSE BILL No. 367.

An Act providing for referendums to ascertain the will of the electors of municipalities and townships with respect to the theatrical performances, as herein defined, on Sunday; prohibiting such performances on Sunday before certain hours and also after certain hours unless the electors are in favor of the same; providing penalties; and repealing inconsistent laws.

Referred to the Committee on Elections.

By Mr. FITCH. HOUSE BILL No. 368.

An Act fixing the weight of a ton and bushel of anthracite coal; requiring such coal to be sold by the ton or bushel or fraction thereof; and providing penalties.

Referred to the Committee on Mines and Mining.

By Mr. HIRSCH. HOUSE BILL No. 369.

An Act making an appropriation to the Department of Welfare for use of Coaldale State Hospital for payment of an indebtedness incurred by and lapsing a prior appropriation made to the Board of Trustees of Coaldale State Hospital .

Referred to the Committee on Appropriations.

By Mr. HOLLAND. HOUSE BILL No. 370.

An Act to amend section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating

thereto; and repealing existing laws," making the real estate of public service companies subject to taxation and providing certain exceptions.

Referred to the Committee on Counties.

By Mr. HALUSKA. HOUSE BILL No. 371.

An Act to amend an act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled, "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof;" as amended, by excepting from the provisions of the act domestic service in private homes and further regulating the hours of labor.

Referred to the Committee of Labor.

By Mr. MOOMAW. HOUSE BILL No. 372.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by taking over a certain street in the Borough of Green Castle, Franklin County.

Referred to the Committee on Highways.

By Mr. MOORE. HOUSE BILL No. 373.

An Act to amend section four hundred ten of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State, except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," empowering the court of quarter sessions to impose fines in connection with proceedings to revoke licenses.

Referred to the Committee on Law and Order.

By Mr. DENNING. HOUSE BILL No. 374.

An Act to amend section four hundred and three of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties;" providing for hearings where the board refuses to issue hotel, restaurant or club licenses.

Referred to the Committee on Law and Order.

LEAVES OF ABSENCE

Mr. MENTZER asked and obtained leave of absence for Mr. Harry N. Boyd on account of illness.

Mr. COHEN asked and obtained leave of absence for Mr. Moul.

REPORTS FROM COMMITTEES

Mr. FORREST, from the Committee on Elections, reported as committed, House Bill No. 261, entitled:

An Act fixing the per diem pay of election officers and clerks in counties of the third class.

Mr. HART, from the Committee on Military Affairs, reported as committed, House Bill No. 42, entitled:

An act to amend section eight of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223, 1933-1934), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for alternative methods of proving that compensation has not been paid to an applicant by another state where official records of such other state have been damaged or destroyed.

Mr. BLUMBERG, from the Committee on Elections, reported as committed, House Bill No. 232, entitled:

An Act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors county commissioners registrars inspectors of registration and other appointees of county commissioners election officers city officers courts judges prothonotaries sheriffs peace officers county treasurers county controllers registrars of vital statistics and boards of school directors and imposing penalties.

Mr. GATES, from the Committee on Federal Relations, reported as committed, House Resolution No. 26.

RESOLUTION INTRODUCED AND REFERRED

By Mr. HABBYSHAW.

(Concurrent) RESOLUTION No. 31.

In the House of Representatives, January 29, 1935.

Whereas, Unemployment relief has heretofore generally been distributed by the State Emergency Relief Board in th form of food and clothing vouchers or orders; and

Whereas, Many persons are of the opinion that such distribution should be in the form of direct or cash relief; and

Whereas, That method of distribution is already in effect in the counties of Philadelphia and Allegheny; and

Whereas, It is of paramount importance that milk be always available to the needy, particularly to the ill and to children; and

Whereas, The State Emergency Relief Board is able to procure milk more cheaply than destitute families can purchase it directly; therefore be it

Resolved, (if the Senate concur), By the General Assembly of the Commonwealth of Pennsylvania, That the State Emergency Relief Board be urged to continue the direct distribution of milk without regard to the method or methods which may be adopted in the distribution of relief generally; and, be it further

Resolved, That a copy of this resolution be forwarded to the Director of the State Emergency Relief Board of this Comonwealth.

Referred to the Committee on Public Health and Sanitation.

By Mrs. WILSON (Concurrent) RESOLUTION No. 32.

In the House of Representatives, January 29, 1935.

Whereas, Under present law practically every measure for the advancement of the interests of the workers must be fought out in each of the forty-eight states, and when a victory is won there is danger that the Supreme Court of the United States will declare legislation for the protection of wage earners unconstitutional; and

Whereas, In order to abolish this condition, there is being advocated an amendment to the Constitution of the United States known as the "Workers' Rights Amendment," which if adopted, would permit Congress and the several states to enact social welfare legislation, and which reads as follows:

"Article XX

Section 1. The Congress shall have power to establish uniform laws throughout the United States to regulate, limit and prohibit the labor of persons under eighteen years of age, to provide for the relief of aged, invalided, sick and unemployed wage earners and employes in the form of periodical grants, pensions, benefits, compensation or indemnities from the public treasury, from contributions of employers, wage earners, and employes, or from one or more of such sources, and generally for the social and economic welfare of the workers in the United States.

Section 2. The power of the several states to enact social welfare legislation is unimpaired by this article, but no such legislation shall supersede, abridge or conflict with any act of Congress under this article," therefore be it

Resolved, (if the Senate concur), That the Legislature of Pennsylvania endorses such proposed amendment to the Constitution of the United States and urges upon the Members of the House of Representatives and the Senate of the United States the passage of the same; and be it further

Resolved, That copies of this resolution be forwarded by the Secretary of the Commonwealth to each Member of the House of Representatives of the United States from Pennsylvania, and to each of the two United States Senators from Pennsylvania.

Referred to the Committee on Federal Relations.

By Mr. MOOMAW. RESOLUTION No. 33.

In the House of Representatives, January 29, 1935.

Less than a score of years ago, there was mustered out of the service of the American army and navy more than a million of the finest of America's manhood.

They had emerged alive from the most terrifying conflict of all times.

They had lived in trenches, slept in mud, breathed poisonous gas, endured shell fire, and they returned to their homes as heroes come, to receive the plaudits of a proud and grateful people.

While they braved all the horrors of war and endured the monotony of camp and the severity of rigid discipline and were paid but a meager wage, those who remained out of the service and in perfect safety prospered on the increased wage paid during war times.

Realizing the injustice done to these service men, and in recognition of the obligation of an appreciative government to adjust their compensation so as to make the compensation of those who served their country more equal to that received by those who served but themselves, Congress in 1924 finally passed the World War Adjusted Compensation Act, and certificates for payments due were issued to those who had been in the service of the Nation during the World War. Payment of the amount due these former service men was however deferred until twenty years following the issue of the certificates. If the sums represented by the certificates issued are due those patriots as is admitted by the government's promise to pay, it is far better to give to them when they need, as they gave to us when we needed, than to delay until such time as they may not need or may not be here to enjoy.

The payment to these men of the moneys due them would release for circulation several billions of dollars and would bring not only much needed relief to them but would greatly stimulate business and give to business the impetus and encouragement that is necessary to insure the return of prosperity to the Nation; therefore be it

Resolved, That the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to immediately pass the necessary legislation and make the appropriation of moneys required to pay to these heroes of yesterday that which is so badly needed today; and be it further

Resolved, That a copy of this resolution be transmitted by the Chief Clerk of the House to the Senate and to the House of Representatives of the Congress of the United States.

Referred to the Committee on Military Affairs.

By Mr. FLANAGAN RESOLUTION No. 34.

In the House of Representatives, January 29, 1935.

Whereas, This Legislature has grave and important tasks to perform, not the least of which concern the balancing of the budget for the next fiscal biennium; and

Whereas, It is the desire of the present administration to economize wherever possible and to cut down the overhead costs of government which may be avoided without crippling essential services; therefore be it

Resolved, That, in order to save the cost of printing and the time necessary for consideration, the members of the House of Representatives be requested to refrain from introducing rsolutions and measures unless the same are of an important nature and deemed necessary to accomplish a worthy object.

Referred to the Committee on Judiciary Local.

By Mr. FORREST. RESOLUTION No. 35.

In the House of Representatives, January 29, 1935.

Whereas, The Home Owners' Loan Corporation was created and organized to help the home owner distressed by the economic calamity; and

Whereas, Charges are wide-spread that the administration of the affairs of said corporation in Pennsylvania has been irregular, discriminatory, inefficient and used for political purposes; therefore be it

Resolved, That the Congress of the United States be respectfully memorialized to cause the administration of the Home Owners' Loan Corporation to be fully, fairly and impartially investigated in order to ascertain whether the charges set forth in the preamble hereof are justly or unjustly circulated and whether said corporation is accomplishing the purposes for which it was created;

Resolved, That the Pennsylvania office or offices of the Home Owners' Loan Corporation be respectfully requested to furnish to the House of Representatives of the Commonwealth of Pennsylvania a list of the applications for mortgage loans granted, those in the course of settlement, and those not acted upon, in either case giving the name of the mortgagor or applicant and the amount of the mortgage;

Resolved, That a copy of this resolution be transmitted to the Senate and House of Representatives of the United States and to the offices of the Home Owners' Loan Corporation in this State by the Chief Clerk of this House.

Referred to the Committee on Federal Relations.

By Mr. ANDREWS. RESOLUTION No. 36.

In the House of Representatives, January 29, 1935.

Whereas, It is apparent that the Commonwealth of Pennsylvania must not only continue its support of the State's educational system as in past years, but, as a result of existing economic conditions, will be compelled to assume even greater financial responsibilities in connection with education, and

Whereas, There are authenticated reports concerning economics that have already been effected in various school districts within the Commonwealth through the elimination of wasteful methods and unwise and unnecessary expenditures, which has resulted in the improvement of the school system while at the same time actually reducing its cost to the taxpayers, and

Whereas, Various private agencies have for more than three years been making a study of the State's school administrative system, paying particular attention to the practices in the various school districts in cities, boroughs and townships, and

Whereas, It is believed that the Legislature should have the information obtained at its disposal, and

Whereas, The various private research agencies are willing, under proper auspices, to place the results of their research activities at the disposal of the Legislature without cost; therefore be it

Resolved, That the Speaker of the House of Representatives shall appoint five members of the House of Representatives who shall constitute a special committee of the House whose duty it shall be to secure all readily available information as to the present cost and functioning of the school system in this Commonwealth and which shall report the information so obtained, together with recommendations based upon the findings of fact, said findings to be presented to the House of Representatives in a preliminary report not later than May 1, 1935, a final report to be filed at the first session of the Legislature to be convened after the pending session; and be it further

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman, requesting and commanding any person or persons to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee may deem necessary; such subpoenas may be served upon any person and shall have the same force and effect as subpoenas issued out of the Courts of this Commonwealth; each member of the committee, moreover, shall have the power to administer oaths and affirmations to witnesses appearing before the committee; any person who shall neglect or refuse to testify before said committee and to produce any books, papers, records or documents subpoenaed by the committee shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

Referred to the Commitee on Education.

By Mr. RUTH. (Concurrent) RESOLUTION No. 37.

In the House of Representatives, January 29, 1935.

Whereas, Industrial recovery in Pennsylvania is dependent upon the industrial recovery of the nation; and

Whereas, it is the policy of the State Administration to cooperate with the National Administration in providing a job for the man who wants to work; be it

Resolved, (if the Senate concur), that this Legislature hereby pledges itself to render its full cooperation and support to the National Administration in expediting and making effective in Pennsylvania its program of public works, relief and recovery; and be it further

Resolved, That a copy of this resolution be forwarded to the Governor and to all heads of State administrative departments by the Secretary of the Commonwealth.

Referred to the Committee on Federal Relations.

By Mr. WASSERMAN.

(Concurrent) RESOLUTION No. 38.

In the House of Representatives, January 29, 1935.

Whereas, By Act of Congress, creating the Home Owners' Loan Corporation, said corporation is authorized to advance money in order to redeem property that has been sold at sheriffs' sales, and the title to which has been transferred in cases where such property was sold subsequent to January first, one thousand nine hundred and thirty, and if title thereto is still in the judgment creditor, and also of the former owner, being the judgment debtor, is not premanently out of possession of said premises; and

Whereas, Due to the economic depression, a large number of properties have been sold at sheriffs' sales and the former owners are still in possession thereof but proceedings are pending and eminently about to be disposed of, whereby such former owners will be premanently evicted; therefore be it

Resolved, (if the Senate concur), That the Senate and House of Representatives hereby authorized the several courts of common pleas of the several counties of this Commonwealth to stay or continue any proceedings by mortgage creditors or any persons in their behalf to gain possession of real property under the provisions of the act approved the twentieth day of April, one thousand nine hundred and five (P. L. 239), entitled "An act providing for and defining the rights, remedies, duties and liabilities of purchasers of real estate at judicial sales and of the grantees and devisees and of the persons then in possession thereof."

Resolved, That the General Assembly hereby declares its purpose forthwith to enact suitable legislation more fully to effectuate this resolution to validate all proceedings stayed or continued in accordance with the provisions of this resolution.

Resolved, That this resolution shall be effective immediately upon its approval by the Governor.

Referred to the Committee on Judiciary General.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 147, as follows:

An Act relating to the preparation of a new or revised Constitution of the Commonwealth by convention and its adoption or rejection by the people providing for the nomination of delegates to the convention and for their election at a special election and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That a special election shall be held on the fourteenth day of May one thousand nine hundred and thirty-five at which there shall be elected by the qualified electors of this Commonwealth delegates to a constitutional convention to draft a new Constitution for or revise the present Constitution of this Commonwealth

Section 2 The constitutional convention shall consist of one hundred two district delegates three to be elected from each congressional district and twenty-seven delegates-at-large who shall be elected from the Commonwealth at large

Section 3 In choosing the delegates for each congressional district each elector shall be entitled to vote for not more than two of the candidates for delegates from the district and the three candidates receiving the highest number of votes shall be declared elected In choosing the delegates-at-large each elector shall be entitled to vote for not more than eighteen of the candidates for delegates to be chosen from the Commonwealth at large and the twenty-seven candidates receiving the highest number of votes shall be declared elected

Section 4 Each candidate for delegate shall have been a citizen of the United States of America for at least five years and a qualified elector of this Commonwealth for at least two years prior to the day of the special

election Each candidate for district delegate also shall be a qualified elector of the congressional district from which he or she shall be a candidate

Section 5 All political parties required by law to nominate their candidates at primary elections may in the manner hereinafter set forth nominate two candidates from each congressional district as district delegates to the constitutional convention and eighteen candidates from the Commonwealth at large as delegates-at-large Such political parties shall nominate their candidates for delegates-at-large by State-wide conventions composed of the members of their State committees and their candidates for district delegates shall be nominated in congressional districts by conventions called in each congressional district which except in the congressional districts located within cities of the first class shall be composed of the members of the county committees who represent the election districts or divisions within the particular congressional district In the case of congressional districts within cities of the first class such conventions shall be composed of the members of the ward committees of the election divisions within the particular congressional district

Conventions for the nomination of delegates-at-large and district delegates shall be convened by the State chairmen of the respective State committees of the political parties at such times and places as shall be designated by the chairmen

The presiding officer and secretary of each convention shall prepare certificates of nomination for the candidates nominated which shall be sworn to or affirmed by them before an officer authorized to administer oaths to be true and correct to the best of their knowledge and belief More than one nomination may be included in one certificate of nomination Such certificates of nomination shall be filed with the Secretary of the Commonwealth within the time hereinafter required in this act

Section 6 Any body of qualified electors not entitled to make nominations under the preceding section of this act may make nominations for delegates-at-large and district delegates to the constitutional convention by nomination papers in the manner provided by law for the nomination by nomination papers of candidates for State offices or for members of the House of Representatives of the United States except that such papers or objections thereto shall be filed within the periods of time hereinafter provided in this act A qualified elector may sign nomination papers for not more than two candidates for district delegates and for not more than eighteen candidates for delegates-at-large

Section 7 All nomination certificates or nomination papers shall be filed with the Secretary of the Commonwealth at least forty-five days before the date of the special election authorized in this act Blank forms for certificates of nomination and nomination papers shall be prescribed and furnished by the Secretary of the Commonwealth and no forms other than the ones so prescribed shall be used for such purposes Objections to nomination papers may be made and shall be disposed of in the manner provided by law except that objections to such papers must be filed in the Court of Common Pleas of Dauphin County and with the Secretary of the Commonwealth within at least forty days before the date of the special election

Section 8 Any person whose name has been presented as a candidate may cause his name to be withdrawn from nomination by request in writing signed by him and acknowledged before an officer qualified to take acknowledgments of deeds and filed in the office of the Secretary of the Commonwealth within thirty days previous to the day of the special election No name so withdrawn shall be printed upon the ballots

Section 9 The Secretary of the Commonwealth shall at least fourteen days prior to the date of the special election authorized in this act transmit to the county commissioners and the sheriff in each county in which such election is to be held duplicate official lists stating the names and residences of and parties or policies represented by all candidates whose nomination certificates or papers have been filed with him under the provisions of this act and have not been found and declared to be invalid and to be voted for at each voting place in each county respectively substantially in the form of the ballots to be used therein

Section 10 The names of the candidates for delegates-at-large for the constitutional convention shall be printed upon ballots or ballot labels in a separate column or row under or following the heading "Delegates-At-Large to Constitutional Convention" with the party affiliation of each candidate following the name of the candidate The names of candidates for district delegates for the constitutional convention shall be printed upon ballots or ballot labels in a separate column or row under or following the heading "Delegates to Constitutional Convention ——— District" with the party affiliation of each candidate following his name A party column shall be provided for at the left of the ballot and a vote in the party column shall constitute a vote for each candidate of the party of the delegate-at-large and for each candidate of the party of the district delegate and provision for like effect shall be made where voting is done by voting machines

Section 11 The special election authorized by this act shall be held and conducted by the regular election officers of the several election districts of the Commonwealth and shall be governed and regulated in all respects by the laws governing general and special elections of the Commonwealth so far as the same shall be applicable thereto and not inconsistent with the provisions of this act Provided that no constables or deputy constables shall be required to attend or shall receive any compensation for attending the special election Any law to the contrary notwithstanding all judges of election inspectors and clerks and custodians or deputy custodians or inspectors of voting machines shall receive as full compensation for their service in connection with the special election the sum of Five Dollars ($5.00) per day Return judges in congressional districts shall receive as full compensation for their services in connection with the special election Five Dollars ($5.00) per day and mileage at the rate of four cents ($0.04) per mile circular

Section 12 The votes cast at the special election for district delegates shall be counted canvassed returned and certified as is now provided by law in the case of elections of members of the House of Representatives of the United States at general elections

Section 13 The votes cast at the special election for delegates-at-large shall be counted certified and computed and returned as is now provided by law in the case of elections of United States Senators

Section 14 The Secretary of the Commonwealth upon the completion of the computation of the election returns of the delegates-at-large and the receipt by him of the certificates of the proper election officials showing the district delegates elected in the several congressional districts of the Commonwealth and in all events within fifteen days after the special election shall certify to the Governor the names of all district delegates and delegates-at-large to the constitutional convention elected at the special election The Governor shall forthwith issue his proclamation declaring the names of the persons chosen as delegates to the convention and the Secretary of the Commonwealth shall issue a certificate of election to each person so chosen

Section 15 The members of the constitutional convention shall each receive as full compensation for their services and their traveling and other expenses the sum of One Thousand Dollars ($1,000.00) payable in four equal installments

Section 16 Any vacancy occurring in the nomination for the office of district delegate or delegate-at-large prior to the election may be filled by the party or group on whose ticket such vacancy occurs at any time before the election in the such manner as the convention or rules of such party or group may prescribe Any vacancy occurring in the office of district delegate or delegate-at-large after the election shall be filled by the vote of the delegates-at-large of the party or group of which the delegate whose place is to be filled was a representative

Section 17 The delegates to the constitutional convention shall convene at nine o'clock A M on the fourth day of June one thousand nine hundred thirty-five at such place in the City of Harrisburg Pennsylvania as the

Governor may designate and shall immediately organize by electing a President Secretary and such other officers as shall be necessary for the transaction of the business of the convention The convention shall have the power to adopt rules of procedure and to determine the qualification of delegates and to adjourn to such time or times and place in the City of Harrisburg as it shall determine

Section 18 The convention shall have the power to employ and fix the compensation of such clerks and other employes as shall be deemed necessary to carry out the work of the convention and the provisions of this act It shall also have the right to call upon the Legislative Reference Bureau for such aid and assistance at it may require

Section 19 It shall be the duty of the convention subject to the Constitution of the United States of America to draft prepare and propose a new or revised Constitution for the Commonwealth of Pennsylvania The convention may by a majority vote submit a proposed Constitution as a whole or may submit separately such parts thereof as it may determine to the qualified voters of the Commonwealth for their adoption or rejection at the municipal election of one thousand nine hundred thirty-five or at such election subsequent thereto as the convention may designate

Section 20 Such Constitution as may be proposed by the constitutional convention shall be engrossed and signed by the President and Secretary of the convention and shall if possible be delivered to the Secretary of the Commonwealth not later than the fifteenth day of September one thousand nine hundred thirty-five The Secretary of the Commonwealth shall enter the proposed Constitution upon the records of his office He shall cause the proposed Constitution to be published in at least two newspapers in every county of the Commonwealth wherein such number of newspapers may be published once at a time not more than twenty days nor less than ten days immediately preceding the date of the election at which the proposed constitution is to be submitted to the electors and shall publish the same in convenient form for distribution and shall send a copy thereof to every elector of the Commonwealth making application therefor

Section 21 The Secretary of the Commonwealth shall prepare the proposed Constitution on a special ballot to be designated as "Constitution Ballot" for submission to the voters of the Commonwealth in such form and with such instructions as will enable each voter to indicate by a "yes" or "no" vote his approval or rejection of the Constitution as a whole or by separate votes indicate his approval or rejection of the various parts respectively as may be submitted separately

Section 22 The Secretary of the Commonwealth shall cause to be printed a sufficient number of official "Constitution Ballots" for all the voters of this Commonwealth and at least ten days before the municipal election of one thousand nine hundred thirty-five or such other election subsequent thereto as the constitutional convention may designate shall distribute the same to the county commissioners of the several counties of the Commonwealth The county commissioners shall at the time distribution is made of the usual ballots for such election distribute the constitutional ballots to each of the several voting precincts in their respective counties in sufficient quantities to provide such ballots for the voters of each respective county

Section 23 A majority of the electors voting upon the adoption or rejection of the proposed Constitution or any parts thereof shall be necessary for its adoption submitted separately Such proposed Constitution and any part or parts submitted separately thereof if approved by a majority of electors voting thereon shall become effective unless the proposed Constitution or the schedule thereto shall otherwise provide upon the first day of January one thousand nine hundred thirty-six Returns of the vote cast for and against the proposed Constitution and for and against any part or parts thereof submitted separately shall be counted canvassed and returned by election officers and return boards as provided by law in the case of votes cast on proposed amendments to the Constitution and shall be certified by the prothonotary of each and every county to the Secretary of the Commonwealth who shall compute the same and certify the result to the Governor If from such certificate it shall appear that the proposed Constitution or any part or parts thereof submitted separately shall have been adopted by the people the Governor shall immediately make proclamation thereof

Section 24 The several counties of the Commonwealth shall be reimbursed out of the funds hereinafter appropriated for all expenses lawfully incurred by such counties in holding the special election authorized by this act for the election of delegates to the constitutional convention upon bills rendered by the various county commissioners

Section 25 The sum of one million dollars ($1,000,000.00) or so much thereof as may be necessary is hereby appropriated out of the General Fund of the State Treasury for the payment of the compensation of members of the constitutional convention and the compensation of the clerks and other employes of the convention for the payment of all the expenses lawfully incurred by the Commonwealth and the several counties in holding the special election authorized by this act and for the payment of postage telegraph telephone advertising printing and express charges and all incidental and miscellaneous expenses lawfully incurred by the convention or its officers or the Secretary of the Commonwealth to carry out the provisions of this act. All payments from this appropriation shall be made on the warrant of the Auditor General upon requisition of the President of the convention.

Section 26 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WIKTIN. Mr. Speaker and members of the House, the Republican membership of this House is in favor of a constitutional convention for the purpose of revising the constitution. The Republican membership of this House agrees with the Republican party platform that the constitution needs revision. However, we are of the firm belief that this revision ought to be a sane one. We further believe that the people of the Commonwealth of Pennsylvania should have placed before them the question of whether or not they, the people, desire a constitutional convention.

To that end we propose that the Legislature shall provide the means of submitting that question to the people. We are opposed to House Bill No. 147 because it endeavors by legislative enactment to call a constitutional convention without first submitting the question to the people of the Commonwealth of Pennsylvania.

We are opposed to House Bill No. 147 for the additional reason that because under the provisions of Section 19 of the bill the convention may by a majority vote submit a proposed constitution as a whole or may submit separately such parts thereof as it may determine. This is to our minds bad legislation. The people should not be compelled to act upon the constitutional changes as a whole. They should be permitted to separate the good from the bad. They should be permitted to adopt certain portions of the convention's changes and reject those portions that are not to the best interests of the people. We believe that that right given to the convention to submit it in whole or in part ought to be taken from this bill.

Again we are opposed to House Bill No. 147 because we believe that the delegates ought to be chosen from senatorial rather than from congressional districts, because representatives chosen from senatorial districts are more representative of the will of the people; they are greater in number than the congressional districts and

such procedure would enable the people to elect delegates closer to the people who vote for them.

We are also opposed to House Bill No. 147 because in our judgment the Supreme Court of Pennsylvania would declare it unconstitutional for the reason that the question must first be submitted to the people and because this Legislature lacks the necessary power under our present constitution to call a constitutional convention.

We believe also that the qualifications of the delegates as set forth in House Bill No. 147 are wholly and totally inadequate. We believe that five years is insufficient time to require a man, in order to be a delegate, to be a citizen of the United States, and we would fix ten years as the minimum time for citizenship of one who seeks to be a delegate.

We also believe that one who is to sit as a delegate should be a qualified elector of the Commonwealth of Pennsylvania whose constitution he seeks to revise, for more than two years, and we suggest five years as a minimum. We want persons familiar with Pennsylvania to vote upon a Pennsylvania constitution, and not newly acquired inhabitants of Pennsylvania.

We stand in favor of the principle and we stand back of the Republican party platform concerning constitutional revision. We are for speed insofar as it is commensurate with sanity, but not such speed as was used in the consideration of this bill before the Committee on Constitutional Amendments of the House of Representatives, where it was considered the same night of its introduction for twelve minutes only and reported out without more than one single member having a copy of the bill or having read the bill.

I want to say further to the membership of this House that I was hopeful last night that the Democratic membership of this House was going to give sufficient and ample opportunity for discussion upon this most vital subject, but I noted with regret that after the bill was sent back to committee it was immediately sent back the same night. The amendments have been on our desks only since this morning and we are asked to consider the bill at this time. I believe that the tactics of the Democratic majority on a bill of such magnitude and importance are ill advised and misguided.

For the reasons that I just a moment ago stated, the Republican caucus of this House have decided that its members will vote "no" on the bill, but we direct your attention to the fact that in voting "no" on the bill we are not voting "no" on the principle that we are not opposed to a constitutional convention but on the contrary we are in favor of it. We believe in a constitutional convention, but we believe that the people of the Commonwealth ought to be able to say by their vote whether they desire a constitutional convention.

Because of this poorly drawn, inadequate and delinquent bill, House Bill No. 147, we cannot go along and, therefore, we shall vote "no" on the bill.

Mr. CAPUTO. Mr. Speaker, I would like to interrogate the gentleman from Philadelphia, Mr. Witkin.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. WITKIN. Mr. Speaker, I will.

Mr. CAPUTO. Mr. Speaker, does the gentleman from Philadelphia say be believes in constitutional revision?

Mr. WITKIN. Mr. Speaker, may I ask the gentleman to repeat the question.

Mr. CAPUTO. Mr. Speaker, does the gentleman from Philadelphia say that he is in accord with the movement to revise the constitution of Pennsylvania?

Mr. WITKIN. Mr. Speaker, I am.

Mr. CAPUTO. Did I understand the gentleman from Philadelphia to say, Mr. Speaker, that the people of Pennsylvania should be given an opportunity of stating whether or not they want such a change?

Mr. WITKIN. Undoubtedly they should, Mr. Speaker.

Mr. CAPUTO. Mr. Speaker, may I ask the gentleman from Philadelphia whether or not he read the results of the elections on November 6, 1934?

Mr. WITKIN. I consider that a foolish question, Mr. Speaker.

Mr. CAPUTO. Mr. Speaker, I would like to have the gentleman answer the question.

Mr. WITKIN. Mr. Speaker, I will answer that question in the affirmative and state to the gentleman who is interrogating me that I believe it an improper question, because I believe that one ought to take it as a fact that every member of this House is acquainted with the facts of the last election and the results thereof, whether they be Democrats or Republicans.

Mr. HOOPES. Mr. Speaker and members of the House, I expect to vote for this bill, but before doing so I feel that I should call the attention of the House to one feature which I think should be amended. I do not want the people of the Commonwealth to be put in the same position when they come to the question of voting upon a new constitution that we are put in this morning. We are put in the position of either opposing a constitutional convention by voting against this bill, or voting for a bill which has one provision in it which some of us do not approve.

I call your attention to the same section referred to by the gentleman from Philadelphia, but I do it especially because he called attention to so many other things that I thought the importance of this particular point might be lost. I am firmly convinced that the people of Pennsylvania should have the right to vote upon a proposed new constitution section by section. I do not think that the convention should be permitted to say, "Here it is. You take it all or leave it." We should not be put in the position that in order to get some good things that may be in the constitution and to improve things which we do not approve in the present constitution, that we may have to swallow some things in the new one that are worse than what we now have in the old one.

I think it is very important that this act, providing for the constitutional convention, should require that convention to submit the constitution to the people section by section. I remember a few years ago New York had a constitutional convention and they submitted the constitution as a whole. A great many groups of people in the State were in favor of probably nine-tenths of that constitution but they were not permitted to vote for that nine-tenths; they had to vote either for the whole thing or against the whole thing and as a result that constitution was defeated.

I want further to call the attention of the majority of this House to the fact that if they leave the bill in the present form and it manages to get passed and is signed by the Governor, they are putting themselves in a position that a constitution which may make social legislation possible, which may make possible a graduated income tax and other things which are thoroughly desirable, may

also include some other things which the people of this State may oppose, and unless you permit them to select the good from the bad they will be compelled to vote "no" on the whole thing.

I don't think the people should be put in that dilemma. I think the majority of the people of Pennsylvania today agree that the present constitution must be drastically amended, but it does not necessarily follow that we want to amend it in some particulars. There are certain guarantees of freedom, protection of minorities and things of that sort in the present constitution which are very valuable.

I don't say that the constitutional convention that will meet will take out those provisions but it is entirely possible that it may, and I, therefore, submit that it is most important that we have the right to vote upon the constitution section by section and that any other method of submitting it is likely to endanger the adoption of the whole document and thereby prevent social legislation and the other things which we consider so important.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—119

Achterman,	Downey, G. E.,	Long,	Ruth,
Alexander,	Eberharter,	Lovett,	Sarraf,
Allen,	Eroe,	Lynch,	Scanlon,
Andrews,	Falkenstein,	Male,	Schrope,
Arnold,	Finnerty,	McCreary,	Schwab,
Atkins,	Fitch,	McElroy,	Shaw,
Aukerman,	Flanagan,	McHenry,	Shepard,
Baine,	Flinchbaugh,	Melchiorre,	Shugarts,
Baker, J J.,	Furman,	Mentzer,	Siegel,
Barber,	Gates,	Moomaw,	Simon,
Bradley,	Gerard,	Mooney,	Sinwell,
Brancato,	Haberlen,	Moran,	Smith, J. A.,
Brown, H. S.,	Hagerty,	Munley,	Smith, W. G.,
Brown, J. E.,	Haluska,	Murrin,	Stank,
Brownfield,	Hamilton, F. P.,	Nagel,	Stevens,
Brumbaugh,	Harkins,	O'Keefe,	Stone,
Burke,	Harmuth,	Ominsky,	Sumney,
Cannon,	Hartman,	O'Neill,	Tronzo,
Caputo,	Hetrick,	Panton,	Tumelty,
Carson,	Hindman,	Patterson, C.,	Van Sickle,
Chervenak,	Hirsch,	Patterson, J. W.,	Walker,
Coakley,	Holland,	Pearson,	Weiss,
Cochran,	Holstrom,	Pfaff,	Welliver,
Cohen,	Hoopes,	Piole,	Welsh,
Coleman,	Kelso,	Powers,	Westrick,
Coolahan,	Kilroy,	Reising,	Wilson,
Decker,	Kinney,	Rinn,	Yourishin,
Dent,	Klingler,	Robinson,	Zappala,
Diehl,	Kobelak,	Rooney,	Sarig,
Dilley,	Larue,	Ruffennach,	

NAYS—79

Altenburg,	Forrest,	Muir,	Stewart,
Baker, F. T.,	Gillette,	Nothnagle,	Stockham,
Baldi,	Green,	Parks,	Stott,
Barnhardt,	Greenstein,	Perry,	Surface,
Bernhard,	Habbyshaw,	Peters,	Tahl,
Blumberg,	Hamilton, R. S.,	Phillips,	Terry,
Boose,	Hart,	Reynolds,	Trout,
Boyd, R.,	Hermansen,	Rhys,	Turner,
Boyer,	Hoffner,	Roan,	Van Allsburg,
Brennan,	Horst,	Root,	Wall,
Castor,	Jackson,	Schrock,	Wasserman,
Condon,	Jones,	Schwartz,	Weidemann,
Conner,	Kane,	Shortz,	White,
Cordier,	Linderman,	Shreiner,	Wickersham,
Davies,	Longaker,	Simpson,	Witkin,
Denning,	Mason,	Sloan,	Wood,
Duffort,	McDevitt,	Snyder, F. E.,	Woodside,
Fleger,	McKinney,	Snyder, J. L.,	Yeakel,
Fenko,	Merrell,	Sowers,	Zimmerman,
Flynn,	Moore,	Sproul,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. TAHL. Mr. Speaker, I desire to file the following reasons for my vote:

I am opposed to House Bill 147 because it does not provide for submission to the people of Pennsylvania the question to determine whether or not they desire a revision of the Constitution.

The present Constitution of Pennsylvania is silent on the question of revision. The Legislature has no inherent rights. Its powers are derived from the Constitution and hence where some action of the legislative body is not strictly legislative warrant, such action must be sought somewhere, if it is not in the Constitution then directly from the people, who by the terms of the Bill of Rights have retained the right to amend their form of government.

The people being the repository of the right to alter or reform their government, their will and wishes must be consulted before the Legislature can proceed to call a convention. Since the Legislature lacks authority to call a convention without consulting the people I am constrained to vote against this bill.

ANNOUNCEMENT

CELEBRATION OF PRESIDENT ROOSEVELT'S BIRTHDAY

Mr. OMINSKY. Mr. Speaker and members of the House, I wish to again call your attention to the fact that at three o'clock this afternoon the celebration of our President's birthday will take place in the Hall of the House in a Joint Meeting of the Senate and House, at which time the Honorable Thomas A. Logue will deliver the oration. I urge each and everyone of the members to be present so that there may be a good showing, because it will be well worth your while to listen to the speaker.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The following announcements were read by the Clerk:

The Democratic Steering Committee will meet immediately after this session in the Democratic Steering Committee Room.

The Committee on Boroughs and Townships will meet at 2:00 o'clock this afternoon in Room 324.

The Committee on Corporation will meet immediately after this session in Room 521.

The Committee on Federal Relations will meet at 2:00 o'clock this afternoon in Room 325.

The Committee on Agriculture will meet at 1:30 o'clock this afternoon in Room 323.

The Committee on Banking will meet immediately after this session in Room 323.

The Committee on State Government will meet at 3:00 o'clock this afternoon in Room 521.

The Committee on Judiciary General will meet at 2:30 o'clock this afternoon in Room 325.

The Committee on Municipal Corporations will meet tomorrow morning at 9:30 o'clock in Room 325.

The Committee on Labor will meet at 9:30 o'clock tomorrow morning in the House Caucus Room.

The Committee on Judiciary Local will meet at 9:00 o'clock tomorrow morning in Room 521.

The Committee on Railroads and Railways will meet immediately after this session in Room 325.

ADJOURNMENT

Mr. HABERLEN. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10.00 o'clock.

The motion was agreed to, and (at 12.49 o'clock P. M.) the House adjourned until Wednesday, January 30, 1935, at 10.00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

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HOUSE OF REPRESENTATIVES

WEDNESDAY, January 30, 1935

The House met at 10.00 o'clock A. M.
The SPEAKER. (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard a member of the House offered the following prayer:

Oh, God, our heavenly Father, we thank Thee for Thy kindness and Thy care. We pray Thy blessing upon this Assembly and upon the heads of our government.

As we gather here may we have a realizing sense of Thy presence, that all that we say and do may be found pleasing in Thy sight. May we give our best efforts to the tasks that lie before us to the end that Thy kingdom may come and that Thy will may be done in our hearts and in the life of our community.

These and all other blessings we ask in His name and for His sake. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Sumney the further reading was dispensed with and the Journal approved.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

BILLS INTRODUCED AND REFERRED

By Mr. OMINSKY. HOUSE BILL No. 375.

An Act to amend sections four hundred and ten and four hundred and eleven of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," including policies of industrial insurance under uniform policy and prohibited policy provisions.

Referred to the Committee on Insurance

By Mr. OMINSKY. HOUSE BILL No. 376.

An Act to amend article three of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An Act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," making certain investments compulsory for foreign insurance companies, joint stock companies or associations.

Referred to the Committee on Insurance.

By Mr. MASON. HOUSE BILL No. 377.

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law, but where there was no fraud, corruption, dishonesty, or conspiracy to violate the law and exonerate school directors from surcharge or removal from office in such cases.

Referred to the Committee on Education.

By Mr. SOWERS. HOUSE BILL No. 378.

A Supplement to the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties;" dividing the State into three districts to spread the licensing work of the Pennsylvania Liquor Control Board; fixing separate license years in each of such districts; and requiring the board to sit in said districts to hold hearings in connection with applications for hotel, restaurant and club liquor licenses and transfers thereof.

Referred to the Committee on Law and Order.

Br. Mr. WASSERMAN. HOUSE BILL No. 379.

An Act to amend paragraph (e) of section three hundred six and section four hundred seventeen of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and pro-

viding procedure for the determination of liability and compensation thereunder," as amended; further regulating and changing the time when hearings on petitions shall be held, and the surgical, medical and hospital services, medicines and supplies furnished injured employes.

Referred to the Committee on Judiciary Special.

By Mr. BAINE. HOUSE BILL No. 380.

An Act to amend sections two, three and twelve, and to repeal section fifteen of article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the state, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by providing for the election of members of the Public Service Commission, and the filling of vacancies in such offices, and for the selection of a chairman; and terminating the terms of the chairman and members now in office.

Referred to the Commitee on Public Utilities.

By Mr. BAINE. HOUSE BILL No. 381.

An Act to amend sections two hundred and ten and three hundred and three of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by changing the method of selecting the members and chairman of the Public Service Commission; and changing their salaries and terms of office.

Referred to the Committee on Public Utilities.

By Mr. BAINE. HOUSE BILL No. 382.

An Act relieving certain lands acquired by counties, cities, boroughs, towns or townships from liens in favor of the Commonwealth for corporation taxes in certain cases.

Referred to the Committee on Ways and Means.

By Mr. GREEN. HOUSE BILL No. 383.

An Act to amend section four hundred and eight of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State; except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," providing for hearings where the board refuses to transfer hotel, restaurant or club licenses.

Referred to the Committee on Law and Order.

By Mr. SOWERS. HOUSE BILL No. 384.

An Act to amend section one of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 1034), entitled "An act concerning the domicile of a married woman," by extending the purposes of the act.

Referred to the Committee on Judiciary General.

By Mr. MERRELL. HOUSE BILL No. 385.

An Act making an appropriation to the Simon H. Barnes Memorial Hospital, of Susquthanna, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOLLAND. HOUSE BILL No. 386.

An Act imposing an additional excise license tax on each store or mercantile establishment in excess of one, operated or maintained within this Commonwealth under the same general management, supervision or ownership.

Referred to the Committee on Ways and Means.

By Mr. STOTT. HOUSE BILL No. 387.

An Act making an appropriation to the Coatesville Hospital, Coatesville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McKINNEY. HOUSE BILL No. 388.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 389.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. FRANK P. HAMILTON. HOUSE BILL No. 390.

An Act appropriating certain accumulations in the Insurance Tax Fund to cities, townships and boroughs for payment to firemen's relief pension and retirement funds.

Referred to the Committee on Appropriations.

By Mr. WALL. HOUSE BILL No. 391.

An Act making an appropriation to the Wayne County Memorial Hospital, at Honesdale, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ANDREWS. HOUSE BILL No. 392.

An Act providing for reimbursement from funds available for unemployment relief, of landlords whose dwellings are occupied by unemployed tenants receiving relief through the State Emergency Relief Board, and who are unable to pay rent to landlords affording them shelter.

Referred to the Committee on Judiciary Local.

By Mr. ALEXANDER. HOUSE BILL No. 393.

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair, and maintenance as such," providing for the taking over of turnpikes deeded to the Commonwealth which were accepted and subsequently abandoned; and requiring the Commonwealth to reconstruct and improve all turnpikes taken over under this act.

Referred to the Committee on Highways.

By Mr. WHITE. HOUSE BILL No. 394.

An Act making an appropriation to the Phoenixville Hospital, Phoenixville, Chester County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOFFNER. HOUSE BILL No. 395.

An Act making an appropriation to the Homeopathic Hospital, West Chester, Pennsylvania.

Referred to the Committee on Appropriations.

My Mr. WASSERMAN. HOUSE BILL No. 396.

An Act to amend section five of the act, approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-34), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," reducing the age limits and years of residence and citizenship required to become eligible for assistance.

Referred to the Committee on Pensions and Gratuities.

By Mr. PEARSON. HOUSE BILL No. 397.

An Act authorizing counties, cities, boroughs, townships, poor districts, school districts or other municipalities or incorporated districts to rent, lease and hire suitable office and warehousing space, and provide suitable accommodations therein, within said districts or municipalities, for distributing funds and merchandise, or both, by emergency relief boards.

Referred to the Committee on Municipal Corporations.

By Mr. FLANAGAN. HOUSE BILL No. 398.

An Act making an appropriation to the Northwestern General Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 399.

An Act making an appropriation to the Taylor Hospital Association, of the Borough of Taylor, Lackawanna County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BERNHARD HOUSE BILL No. 400.

An Act to amend route five hundred and fifty, section one of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth."

Referred to the Committee on Highways.

By Mr. WEIDEMANN. HOUSE BILL No. 401.

An Act to amend section one of the act, approved the fourteenth day of April, one thousand eight hundred and eighty-one (P. L. 10), entitled "An act granting power to counties, cities (except cities of the first and second classes), boroughs, municipalities and school districts in this Commonwealth, which have issued bonds or other interest-bearing evidences of indebtedness, to redeem the same and issue new bonds therefor, with or without interest coupons attached," as amended, extending the provisions of said act to townships of the first class.

Referred to the Committee on Boroughs and Townships.

By Mr. FLANAGAN. HOUSE BILL NO. 402.

An Act making an appropriation to the Temple University Garretson Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HOOPES. HOUSE BILL No. 403.

An Act to further amend article four of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by requiring employers in the case of every injury to file either an agreement or a claim petition in the name of the claimant.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 404.

An Act to amend section three hundred and one of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 746), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," extending said act to occupational diseases contracted in the course of employment.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 405.

An Act to amend section three hundred and one of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder," by enlarging the class of accidents to which the said act shall apply.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 406.

An Act to amend section three hundred five of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, by providing for the carrying of insurance by employers in only the State Workmen's Insurance Fund.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 407.

An Act to amend sections three hundred and six and three hundred and nine of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended; by increasing the period for which compensation is paid for certain disabilities, and the amount of such compensation; requiring payment for total disability in addition to payment for partial disability in certain cases; providing for unlimited medical, dental, and hospital service, and necessary transportation, and for the right of the employe to consult a physician of his own choice at the cost of the employer.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 408.

An Act to amend section three hundred and seven of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended, by providing for the payment of reasonable funeral expenses, increasing payments in case of death, and providing for payments for children, regardless of age, who are dependent by reason of mental or physical disability.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 409.

An Act to further amend section three hundred and eleven of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder;" by making the time limitation on giving notice of accidents inapplicable in certain cases.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 410.

An Act to amend section three hundred and fifteen of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder," by extending the period for the filing of claims for compensation.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 411

An Act to further amend section four hundred and thirteen of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation and providing procedure for the determination of liability and compensation thereunder," by making certain change in practice and procedure under the said act; and fixing the date when this act becomes effective.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 412.

An Act to amend section five hundred and one of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 746), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by requiring the employer to pay for legal services and other disbursements in support of demands, claims and suits for compensation in certain cases; and providing for the enforcement of such payment.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 413.

An Act to amend section five hundred and one of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation, and providing procedure for the determination of liability and compensation thereunder," by providing that payments may be awarded to claimants of renumeration for surgical, medical, dental and hospital services and supplies, and that such payment may be enforced as payments of compensation are enforced.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 414.

An Act to amend the act, approved the twenty-first day of July, one thousand nine hundred and nineteen (P. L. 1077), entitled "An act to provide for the administration of the Workmen's Compensation Act of one thousand nine hundred fifteen by creating the Bureau of Workmen's Compensation of the Department of Labor and Industry; providing for the establishment of the Workmen's Compensation Board to have charge of such bureau; authorizing the division of the Commonwealth into workmen's compensation districts, and the appointment of workmen's compensation referees; defining the powers and duties of the Commissioner of Labor and Industry, the Bureau of Workmen's Compensation, the Workmen's Compensation Board, the workmen's compensation referees and the factory inspectors of the Department of Labor and Industry, in enforcing the said act; and fixing the salaries of the members of the Workmen's Compensation Board, the workmen's compensation referees, and certain of their employes and assistants; and repealing certain acts," by adding a new section, providing for the assessment of the cost of administering the Workmen's Compensation Law against employers and insurance carriers including certain political subdivisions of the Commonwealth, and the collection thereof.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 415.

An Act supplementing the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by creating a "Handicapped Employes' Fund" in the State Treasurer; providing for the payment of moneys into said fund by employers in certain accident cases and the use of moneys in said fund for the payment of compensation for the injury to or death of employes previously disabled or handicapped.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 416.

An Act to amend section two thousand two hundred and nine of the act, approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven, entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain department boards and commissions shall be determined," by extending the power and duties of the Department of Labor and Industry; and authorizing the creation of a fund for the payment of compensation under certain circumstances to physically handicapped workmen.

Referred to the Committee on Judiciary Special.

By Mr. HOOPES. HOUSE BILL No. 417.

An Act to amend sections one, two and five of the act approved the nineteenth day of July, one thousand nine hundred and thirteen (P. L. 843), entitled "An act requiring employers to make report to the Department of Labor and Industry of accidents to employees and prescribing a penalty for non-compliance therewith;" by requiring reports of disability caused by occupational diseases, and of all accidents without regard to continuation of disability.

Referred to the Committee on Judiciary Special.

By Mr. FINNERTY. HOUSE BILL No. 418.

An Act to promote the safety of travelers upon street railways and buses, and others, by requiring a crew of two on each street railway car and bus.

Referred to the Committee on Railroads and Railways.

By Mr. PIOLE. HOUSE BILL No. 419.

An Act to encourage industry and benefit labor by prohibiting any and all institutions which receive state aid through appropriation or grant of money from the state treasury or which are exonerated from the payment of any taxes by any city borough township or county from manufacturing or producing any printed matter of any description whatsoever for sale to the public in competition with any person co-partnership association or corporation engaged in the business of printing or publishing.

Referred to the Committee on Manufacturers.

By Mr. McKINNEY. HOUSE BILL No. 420.

An Act making an appropriation to the Pennsylvania Historical Commission for the maintenance and development of the Drake Well Memorial Park.

Referred to the Committee on Appropriations.

By Mr. McKINNEY. HOUSE BILL No. 421.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Penango.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 422.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 423.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. HETRICK. HOUSE BILL No. 424.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Juniata.

Referred to the Committee on Highways.

RESOLUTION INTRODUCED AND REFERRED

By Mr. ROONEY.

(CONCURRENT) RESOLUTION No. 39.

In the House of Representatives, January 29, 1935.

Whereas, The General Assembly at the Special Session of 1933-1934 adopted a law providing for assistance to the aged, and at the same session appropriated funds to pay such assistance; and

Whereas, This law was adopted months in advance of the time when the system of assistance became effective, and notwithstanding this period of time for preparation, it is alleged that out of the six thousand cases believed eligible in the county of Allegheny, only eighty-two were finally passed upon as eligible by January second of this year and three hundred and forty-two by January seventeenth; and

Whereas, Newspaper complaint is wide-spread that the delay in administering the act is "unexcusable" and due partly to governmental red tape; therefore be it

Resolved (if the Senate concur), That the General Assembly respectfully requests the Department of Welfare and local boards of trustees in charge of the administration of the Old Age Assistance system to speed up the investigation of cases as rapidly as possible, and to eliminate unnecessary red tape in order that those entitled to assistance may be cared for in the manner contemplated by the General Assembly,

Resolved, That a copy of this resolution be transmitted to the Department of Welfare by the Chief Clerk of this House.

Referred to the Committee on Pensions and Gratuities.

COMMUNICATIONS

GENERAL PULASKI MEMORIAL DAY

The SPEAKER laid before the House a communication and accompanying resolution requesting that Congress be memorialized to enact legislation establishing General Pulaski's Memorial Day.

Referred to the Committee on Military Affairs.

CONSTITUTIONAL REVISION

The SPEAKER laid before the House a resolution from the Slovenian National Benefit Society, Library, Pa., urging revision of the Constitution with reference to social legislation.

Referred to the Committee on Judiciary Special.

SUNDAY FISHING

The SPEAKER laid before the House a petition from citizens of Pittsburgh requesting the passage of legislation legalizing Sunday fishing.

Referred to the Committee on Law and Order.

STATE HIGHWAYS

The SPEAKER laid before the House a petition addressed to Mr. James L. Snyder, praying that certain highways in Franklin and Juniata counties be made a part of the State Highway System.

Referred to the Committee on Highways.

REPORT OF WESTERN SAVING FUND SOCIETY OF PHILADELPHIA

The SPEAKER laid before the House the report of the Western Saving Fund Society of Philadelphia, for the year 1934.

The SPEAKER. The report will be noted in the Journal and printed in the appendix to the Legislative Journal.

SENATE MESSAGE

AMENDED HOUSE RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows, viz:

In the Senate and House of Representatives of the Commonwealth of Pennsylvania

In Joint Session—January 29, 1935.

For the first time in history, both branches of the General Assembly of the Commonwealth of Pennsylvania meet in joint session to do honor to the official head of the Nation.

With full accord, the representatives of the people of this great Commonwealth join in celebrating the advent of the day that by reason of your birth, has taken its place among those that history will mark and perpetuate.

The cause for this demonstration, unusual in history and especially unusual in this Commonwealth, is the deep sense of gratitude felt by the mass of the people for the results which have already been brought about during the brief span of time during which you have directed the affairs of the Nation.

That which has already been accomplished is full guarantee to them of the success of your plans for a new era of peace and plenty.

With the same indomitable courage and fortitude that slowly forced a stricken body back to its work in the world, you have grappled with the disease that layed your country low, and in like manner are endeavoring to make it again a place of happiness and security for its people.

Resolved, By the General Assembly of the Commonwealth of Pennsylvania, in joint session convened, that in behalf of the people of the Commonwealth, it extends to you on this, your natal day, its heartfelt congratulations on the accomplishments of your administration of the affairs of the Nation and on the happy ending of that year.

For the new year that starts today, it wishes you success in all your undertakings, confident in its belief that such success will mean not only your happiness, but the happiness of all those whom you represent and for whose welfare you have so courageously fought and so magnificently achieved; and be it further

Resolved, That a copy of this resolution is forwarded to you, our President, as an indication of the faith of the people of Pennsylvania in your courage and your sincerity in attempting to accomplish those things which are for their best interest, their happiness and their prosperity.

With the information that the Senate has passed the same with amendments in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The amendments were read by the Clerk as follows:

Amend by inserting before the first paragraph "To the President of the United States Greeting:"

Amend paragraph three, line three by striking out the word "results" and inserting in lieu thereof the word "efforts;" also in same line by striking out "have already been brought about during the brief span of time during which you have directed the affairs of the Nation," and inserting in lieu thereof the words: "you have so courageously exerted in their behalf."

Amend by striking out all of paragraph four.

Amend paragraph five, line three, by striking out the word "layed" and inserting in lieu thereof the word "laid."

Amend paragraph six, line three, by striking out after the word "on" the word "this;" line four, by striking out the words "on the accomplishments of your administration of the affairs of the Nation and on the happy ending of that year."

Amend paragraph seven, by striking out after the word "year" in the first line, the words "that starts today;" line four by striking out after the word "fought" the words "and so magnificently achieved."

On the question,

Will the House concur in the amendments made by the Senate.

Mr. OMINSKY. Mr. Speaker, I ask that the House concur in the amendments made by the Senate.

The amendments were concurred.

Ordered, That the Clerk inform the Senate accordingly.

LEAVES OF ABSENCE

Mr. Mentzer asked and obtained leave of absence for Mr. HARRY N. BOYD on account of illness.

Mr. Flinchbaugh asked and obtained leave of absence for Mr. MOUL on account of illness.

REPORT FROM COMMITTEES

Mr. MENTZER, from the Committee on Municipal Corporations, reported as committed, House Bill No. 148, entitled:

An Act empowering the Council of any city of the first class and the Board of Public Education of any school district of the first class, to impose penalties and interest for delayed payment of city and school taxes of such city and district, and to make allowances for prompt payment thereof; also empowering such Council and school district to regulate or abate, in whole or in part, interest and penalties, which have accrued or may accrue on such taxes; and repealing inconsistent legislation.

Mr. MORAN, from the Committee on Railroads and Railways, reported as committed, House Bill No. 304, entitled:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotives trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualification of certain employes and to provide a penalty for the violation thereof.

Mr. DENT, from the Committee on Railroads and Railways, reported as committed, House Bill No. 311, entitled:

An Act to promote the safety of travelers and employes upon railroads by prohibiting carriers by railroad hauling trains excessive in length providing penalties and providing for enforcement by the Public Service Commission or any other agency empowered to enforce the law.

Mr. PEARSON, from the Committee on Banking, reported as amended, House Bill No. 39, entitled:

An act to promote the objects of the National Housing Act by authorizing building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations and exchanges, to make loans pursuant to titles one and two of the National Housing Act and by authorizing executors, administrators, guardians, trustees, building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations, and exchanges, to invest in mortgages insured, and in debentures issued, by the Federal Housing Administrator, and to invest in securities of national mortgage associations.

Mr. GEORGE E. DOWNEY, from the Committee on Judiciary Local, reported as amended, House Bill No. 39, entitled:

An Act to prohibit discrimination on account of race or color in employment under contracts for public buildings or public works.

Mr. DILLEY, from the Committee on Municipal Corporations, reported as committed, House Bill No. 284, entitled:

An Act granting power to counties, cities, boroughs, towns, townships, school districts and poor districts to redeem unmatured bonds and obligations by a new issue of bonds at a lesser rate of interest.

Mr. PIOLE, from the Committee on Labor, reported as committed, House Bill No. 371, entitled:

An Act to amend an act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations therefor; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof" as amended, by excepting from the provisions of the act domestic service in private homes and further regulating the hours of labor.

Mr. ZAPPALA, from the Committee on Corporations, reported as committed, House Bill No. 339, entitled:

An Act to repeal the act, approved the eighteenth day of April, one thousand nine hundred twenty-nine (P. L. 546), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations, companies, associations, and individuals; prescribing the powers of such police; authorizing the Governor to investigate their work, and require periodical reports from them; imposing duties upon the Secretary of the Commonwealth and recorders of deeds; and imposing penalties."

Mr. ZAPPALA, from the Committee on Municipal Corporations, reported as amended, House Bill No. 253, entitled:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes in all counties, cities, school districts, boroughs, townships, towns and poor districts.

Mr. BRADLEY, from the Committee on Corporations, reported as committed, House Bill No. 354, entitled:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, co-partnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

Mr. HOOPES, from the Committee on Boroughs and Townships, reported as amended, House Bill No. 120, entitled:

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith.

Mr. BALDI, from the Committee on Municipal Corporations, reported as committed, House Bill No. 20, entitled:

An Act empowering counties, cities, boroughs and towns to exonerate penalties and interest on delinquent real estate taxes, and providing the procedure in such cases.

RESOLUTION NO. 26

Mr. SOWERS. Mr. Speaker, I desire to call up at this time Resolution No. 26, Printer's No. 31.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 22, 1935.

Whereas, There is now pending before the Senate of the United States a proposition to enter this Government into the World Court and

Whereas, It is wiser now to avoid foreign entanglements than when Washington advised against it therefore be it

Resolved, That the Legislature of the State of Pennsylvania memorializes the United States Senate to vote and use its influence against the entry of the United States into the World Court and that a copy of this resolution be sent to the United States Senators from Pennsylvania and to the United States Senate.

On the question,

Will the House adopt the resolution?

RESOLUTION RECOMMITTED

Mr. RUTH. Mr. Speaker, I move that this resolution be recommitted to the Committee on Rules.

On the question,

Will the House agree to the motion.

Mr. SOWERS. Mr. Speaker, I move that the motion be amended, "be committed to the gentleman from Berks, Mr. Ruth, as a Committee of one."

The SPEAKER. The motion is not in order.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

RESOLUTION NO. 12

Mr. JONES. Mr. Speaker, I desire to call up at this time Resolution No. 12, Printer's No. 12.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, The attention of the members of this House has been called to the fact that the Commonwealth is up to six months in arrears in appropriation payments to more than one hundred and sixty State-aided hospitals and

Whereas, The State Treasurer has announced that all such payments have been suspended on account of a lack of sufficient State funds and

Whereas, The continued withholding of the payments to these hospitals of the amounts due them under the provisions of appropriations heretofore made will force them to drastically reduce their service which will in turn mean untold suffering and misery and

Whereas, It is necessary in order to avert this suffering and misery and to sustain the honor of this Commonwealth to at once raise sufficient revenue to pay to these hospitals the amounts due them therefore be it

Resolved, That it is the wish of this House that the Ways and Means Committee thereof shall immediately consider the urgent need of these hospitals and determine upon some method of raising the funds required to make the payments due and report to this House the necessary bills to provide therefor in order that they may continue to furnish to those in need such hospitalization as may be necessary for their health and welfare and be it further

Resolved, That a copy of this resolution shall be handed to the Chairman of the Ways and Means Committee for immediate consideration by that Committee

On the question,

Will the House adopt the resolution?

RESOLUTION RE-COMMITTED

Mr. RUTH. Mr. Speaker, I move that this resolution be committed to the Committee on Ways and Means.

On the question,

Will the House agree to the motion?

Mr. JONES. Mr. Speaker and members of the House, in rising to oppose this motion, I wish to state that this is a resolution asking the Ways and Means Committee to meet and try to raise the funds that we already appropriated two years ago for our State aided hospitals.

In talking to the chairman of the State Hospitals Association, he told me that the hospitals all over the State are in a terrible condition and they are getting so that they have to turn away these poor people who have no money to pay for medical service, and that the hospitals are not able even to pay their help.

We provided the appropriations two years ago for this purpose. This resolution is so very clear: it is just asking the Committee on Appropriations to try and get the money for these State aided institutions so that they may take care of these people back home.

I can not for the life of me understand why anybody should want to oppose a resolution such as this when we all know that these hospitals are in such sore need of help. Therefore, I ask you to vote this motion down.

On the question recurring,
Will the House agree to the motion?

The yeas and nays were required by Mr. Jones and Mr. Wickersham and were as follows:

YEAS—111

Achterman,	Downey, J. J.,	Lovett,	Ruth,
Alexander,	Eberharter,	Lynch,	Sarraf,
Allen,	Eroe,	Male,	Scanlon,
Andrews,	Falkenstein,	McDermott,	Schrope,
Arnold,	Finnerty,	McElroy,	Schwab,
Aukerman,	Fitch,	McHenry,	Shaw,
Bahe,	Flanagan,	Melchiorre,	Shepard,
Baker, J J.,	Flinchbaugh,	Mentzer,	Shugarts,
Bradley,	Furman,	Moomaw,	Siegel,
Brancato,	Gerard,	Mooney,	Simon,
Brown, H. S.,	Haberlen,	Moran,	Sinwell,
Brown, J. E.,	Hagerty,	Munley,	Smith, J. A.,
Brownfield,	Haluska,	Murrin,	Smith, W. G.,
Brumbaugh,	Hamilton, F. P.,	Nagel,	Stank,
Burke,	Harkins,	O'Keefe,	Stevens,
Cannon,	Harmuth,	Ominsky,	Stone,
Caputo,	Hartman,	O'Neill,	Sumney,
Carson,	Hetrick,	Panton,	Tumelty,
Coakley,	Hindman,	Patterson, C.,	Van Sickle,
Cochran,	Hirsch,	Patterson, J. W.,	Walker,
Cohen,	Holland,	Pearson,	Weiss,
Coleman,	Holstrom,	Pfaff,	Welliver,
Coolahan,	Kilroy,	Piole,	Welsh,
Decker,	Kinney,	Powers,	Westrick,
Dent,	Klingler,	Reising,	Yourishin,
Diehl,	Kobelak,	Rinn,	Zappala,
Dilley,	Larue,	Robinson,	Sarig,
Downey, G. E.,	Long,	Ruffennach,	

NAYS—61

Altenburg,	Forrest,	McDevitt,	Simpson,
Atkins,	Gates,	McKinney,	Sloan,
Baker, F. T.,	Gillette,	Merrell,	Snyder, F. E.,
Baldi,	Greenstein,	Moore,	Snyder, J. L.,
Barnhardt,	Habbyshaw,	Muir,	Sowers,
Bernhard,	Hermansen,	Parks,	Stewart,
Blumberg,	Hoffner,	Perry,	Terry,
Boose,	Hoopes,	Peters,	Turner,
Boyd, R.,	Jackson,	Phillips,	Van Allsburg,
Boyer,	Jones,	Reynolds,	Wickersham,
Brennan,	Kane,	Rhys,	Wilson,
Castor,	Longaker,	Schrock,	Witkin,
Cordier,	Mallen,	Schwartz,	Wood,
Davies,	Mason,	Shortz,	Woodside,
Duffort,	McCreary,	Shreiner,	Zimmerman,
Ferko,			

So the question was determined in the affirmative and the motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 261, entitled:

An Act fixing the per diem pay of election offices and clerks in counties of the third class

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 42, entitled:

An Act to amend section eight of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223, 1933-34), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for alternative methods of proving that compensation has not been paid to an applicant by another state where official records of such other state have been damaged or destroyed

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 232, entitled:

An Act to provide for the permanent personal registration of electors in cities of the third class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors county commissioners registrars inspectors of registration and other appointees of county commissioners election officers city officers courts judges prothonotaries sheriffs peace officers county treasurers county controllers registrars of vital statistics and boards of school directors and imposing penalties

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. BLUMBERG. Mr. Speaker, I move that this bill be recommitted to the Committee on Elections for the purpose of further consideration.

The motion was agreed to.

RECESS

The SPEAKER. The Governor has informed the House that he wishes to appear in person to deliver a message. For that reason the Chair intends to declare a recess for ten minutes to await his arrival. If there are no objections the Chair will declare a recess. The Chair hears none and a recess is declared for ten minutes.

AFTER RECESS

The SPEAKER (Wilson G. Sarig) in the Chair.

The time of recess having expired, the House will be in order.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 30, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the Members of the House of Representatives, I should like to address them this morning at 11:15 o'clock.

GEORGE H. EARLE.

GOVERNOR INVITED TO ADDRESS HOUSE

Mr. RUTH. Mr. Speaker, I move that the Governor be invited to address the House of Representatives in accordance with the request in his communication.

The motion was agreed to.

COMMITTEE TO ESCORT GOVERNOR TO HALL OF HOUSE

The SPEAKER. The Chair appoints as a Committee to escort the Governor to the Hall of the House, Messrs. Simon, Male and Witkin.

The SERGEANT-AT-ARMS. Mr. Speaker, I present to you the Committee appointed to escort the Governor to the Hall of the House.

Mr. SIMON. Mr. Speaker, I have the honor to present His Excellency, The Governor of the Commonwealth.

The SPEAKER. Members of the House, the Chair presents His Excellency, the Governor of the Commonwealth.

ADDRESS OF GOVERNOR GEORGE H. EARLE

THE GOVERNOR:

Members of the House of Representatives: With the advent of Repeal, Pennsylvania established a liquor control system on November 29, 1933.

The operation of this system has failed to meet expectations.

At its very inception, the Liquor Control Board by a series of secret contracts with several large distillers, obligated itself to make purchases aggregating $40,000,000.

Negotiated at secret conferences, these contracts were kept hidden for almost fourteen months, despite repeated demands that their contents be made public.

Some of these secret contracts have become available to this Administration through the taking over of files of the recent Administration. I make them public because they involve the operations of a function of the State Government. Certainly, the people of Pennsylvania have the unqualified right to know every detail of these contracts. The failure to make them public before this time was distinctly against public policy.

These secret contracts have been the primary cause of liquor selling at higher prices in Pennsylvania than in other States. They also resulted in failure of the Liquor Stores System to realize reasonably estimated profits previously allocated for unemployment relief, old age assistance and blind pensions.

It must have been obvious to any good merchant that after the first buying movement following Repeal that keen competition would develop and that prices, as a consequence, would drop steadily.

Why then the present tremendous inventory of $15,187,728 now owned by the Liquor Stores System comprised to a great extent of unsalable and little known brands of liquor?

Considerably more than one-half of this $15,187,728 inventory can well be described as "frozen."

Just to cite one instance: the Liquor Control Board has in stock 9640 cases of a brand of whiskey which has been moving at the rate of one and one-half cases a week. At this rate it will take almost 124 years before these 9640 cases are finally sold by the Stores System.

This is, of course, an extreme instance.

However, an analysis of the Liquor Control Board's own inventory report as of December 31, 1934, discloses that it had 245 brands of liquor comprising 269,000 cases which it would take an average of 10 years to dispose of at the present rate of sales.

Since there is no apparent reason or justification for these tremendous purchases of little known and virtually unsalable brands of liquor, I request your Honorable Body to institute at once a thorough and rigid audit, inventory and investigation of the operation of the Liquor Stores System dating back to its inception.

The SPEAKER. The Chair wishes to express the thanks of the House to the Governor of the Commonwealth for the splendid address he has given us today.

The address of the Governor together with the copies of certain contracts made between the Liquor Control Board and several large distilleries, which copies have been forwarded to this House by the Governor's Office, will be noted in the Journal and printed in full in the Legislative Journal.

AGREEMENTS AND CONTRACTS MADE BY LIQUOR CONTROL BOARD

AGREEMENTS

Agreement made this 15th day of February, 1934, between the Commonwealth of Pennsylvania, (hereinafter sometimes referred to as the "Commonwealth"), acting by and through the Pennsylvania Liquor Control Board, and A. Overholt & Co., Inc., a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, (hereinafter sometimes called the "Company"), Witnesseth:

Whereas, the Pennsylvania Liquor Control Board has been created pursuant to Act No. 3 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and, under the provisions of Article II, Section 201 (a), of Act No. 4, of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and known as the "Pennsylvania Liquor Control Act," has, among other things, the power to buy and import liquor for sale in the manner set forth in said Act last mentioned; and

Whereas, the Company is the holder of General Permit No. 389, Serial No. H15, issued by the Pennsylvania Liquor Control Board, for the year ending December 31, 1934, the same being a renewal of its General Permit No. 389, Serial No. H15, issued by the Pennsylvania Alcohol Permit Board for the year ending December 31, 1933; and

Whereas, a written agreement was entered into on the 3rd day of January, 1934, as of the 8th day of December, 1933, by and between the parties hereto, wherein and whereby the Commonwealth agreed to purchase from the Company, and the Company agreed to sell to the Commonwealth, 2,268,428 gallons of whiskey, bottled and in cases, distributed among the brands and at the prices set forth in Exhibit "A" thereto annexed; and

Whereas, in the said aforementioned agreement, there was a mutual error made by the said parties in calculating the gallonage of whiskey set forth in said contract,

to wit, 2,263,428 gallons, when, in fact, the number of gallons therein should have been 2,284,728, or an increase of 16,300 gallons over and above the gallonage set forth in the aforementioned agreement; and

Whereas, the parties hereto have mutually agreed to correct the said error by a supplemental agreement:

Now, therefore, in consideration of the premises and of the terms and conditions herein contained, it is agreed as follows:

(1) The Commonwealth hereby agrees to purchase from the Company, and the Company hereby agrees to sell to the Commonwealth, upon the same terms and conditions set forth in the original agreement, herein referred to, 16,300 gallons of whiskey, bottled and in cases, in addition to the 2,268,438 gallons set forth in the said original agreement, making a total gallonage of whiskey, bottled and in cases, under both the original and this supplemental agreement, of 2,284,728 gallons.

(2) The said original agreement executed by the parties hereto, under date of the 3rd day of January, 1934, is hereby ratified and confirmed in all respects, and shall continue in full force and effect, upon the same terms and conditions as therein set forth, except that the gallonage of whiskey mentioned therein is increased 16,300 gallons.

In witness whereof, the Commonwealth has caused this agreement to be executed for it by the Pennsylvania Liquor Control Board pursuant to authority granted to it, and the Company has caused this agreement to be executed by its duly authorized officers the day and year first above written.

COMMONWEALTH OF PENSYLVANIA
BY PENNSYLVANIA LIQUOR CONTROL BOARD
BY ROBERT S. GAWTHROP
A. MARSHALL THOMPSON

Approved:
WM. A. SCHNADER
Attorney General

A. OVERHOLT & CO., INC.
By Seton Porter
President
[SEAL]

Attest:
THOS. A. CLARK
Secretary

Supplement Agreement, made this 24th day of February 1934 as of the 10th day of February, 1934, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth") acting by and through the Pennsylvania Liquor Control Board, and A. Overholt & Co., Inc., a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company") Witnesseth:

Whereas, under date of January 3, 1934, the Commonwealth and the Company entered into an agreement (hereinafter sometimes referred to as the "original agreement") for the purchase by the Commonwealth from the Company of 2,268,428 gallons of whiskies, bottled and in cases, distributed among the brands and at the prices as set forth in an exhibit thereto annexed and therein referred to as "Exhibit A" upon the terms and conditions set forth in said original agreement; and said parties, under date of February 15, 1934, entered into a supplemental agreement (hereinafter referred to as the "first supplemental agreement") pursuant to which the Commonwealth agreed to purchase from the Company, at the same prices and on the same terms and conditions as set forth in the original agreement, an additional 16,300 gallons of whiskies; and

Whereas, the parties desire to amend, modify and supplement the original and first supplemental agreements as and to the extent hereinafter provided;

Now, Therefore, in consideration of the premises, and of the terms and conditions herein contained, it is agreed as follows:

1. Whenever in the original agreement or in the first supplemental agreement reference is made to "Exhibit A," the exhibit thereby referred to shall be deemed to be the exhibit which is annexed to this supplement agreement and marked "Exhibit A-1"; and the exhibit annexed to the original agreement and marked "Exhibit A" is hereby superseded by the exhibit hereto annexed and marked "Exhibit A-1."

2. Paragraph 1 of the original agreement is hereby amended by striking out that portion thereof reading as follows:

> "The prices set forth in Exhibit A include freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor. It is understood, however, that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but the Commonwealth shall repay to the Company, upon receipt of invoices, the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor.
>
> "It is further understood that the prices set forth in said Exhibit A includes the existing Federal Internal Revenue tax at the rate of $1.10 per gallon and the existing Federal Rectifiers tax at the rate of 30 cents per gallon for blended whiskies, and that such prices will be adjusted to include any increase in said taxes or any additional or other Federal taxes and such new or increased state, county and municipal taxes on liquor or measured by liquor, if any (other than the Pennsylvania Spirituous and Vinous Liquor Floor tax at the rate of $2.00 per gallon), which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. The Commonwealth shall not be obligated to specify or purchase any brand manufactured in any state other than Pennsylvania and as to which any such additional tax has been levied by any such other state or any county or municipality thereof."

3. The prices set forth in Exhibit A-1 with respect to all whiskies, excepting American type Canadian whiskey bottled in bond in Canada, include freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor; and the prices of said American type Canadian whiskey set forth in said Exhibit A-1 include freight from the shipping point to such cities as may be specified by the Commonwealth to which shipments of such whiskeys are to be made. It is understood that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but, in respect to all whiskies, excepting American type Canadian whiskey, the Commonwealth shall repay to the Company, upon receipt of invoices, the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor.

4. It is understood that the prices set forth in said Exhibit A-1 of all whiskies, excepting American type Canadian whiskey bottled in bond in Canada, include the existing Federal Internal Revenue tax at the rate of $2.00 per gallon, the existing Federal stamp taxes, and the existing Federal Rectifiers tax at the rate of 30c per gallon for blended whiskies, and that such prices will be adjusted to include any increase in said taxes or any additional or other Federal taxes and such new or increased state, county and municipal taxes on liquor or measured by liquor, if any (other than the Pennsylvania Spirituous and Vinous Liquor Floor tax at the rate of $2.00 per gallon) which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. It is further understood that the prices set forth in said Exhibit A-1 of American type Canadian whiskey bottled in bond in Canada include the existing Federal import duty at the rate of $5.00 per gallon and the existing Federal Internal Revenue tax at the rate of $2.00 per gallon, and that such prices will be adjusted to include any increase in said duty or tax or any additional or other Federal duties, taxes or excises, and also such duties, taxes

or excises as may hereafter be imposed by the Dominion of Canada, or any political subdivision thereof, on account of the transfer and sale for export or on account of the export of whiskies, if any, which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. The Commonwealth shall not be obligated to specify or purchase any brand manufactured in any state other than Pennsylvania or imported into the United States from the Dominion of Canada and as to which any such additional tax has been levied.

5. For the purpose of determining whether the Commonwealth has purchased the total number of gallons of whiskies which the Commonwealth is obligated to purchase under the original and first supplemental agreements, and for the purpose of determining the respective monthly quotas thereof which the Commonwealth is obligated to specify for delivery in each month, a gallon of whiskey of the Old Prentice or Brigadier brands shall be treated and regarded as equivalent to only five-eighths (⅝ths) of a gallon; and the provisions of the original and first supplemental agreements with respect to the total number of gallons of whiskies which the Commonwealth is obligated to purchase and the respective monthly quotas thereof are hereby modified and amended, and the said total number of gallons and monthly quotas are hereby increased, to the extent which may be required by the application of the foregoing formula.

6. Except as modified, amended and supplemented by this agreement, the original agreement and the first supplemental agreement shall be and remain in full force and effect.

In Witness Whereof, the Commonwealth has caused this agreement to be executed by the Pennsylvania Liquor Control Board pursuant to authority granted to it, and the Company has caused this agreement to be executed by its duly authorized officers, the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA,
By PENNSYLVANIA LIQUOR CONTROL BOARD
By ROBERT S. GAWTHROP,
A. MARSHALL THOMPSON,
W. WORRELL WAGNER.
A. OVERHOLT & CO., INC.
By O. H. WATHEN,
Vice-President.

Attest:
RAY R. HERRMANN,
Asst. Secretary.

EXHIBIT A-1

90 Proof Blended Whiskies (As now defined in U. S. Department of Agriculture Food Inspection Decision No. 113, issued February 17, 1910)	Per case of 12 bottles Quarts	Per case of 12 bottles 5's	Per case of 24 bottles Pints
Brands			
Shenandoah Rye	$21.68	$17.79	$22.28
Red Top Rye	29.71	24.02	30.31
Spring Garden Rye	33.54	27.08	34.14
Belle of Nelson (Bourbon)	21.30	17.29	21.90
Mellwood (Bourbon)	28.95	23.41	29.55
Green River (Bourbon)	32.77	26.47	33.37
Brigadier	....	13.00	....

Bottled in Bond Whiskies

Brands	Quarts		Pints
Old Taylor (Bourbon)	58.20	....	59.20
Old Grand Dad (Bourbon)	58.20	....	59.20
Willow Springs (Bourbon)	....	....	59.20
Spring Garden (Rye)	62.20	....	62.20
Mount Vernon (Rye)	62.20	....	62.20

The prices of all bottles in bond whiskies shall increase at the rate of two per cent (2%) per month beginning February 15, 1934.

American Type Canadian Whiskey Bottled in Bond in Canada

Brands	5's	Pints
William Penn	35.25	43.70

Straight Whiskies Bottled Out of Bond at Distillery

Brands	5's	Pints
Crab Orchard Bourbon, 93-proof	16.83	21.73
Overholt Rye, 100-proof	42.02	52.74
Rewco Rye, 93-proof	23.00	29.00
Old Prentice, 93-proof	13.00	....

NOTE: See provisions of paragraph 4 of supplemental agreement dated February 24, 1934 as to price adjustment with respect to increased or additional or other Federal, state or municipal or Canadian taxes, duties or excises.

SUPPLEMENT

Supplemental Agreement, made this 15th day of March, 1934, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth") acting by and through the Pennsylvania Liquor Control Board and A. Overholt & Co., Inc., a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company"), Witnesseth:

Whereas, the parties hereto entered into an agreement under date of January 3, 1934, which was subsequently amended, modified and supplemented by two certain agreements dated, respectively, February 15, 1934, and March .., 1934, (the aforesaid three agreements being hereinafter collectively referred to as "the agreement between the parties"), and the parties desire to amend, modify and supplement the agreement between the parties as, to the extent, and upon the terms and conditions hereinafter provided;

Now, Therefore, in consideration of the foregoing and of the mutual promises and obligations hereinafter contained, the parties hereto agree as follows:

1. The Company hereby agrees that the Commonwealth shall not be obligated to specify to the Company for, or accept delivery from the Company of, any whiskeys during the months of April and May, 1934, excepting such quantities, if any, as the Commonwealth may have ordered prior to the date of this agreement, and the failure of the Commonwealth to specify for, or accept delivery of, all or any part of the monthly quotas provided in the agreement between the parties for the said months of April and May, 1934, shall not constitute a default by the Commonwealth under the agreement between the parties.

2. The parties agree that the total quantity of whiskeys which the Commonwealth is obligated to purchase from the Company under the agreement between the parties shall not be decreased to any extent by this agreement; and the Commonwealth agrees that its respective monthly quotas under the agreement between the parties for each month of the year 1934, commencing with the month of June shall be increased by such approximately equal quantities as may be necessary in order that the total quantity of whiskeys which the Commonwealth is obligated to purchase under the agreement between the parties shall have been specified for, delivered and accepted on or before December 14, 1934.

3. The Commonwealth shall have the privilege, but shall not be obligated, to specify to the Company for delivery, under the terms, conditions and provisions of the agreement between the parties, of such part of the monthly quotas for the months of April or May, 1934, as the Commonwealth may see fit, and any quantities delivered to and accepted by the Commonwealth during said months shall be credited against the respective monthly quotas and the total quantity of whiskeys which the Commonwealth is obligated to purchase from the Company under the agreement between the parties.

4. The agreement between the parties is hereby ratified and confirmed in all respects except as amended, modified and supplemented by this agreement.

In Witness Whereof, the Commonwealth has caused this agreement to be executed by the Pennsylvania Liquor Control Board, pursuant to authority granted to it, and the Company has caused this agreement to be executed by its

duly authorized officers, the day and year first above written.

Commonwealth of Pennsylvania
By Pennsylvania Liquor Control Board
By.....
.....
.....
A. Overholt & Co., Inc.
By Seton Porter (Signed),
President

Attest:
Thos. A. Clark (Signed), Secretary.

AGREEMENT

Agreement made this 3rd day of January, 1934, as of the eighth day of December, 1933, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth"), acting by and through the Pennsylvania Liquor Control Board, and A. Overholt & Co., Inc., a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company"), Witnesseth:

Whereas, the Pennsylvania Liquor Control Board has been created pursuant to Act No. 3 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and, under the provisions of Article II, Section 201 (a), of Act No. 4 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and known as the "Pennsylvania Liquor Control Act," has, among other things, the power to buy and import liquor for sale in the manner set forth in said Act last mentioned; and

Whereas, the Company is the holder of General Permit No. 389, Serial No. H15, issued by the Pennsylvania Alcohol Permit Board for the year ending December 31, 1933 and has duly applied for renewal of said permit for the year ending December 31, 1934,

Now, Therefore, in consideration of the premises and of the terms and conditions herein contained, it is agreed as follows:

1. The Commonwealth hereby agrees to purchase from the Company, and the Company hereby agrees to sell to the Commonwealth 2,268,428 gallons of whiskies bottled and in cases, distributed among the brands and at the prices as set forth in Exhibit A hereto annexed, 365,469 gallons thereof to be delivered and accepted on or before January 31, 1934, (orders for which have already been received by the Company, and shall be filled under the terms of this agreement), and the remaining 1,902,959 gallons thereof to be delivered and accepted in approximately equal monthly quantities during the remaining eleven months of the year 1934, all deliveries for December, 1934, to be made and accepted on or before December 14, 1934. Any deliveries made during any month in excess of the monthly quota shall be applied against the quota for the next succeeding month or months. At least twenty (20) days prior to the commencement of any month in which deliveries are to be made as hereinafter referred to, the Commonwealth shall give to the Company specific instructions in writing covering the brands to be delivered by the Company in the ensuing month, the quantity in cases of each brand selected and the units per case (i. e., quarts, pints or 5's) and also directions with respect to the warehouses to which shipments are to be made and the particular brands and quantities to be shipped to each warehouse. The Commonwealth shall not specify quantities of any brand in excess of the ability of the Company at the time thereof to make delivery of such brands. Upon receipt of any order specifying a brand or brands which the Company is unable to deliver in whole or in part, the Company shall within ten (10) days notify the Pennsylvania Liquor Control Board of its inability so to do, and at the same time state what brand or brands it is able to deliver in lieu thereof, and the Commonwealth shall promptly notify the Company of the quantities and brands to be substituted. The prices set forth in Exhibit A include freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor. It is understood, however, that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but the Commonwealth shall repay to the Company, upon receipt of invoices, the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor.

It is further understood that the prices set forth in said Exhibit A include the existing Federal Internal Revenue tax at the rate of $1.10 per gallon and the existing Federal Rectifiers tax at the rate of 30 cents per gallon for blended whiskies, and that such prices will be adjusted to include any increase in said taxes or any additional or other Federal taxes and such new or increased state, county and municipal taxes on liquor or measured by liquor, if any (other than the Pennsylvania Spirituous and Vinous Liquor Floor tax at the rate of $2.00 per gallon), which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. The Commonwealth shall not be obligated to specify or purchase any brand manufactured in any state other than Pennsylvania and as to which any such additional tax has been levied by any such other state or any county or municipality thereof.

It is understood that the Company owns only a limited supply of the bottled in bond and straight whiskey mentioned in Exhibit A. The Company reserves the right to use or sell to others all or any part of such bottled in bond or straight whiskey and when its present supply of any brand or brands is exhausted the Commonwealth shall have no further right to specify or receive from the Company such brand or brands of whiskeys. The Company, however, agrees to reserve for sale to the Commonwealth the whiskies specified in Exhibit B, hereto attached.

2. All invoices for purchase shall be payable at face in ninety (90) days, less a discount of one and one-half per cent. (1-½%) for payments made in fifteen (15) days, but for liquor ordered after December 31, 1933, the Commonwealth shall discount its invoices within the fifteen day period, except that it may at all times withhold payment until the expiration of ninety (90) days of invoices aggregating but not exceeding $1,500,000. However, all indebtedness hereunder shall be paid by the Commonwealth prior to December 31, 1934.

3. All sales and purchases hereunder shall be for sale by the Commonwealth within its borders and as now or hereafter provided by law.

4. The Company shall not be liable for delays or failure to make delivery hereunder due to fires, strikes, acts of God, government interference, Code of Fair Competition or Marketing Agreement requirements, transportation difficulties, inability to obtain raw materials, or other causes beyond its control interfering with the manufacture, bottling or delivery.

In Witness Whereof, the Commonwealth has caused this agreement to be executed for it by the Pennsylvania Liquor Control Board pursuant to authority granted to it, and the Company has caused this agreement to be executed by its duly authorized officers the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA,
By PENNSYLVANIA LIQUOR CONTROL BOARD,
By ROBERT S. GAWTHROP,
A. MARSHALL THOMPSON,

A. OVERHOLT & Co., INC.
By SETON PORTER,
President.

Attest:
THOS. A. CLARK,
Secretary.

EXHIBIT A

	Per case of 12 bottles 5's	Per case of 24 bottles Pints
90 Proof Blended Whiskies (As now defined in U. S. Department of Agriculture Food Inspection Decision No. 113, issued February 17, 1910)		

Brands		
Shenandoah Rye	$16.14	$22.68
Red Top Rye	24.07	30.71
Spring Garden Rye	27.13	34.54
Belle of Nelson (Bourbon)	15.48	22.30
Mellwood (Bourbon)	23.46	29.95
Green River (Bourbon)	26.51	33.77
Richwood (Bourbon)	14.27	18.47

Bottled in Bond Whiskies	Quarts	Pints
Brands		
Old Taylor (Bourbon)	55.50	56.50
Old Grand Dad (Bourbon)	55.50	56.50
Willow Springs (Bourbon)	....	56.50
Spring Garden (Rye)	59.50	59.50
Mount Vernon (Rye)	59.50	59.50

The prices of all bottled in bond whiskies shall increase at the rate of 2 per cent per month beginning February 15, 1934.

Straight Whiskies Bottled Out of Bond At Distillery	5's	Pints
Brands		
Chab Orchard Bourbon 93 proof	14.70	19.00
Overholt Rye 100 proof	39.74	49.80

NOTE: See provisions of paragraph 1 of foregoing agreement as to price adjustment with respect to increased or additional or other Federal, state or municipal taxes.

EXHIBIT B

"Overholt Rye" referred to in Exhibit A, sufficient for delivery to the extent of fifteen thousand (15,000) gallons per month for each month commencing February, 1934, up to and including December, 1934, provided, however, that any of the whiskey so reserved for delivery during any month if not taken during such month need not thereafter be reserved.

AGREEMENT

Agreement made this 17th day of January, 1934, as of the eighth day of December, 1933, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth"), acting by and through the Pennsylvania Liquor Control Board, and Joseph S. Finch and Co., Inc., a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company"),

WITNESSETH:

Whereas, the Pennsylvania Liquor Control Board has been created pursuant to Act No. 3 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and, under the provisions of Article II, Section 201 (a), of Act No. 4 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and known as the "Pennsylvania Liquor Control Act," has, among other things, the power to buy and import liquor for sale in the manner set forth in said Act last mentioned; and

Whereas, the Company is the holder of General Permit No. 389, Serial No. H15, for the year ending December 31, 1933, issued by the Pennsylvania Alcohol Permit Board, and is the holder of a letter dated January 2, 1934, granting authority to continue operations for the year ending 1934 until permit or further letter is received from the Pennsylvania Liquor Control Board.

Now, Therefore, in consideration of the premises and of the terms and conditions herein contained, it is agreed as follows:

1. The Commonwealth hereby agrees to purchase from the Company, and the Company hereby agrees to sell to the Commonwealth, 4,220,441 gallons of whiskies, rums and brandies bottled and in cases, distributed among the brands and at the prices as set forth in Exhibit A hereto annexed, such number of gallons as is represented by the orders for 267,500 cases of said whiskies, rums and brandies heretofore received by the Company to be delivered and accepted one-half thereof on or before January 31, 1934, and the other half thereof on or before February 28, 1934, (said orders to be filled under the terms of this agreement), and the remaining gallons thereof to be delivered and accepted in approximately equal monthly quantities during the remaining ten months of the year 1934, all deliveries for December, 1934, to be made and accepted on or before December 14, 1934. Any deliveries made and accepted during any month in excess of the monthly quota shall be applied against the quota for the next succeeding month or months. At least twenty (20) days prior to the commencement of any month in which deliveries are to be made as hereinbefore referred to, the Commonwealth shall give to the Company specific instructions in writing covering the brands to be delivered by the Company in the ensuing month, the quantity in cases of each brand selected and the units per case (i. e, quarts, pints or 5's) and also directions with respect to the warehouses to which shipments are to be made and the particular brands and quantities to be shipped to each warehouse. The Commonwealth shall not specify quantities of any brand in excess of the ability of the Company at the time thereof to make delivery of such brands. Upon receipt of any order specifying a brand or brands which the Company is unable to deliver in whole or in part, the Company shall within ten (10) days notify the Pennsylvania Liquor Control Board of its inability so to do, and at the same time state what brand or brands it is able to deliver in lieu thereof, and the Commonwealth shall promptly notify the Company of the quantities in cases, units per case, and brands to be substituted. The prices set forth in Exhibit A include freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor. It is understood, however, that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but the Commonwealth shall repay to the Company, upon receipt of invoice, the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor.

It is further understood that the prices set forth in said Exhibit A include the existing Federal Internal Revenue tax at the rate of $1.10 per gallon and the existing Federal Rectifiers tax at the rate of 30 cents per gallon for blended whiskies, and that such prices will be adjusted to include

A. any increase in said taxes or any additional or other Federal taxes (including stamp taxes) on or measured by liquor; and

B. any taxes (including stamp taxes) on or measured by liquor (other than the Pennsylvania Spirituous and Vinous Liquor Floor tax at the rate of $2 per gallon) levied or imposed by the Commonwealth of Pennsylvania or by any political subdivision thereof which may be payable by the Company;

all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes.

It is understood

(1) that the Company owns only a limited supply of bottled in bond and straight whiskies mentioned in Exhibit A; and

(2) that it (or its affiliate) has certain rights under existing agreements with others to acquire additional bottled in bond whiskies mentioned in Exhibit A, and under the terms and conditions of such agreements may be required to acquire the same at a rate throughout the term hereof of 13,500 gallons per month.

The Company reserves the right to use or to sell to others all or any part of such bottled in bond or straight whiskies, and when its present supply of any brand or brands is exhausted, the Commonwealth shall have no further right to specify or receive from the Company such brand or brands of whiskey, excepting

(a) the Company has reserved or agrees to reserve for the purposes of this agreement the quantity thereof contained in the original orders represented by the 267,500 cases hereinbefore referred to; and

(b) the Company agrees to reserve such portion of twenty-five per cent of the 13,500 gallons receivable by it as hereinbefore in subdivision (2) referred to, in any month subsequent to February, 1934, for the purposes of this agreement, as the Commonwealth shall include in its specific instructions in writing covering the brands to be delivered by the Company in the ensuing month; provided however, that the provisions of this subdivision (b) shall not apply in the event the Company (or its affiliate) anticipates under its said existing agreements with others its acquisition of said gallons or any part thereof, to the extent that it has theretofore afforded the Commonwealth a two-day opportunity of including twenty-five per cent of such gallonage or any part thereof in its specific instructions in writing covering the brands to be delivered by the Company in the month subsequent to that for which such specific instructions have last been given, and the Commonwealth does not within such two-day period notify the Company of such inclusion.

The Company shall not be liable hereunder, should it (or its affiliate) be unable, with due diligence, to acquire such gallonage, or any part thereof, under said existing agreements.

2. All invoices for purchases shall be payable at face in ninety (90) days, less a discount of one and one-half per cent (1½%) for payments made in fifteen (15) days, but for liquor ordered after December 31, 1933, the Commonwealth shall discount its invoices within the fifteen-day period, except that it may at all times withhold payment until the expiration of ninety (90) days of invoices aggregating but not exceeding $2,500,000. However, all indebtedness hereunder shall be paid by the Commonwealth prior to December 31, 1934.

3. All sales and purchases hereunder shall be for sale by the Commonwealth within its borders and as now or hereafter provided by law.

4. The Company shall not be liable for delays or failure to make delivery hereunder due to fires, strikes, acts of God, government interference, Code of Fair Competition or Marketing Agreement requirements, transportation difficulties, inability to obtain raw materials, or other causes beyond its control interfering with the manufacture, bottling or delivery.

5. The Company shall have the right to assign all sums due to it by the Commonwealth hereunder. Upon request of the Company or any assignee of such sums, the Commonwealth will furnish to the Company or such assignee as of the first and fifteenth of each month throughout the term hereof and within five (5) days after the termination of any such month a statement of the amount due by the Commonwealth to the Company.

In Witness Whereof, the Commonwealth has caused this agreement to be executed for by it by the Pennsylvania Liquor Control Board Pursuant to authority granted to it, and the Company has caused this agreement to be executed by its duly authorized officers the day and year first above written.

Commonwealth of Pennsylvania
By Pennsylvania Liquor Control Board
By (S) Robert S. Gawthrop
(S) A. Marshall Thompson

Joseph S Finch & Co., Inc.,
By (S) Harold Jacobi
President

Attest:
Ralph T. Hepburtree, Asst. Secretary.

EXHIBIT A

Bottled in Bond Whiskies (Rye)

Brands:	Per case of 12 bottles Quarts	Per case of 24 bottles Pints
Old Quaker	....	33.50
Lemon	....	63.50
Golden Wedding	59.00	69.00
Gibson	59.00	60.00
Sam Thompson	59.00	60.00
Jas. E. Pepper	....	60.00

The prices of all bottled in bond whiskies shall increase at the rate of 2 per cent per month beginning February 15, 1934.

Rye Type Brands:	5's	Pints
Golden Wedding	24.00	30.30
Sam Thompson	20.00	26.30
Monticello	20.00	26.30
Gibson	22.00	27.85
Schenley	26.00	32.30
Bourbon Type		
Brands:		
Jas. E. Pepper	20.00	26.30
O. F. C.	20.00	26.30
Old Quaker	20.00	26.30
Old Barbee	20.00	26.30
Belle of Anderson	18.00	22.75
Greenbrier	18.00	22.75
Melvale (Rye)	18.00	22.75
Carlisle	18.00	22.75
Haviland (Rye)	18.00	22.75
Blackstone	16.17	20.57
Indian Hill	16.17	20.57
Elk River	16.17	20.57
Whiskies—A Blend		
Brands:		
Blue Cross	14.95	18.30
Allegheny	14.95	18.30
Mirror Brook	14.95	18.30
Silver Grove	14.95	18.30
Walnut Hill	14.95	18.30
Brandies		
Brand:		
Napa Valley	20.00	27.60
	Per case of 12 bottles	Per case of 24 bottles
Rums:	5's	Pints
Brand:		
Taboga	20.00	27.60

NOTE: See provisions of paragraph 1 of foregoing agreement as to price adjustment with respect to increased or additional or other Federal, state or municipal taxes.

Designation of certain of above whiskies is as now defined in U. S. Department of Agriculture Food Inspection Decision No. 113, issued February 17, 1910.

MODIFICATION AGREEMENT
between
COMMONWEALTH OF PENNSYLVANIA
and
JOSEPH S. FINCH & COMPANY, INC.

Dated: April 7, 1934.

Agreement made this 7th day of April, 1934, as of April 1, 1934, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth"), acting by and through the Pennsylvania Liquor Control Board, and Jos. S. Finch & Company, Inc., a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes referred to as the "Company"), witnesseth:

Whereas, The Commonwealth and the Company have heretofore, on January 17, 1934, entered into an agreement as of December 8, 1933, for the purchase of 4,220,441 gallons of whiskies, rums and brandies (which agreement is hereinafter sometimes referred to as the "Original Agreement" in the respects hereinafter more specifically set forth), and, as so modified, to continue the same;

Now, Therefore, in consideration of the premises and of the terms and conditions herein contained, it is agreed that the Original Agreement be and the same hereby is modified in the following respects and, as so modified, is hereby continued:

1. In place and instead of the words.

"The Commonwealth hereby agrees to purchase from the Company and the Company hereby agrees to sell to the Commonwealth 4,220,441 gallons of

whiskies, rums and brandies, bottled and in cases, distributed among the brands and at the prices as set forth in Exhibit A hereto annexed,"

appearing in paragraph 1 of the Original Agreement, there shall be substituted the following:

"The Commonwealth agrees to purchase from the Company and the Company hereby agrees to sell to the Commonwealth 4,220,441 gallons of whiskies, rums and brandies, bottled and in cases, distributed among the brands and at the prices set forth in Exhibit A hereto annexed with respect to deliveries prior to March 1, 1934, and among the brands and at the prices set forth in Exhibit B hereto annexed with respect to deliveries thereafter."

2. In place and instead of the words,

"and the remaining gallons thereof to be delivered and accepted in approximately equal monthly quantities during the remaining ten months of the year 1934, all deliveries for December, 1934, to be made and accepted on or before December 14, 1934."

appearing in paragraph 1 of the Original Agreement, there shall be substituted the following:

"and the remaining gallons thereof to be delivered and accepted in equal monthly instalments during the remaining months of the year 1934, other than the months of April and May thereof, and during the first two months of the year 1933. The Commonwealth hereby further agrees to purchase from the Company and the Company agrees to sell to the Commonwealth the Commonwealth's requirements of the following brands of whiskey:

MAYFLOWER
ROYAL COACHMAN
SPUR
BUCKEYE

(herein sometimes referred to as the 'Additional Brands')

bottled and in cases and effective, however, only until the Company shall notify the Commonwealth of any change of price, at the prices set forth in Exhibit C hereto annexed. The Commonwealth's obligation to purchase and the Company's obligation to sell 4,220,441 gallons of whiskies, rums and brandies hereinabove referred to shall be reduced by a number of gallons equal to one-half the number of gallons of the Additional Brands purchased by the Commonwealth."

3. In place and instead of the words,

"(i. e., quarts, pints or 5's),"

appearing in paragraph 1 of the Original Agreement, there shall be substituted the following:

"(i. e., 5's, quarts or pints, or with respect to the Additional Brands, half pints)."

4. In place and instead of the words,

"It is further understood that the prices set forth in said Exhibit A include the existing Federal Internal Revenue tax at the rate of $1.10 per gallon and the existing Federal Rectifiers tax at the rate of 30c per gallon for blended whiskies,"

appearing in paragraph 1 of the Original Agreement, there shall be substituted the following:

"It is further understood that the prices set forth in said Exhibit A include the Federal Internal Revenue tax at the rate of $1.10 per gallon and the Federal Rectifiers tax at the rate of 30c per gallon for blended whiskies, both applicable up to and including January 10, 1934, and that the prices set forth in said Exhibits B and C include the Federal Internal Revenue tax at the rate of $2.00 per gallon and the Federal Rectifiers tax at the rate of 30c per gallon for blended whiskies, both applicable from and including January 11, 1934, and the cost of Federal tax stamps, applicable from and including February 11, 1934."

5. There shall be inserted as a new paragraph numbered 7 in the Original Agreement the following:

"In the event no extension of time subsequent to December 31, 1934 within which to pay Pennsylvania Liquor Floor Tax has upon application therefor duly and lawfully been granted to the Company (as owner or as bailee) and to its affiliate Schenley Products Company, Inc. (as owner or as bailee), the Commonwealth shall on February 28, 1935 pay to the Company an amount equal to the interest, if any, accruing from and after December 31, 1934 until such date in connection with any Pennsylvania Liquor Floor Tax payable on December 31, 1934 by the Company or by Schenley Products Company, Inc., as aforesaid, application for the extension of which has been made and has not been lawfully and duly granted."

6. In place and instead of the words "Indian Hill" appearing upon Exhibit A of the original agreement, there shall be substituted the following: "Armstrong County."

7. There shall be inserted as a new paragraph following the note at the end of Exhibit A of the Original Agreement the following:

"Taboga Runm 5ths are 6 ounces short per bottle. Prices of full size 5ths would be same as Napa Valley 5ths."

8. There shall be added after Exhibit A of the Original Agreement, to be known as Exhibits B and C, respectively, the exhibits hereto annexed marked Exhibits 1 and 2, respectively.

9. This agreement shall become effective upon the effectiveness of an agreement of even date between the parties hereto appertaining to Certificates of Indebtedness.

In Witness Whereof, the Commonwealth has caused this agreement to be executed for it by the Pennsylvania Liquor Control Board pursuant to authority granted to it, and the Company has caused this agreement to be executed by the duly authorized officers the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA,
BY PENNSYLVANIA LIQUOR CONTROL BOARD.

By
JOS. S. FINCH & COMPANY, INC.
By /s/ HAROLD JACOBI,
President.

ATTEST:
/s/ M. L. HEIDA,
Secretary.

(SEAL)

EXHIBIT 1

Bottled in Bond Whiskies (Rye)	Per Case of 12 bottles	Per Case of 24 bottles
Brands:	Quarts	Pints
Overholt	....	63.50
Large	....	63.50
Golden Wedding	59.00	60.00
Gibson	59.00	60.00
Sam Thompson	59.00	60.00
Jas. E. Pepper	....	60.00

The prices of all bottled in bond whiskies shall increase at the rate of 2 per cent per month beginning February 15, 1934.

Rye Type		
Brands:	5ths	Pints
Golden Wedding	24.52	31.03
Sam Thompson	20.85	27.30
Monticello	20.85	27.30
Gibson	22.65	28.70
Schenley	26.25	32.90
Bourbon Type		
Brands:		
Jas. E. Pepper	20.85	27.30
O. F. C.	20.85	27.30
Old Quaker	20.85	27.30
Old Barbee	20.85	27.30
Belle of Anderson	18.97	24.04
Greenbrier	18.97	24.04

Melvale (Rye)	18.97	24.04
Carlisle	18.97	24.04
Haviland (Rye)	18.97	24.04
Blackstone	17.32	22.08
Armstrong County	17.32	22.08
Elk River	17.32	22.08
Whiskey—A Blend		
Brands:		
Blue Cross	16.22	20.04
Allegheny	16.22	20.04
Mirror Brook	16.22	20.04
Silver Grove	16.22	20.04
Walnut Hill	16.22	20.04

	Per Case of 12 botles	Per Case of 24 bottles
Brandies		
Brand:	5ths	Pints
Napa Valley	20.54	28.11
Rums		
Brand:		
Taboga	20.07	28.11

NOTE: See provisions of paragraph 1 of foregoing agreement as to price adiustment with respect to increased or additional or other Federal, state or municipal taxes.

Designation of certain of above whiskies is as now defined in U. S. Department of Agriculture Food Inspection Decision No. 113, issued February 17, 1910.

Taboga rum 5ths are 6 oz. short per bottle. Prices of full size 5ths would be same as Napa Valley 5ths.

EXHIBIT 2

	Per Case of 5ths	Per Case of Qts.	Per Case of Pts.	Per Case of ½ Pts.
Mayflower	$14.62	$18.12	$18.84	$19.83
Royal Coachman	14.62	18.12	18.84	19.83
Spur	13.12	15.87	16.59	17.58
Buckeye	13.12	15.87	16.59	17.58

NOTE: See provisions of paragraph 1 of foregoing agreeagreement as to price adiustment with respect to increased or additional or other Federal, state or municipal taxes.

Designation of certain of above whiskies is as now defined U. S. Department of Agriculture Food Inspection Decision No. 113, issued February 17, 1910.

Taboga rum 5ths are 6 oz. short per bottle. Prices of full size 5ths would be same as Napa Valley 5ths.

COMMONWEALTH OF PENNSYLVANIA
with
LARGE DISTILLING COMPANY

AGREEMENT

Agreement made this 3rd day of January, 1934, as of the 8th day of December, 1933, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth"), acting by and through the Pennsylvania Liquor Control Board, and Large Distilling Company, a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company"), witnesseth:

Whereas, the Pennsylvania Liquor Control Board has been created pursuant to Act No. 3 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and, under the provisions of Article II, Section 201 (a), of Act No. 4 of the General Assembly of the Commonwealth, approved the 29th day of November, 1933, and known as the "Pennsylvania Liquor Control Act," has, among other things, the power to buy and import liquor for sale in the manner set forth in said Act last mentioned; and

Whereas, the Company is the holder of General Permit No. 387, Serial No. A25, issued by the Pennsylvania Alcohol Permit Board for the year ending December 31, 1933 and has duly applied for renewal of said permit for the year ending, December 31, 1934,

Now, therefore, in consideration of the premises and of the terms and conditions herein contained, it is agreed as follows:

1. The Commonwealth hereby agrees to purchase from the Company, and the Company hereby agrees to sell to the Commonwealth, 80,205 gallons of whiskies, bottled and in cases, distributed among the brands and at the prices as set forth in Exhibit A hereto annexed, 10,500 gallons thereof to be delivered and accepted on or before February 28, 1934, and the remaining 69,705 gallons thereof to be delivered and accepted in approximately equal monthly quantities during the remaining ten months of the year 1934, all deliveries for December, 1934 to be made and accepted on or before December 14, 1934. At least twenty (20) days prior to the commencement of any month in which deliveries are to be made as hereinbefore referred to the Commonwealth shall give to the Company specific instructions in writing covering the brands to be delivered by the Company in the ensuing month, the quantity in cases of each brand selected and the units per case (i. e., quarts pints or 5's) and also directions with respect to the warehouses to which shipments are to be made and the particular brands and quantities to be shipped to each warehouse. The Commonwealth shall not specify quantities of any brand in excess of the ability of the Company at the time thereof to make delivery of such brand. Upon receipt of any order specifying a brand or brands which the Company is unable to deliver in whole or in part, the Company shall within ten (10) days notify the Pennsylvania Liquor Control Board of its inability so to do, and at the same time state what brand or brands it is able to deliver in lieu thereof, and the Commonwealth shall promptly thereupon notify the Company of the quantities and brands to be substituted. The prices set forth in Exhibit A includes freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquors. It is understood, however, that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but the Commonwealth shall repay to the Company upon receipt of invoices the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which a warehouse is located.

It is further understood that the prices set forth in said Exhibit A include the existing Federal Internal Revenue tax at the rate of $1.10 per gallon and the existing Federal Rectifiers tax at the rate of 30 cents per gallon for blended whiskies and that such prices will be adjusted to include any increase in said taxes or any additional or other Federal taxes and such new or increased state, county, and municipal taxes, in liquor or measured by liquor, if any (other than the Pennsylvania Spirituous and Vinous Liquor Floor tax at the rate of $2.00 per gallon), which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. The Commonwealth shall not be obligated to specify or purchase any brand manufactured in any state other than Pennsylvania and as to which any such additional tax has been levied by any such other state or any county or municipality thereof.

It is understood that the Company owns only a limited supply of the bottled in bond and straight whiskies mentioned in Exhibit A. The Company reserves the right to use or to sell to others all or any part of such bottled in bond and straight whiskies, and when its present supply of any brand or brands is exhausted the Commonwealth shall have no further right to specify or receive from the Company such brand or brands of whiskies.

2. All invoices for purchases shall be payable at face in ninety (90) days, less a discount of one and one-half per cent. (1-½%) for payments made in fifteen (15) days.

3. All sales and purchases hereunder shall be for sale by the Commonwealth within its borders and as now or hereafter provided by law.

4. The Company shall not be liable for delays or failure to make delivery hereunder due to fires, strikes, acts of God, government interference, Code of Fair Competition or Marketing Agreement requirements, transportation difficulties, inability to obtain raw materials, or other causes beyond its control interfering with the manufacture, bottling or delivery.

In Witness Whereof, the Commonwealth has caused this agreement to be executed for it by the Pennsylvania Liquor Control Board pursuant to authority granted to it, and the Company has caused this agreement to be executed by its duly authorized officers the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA,
By PENNSYLVANIA LIQUOR CONTROL BOARD.
By /s/ ROBERT S. GAWTHROP.
/s/ A. MARSHALL THOMPSON.
LARGE DISTILLING COMPANY,
By /s/ SETON PORTER,
President.

Attest:
/s/ THOS. A. CLARK,
Secretary. [Seal]

EXHIBIT A

	Per case of 12 Bottles 5's	Per case of 24 Bottles Pints
90 Proof Blended Whiskies (As now defined in U. S. Department of Agriculture Food Inspection Decision No. 113, issued February 17, 1910)		
Brands		
Shenandoah Rye	$16.14	$22.68
Red Top Rye	24.07	30.71
Spring Garden Rye	27.13	34.54
Belle of Nelson (Bourbon)	15.84	22.30
Mellwood (Bourbon)	23.46	29.95
Green River (Bourbon)	26.51	33.77
Richwood (Bourbon)	14.27	18.47
Bottled in Bond Whiskies	Quarts	Pints
Brands		
Old Taylor (Bourbon)	55.50	56.50
Old Grand Dad (Bourbon)	55.50	56.50
Willow Springs (Bourbon)	....	56.50
Spring Garden (Rye)	59.50	59.50
Mount Vernon (Rye)	59.50	59.50

The prices of all bottled in bond whiskies shall increase at the rate of two per cent (2%) per month beginning February 15, 1934.

Straight Whiskies Bottled Out of Bond at Distillery	5's	Pints
Brands		
Crab Orchard Bourbon, 93-proof	14.70	19.00
Overholt Rye, 100-proof	39.74	49.80

NOTE: See provisions of paragraph 1 of foregoing agreement as to price adjustment with respect to increased or additional Federal, state or municipal taxes.

COMMONWEALTH OF PENNSYLVANIA
and
LARGE DISTILLING COMPANY
SUPPLEMENTAL AGREEMENT
Dated, February 24, 1934.

Supplemental Agreement, made this 24th day of February, 1934, as of the 10th day of February, 1934, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth"), acting by and through the Pennsylvania Liquor Control Board, and Large Distilling Company, a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company"), witnesseth:

Whereas, under date of January 3, 1934 the Commonwealth and the Company entered into an agreement (hereinafter sometimes referred to as the "original agreement") for the purchase by the Commonwealth from the Company of 80,205 gallons of whiskies, bottled and in cases, distributed among the brands and at the prices as set forth in an exhibit thereto annexed and therein referred to as "Exhibit A" upon the terms and conditions set forth in said original agreement; and

Whereas, the parties desire to amend, modify and supplement the original agreement as and to the extent hereinafter provided;

Now, Therefore, in consideration of the premises and of the terms and conditions herein contained, it is agreed as follows:

1. Whenever in the original agreement reference is made to "Exhibit A," the exhibit thereby referred to shall be deemed to be the exhibit which is annexed to this supplemental agreement and marked "Exhibit A-1," and the exhibit annexed to the original agreement and marked "Exhibit A" is hereby superseded by the exhibit hereto annexed and marked "Exhibit A-1."

2. Paragraph 1 of the original agreement is hereby amended by striking out that portion thereof reading as follows:

> "The prices set forth in Exhibit A include freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquors. It is understood, however, that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but the Commonwealth shall repay to the Company upon receipt of invoices the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which a warehouse is located.
>
> "It is further understood that the prices set forth in said Exhibit A include the existing Federal Internal Revenue tax at the rate of $1.10 per gallon and the existing Federal Rectifiers tax at the rate of 30c per gallon for blended whiskies and that such prices will be adjusted to include any increase in said taxes or any additional or other Federal taxes and such new or increased state, county and municipal taxes, in liquor or measured by liquor, if any (other than the Pennsylvania Spirituous and Vinous Liquor Floor Tax at the rate of $2 per gallon), which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. The Commonwealth shall not be obligated to specify or purchase any brand manufactured in any state other than Pennsylvania and as to which any such additional tax has been levied by any such other state or any county or municipality thereof."

3. The prices set forth in Exhibit A-1 with respect to all whiskies, excepting American type Canadian whiskey bottled in bond in Canada, include freight from the shipping point to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor; and the prices of said American type Canadian whiskey set forth in said Exhibit A-1 include freight from the shipping point to such cities as may be specified by the Commonwealth to which shipments of such whiskey are to be made. It is understood that the Company will prepay the freight on each shipment from the shipping point to the city specified by the Commonwealth to which such shipment is to be made, but, in respect to all whiskies, excepting American type Canadian whiskey, the Commonwealth shall repay to the Company, upon receipt of invoices, the amount by which such freight exceeds the freight from the point of shipment to the nearest city in which is located a warehouse owned or leased by the Commonwealth for the storage of liquor.

4. It is understood that the prices set forth in said Exhibit A-1 of all whiskies, excepting American type Canadian whiskey bottled in bond in Canada, include the existing Federal Internal Revenue tax at the rate of $2.00 per gallon, the existing Federal stamp taxes, and the existing Federal Rectifiers tax at the rate of 30c per gallon for blended whiskies, and that such prices will be adjusted to include any increase in said taxes or any additional or other Federal taxes and such new or increased state, county and municipal taxes on liquor or measured by liquor, if any (other than the Pennsylvania Spirituous and Vinous Liquor Floor tax at the rate of $2.00 per gallon) which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of seperate invoices covering any such taxes. It is further understood that the prices set

forth in said Exhibit A-1 of American type Canadian whiskey bottled in bond in Canada include the existing Federal import duty at the rate of $5.00 per gallon and the existing Federal Internal Revenue tax at the rate of $2.00 per gallon, and that such prices will be adjusted to include any increase in said duty or tax or any additional or other Federal duties, taxes or excises, and also such duties, taxes or excises as may hereafter be imposed by the Dominion of Canada, or any political subdivision thereof, on account of the transfer and sale for export or on account of the export of whiskies, if any, which may be payable by the Company, all of which additional taxes are to be borne by the Commonwealth and shall be paid by it on receipt of separate invoices covering any such taxes. The Commonwealth shall not be obligated to specify or purchase any brand manufactured in any state other than Pennsylvania or imported into the United States from the Dominion of Canada and as to which any such additional tax has been levied.

5. For the purpose of determining whether the Commonwealth has purchased the total number of gallons of whiskies which the Commonwealth is obligated to purchase under the original agreement, and for the purpose of determining the respective monthly quotas thereof which the Commonwealth is obligated to specify for delivery in each month, a gallon of whiskey of the Old Prentice or Brigadier brands shall be treated and regarded as equivalent to only five-eighths (⅝ths) of a gallon; and the provisions of the original agreement with respect to the total number of gallons of whiskies which the Commonwealth is obligated to purchase and the respective monthly quotas thereof are hereby modified and amended, and the said total number of gallons and monthly quotas are hereby increased, to the extent which may be required by the application of the foregoing formula.

6. Except as modified, amended and supplemented by this agreement, the original agreement shall be and remain in full force and effect.

In Witness Whereof, the Commonwealth has caused this agreement to be executed by the Pennsylvania Liquor Control Board pursuant to authority granted to it, and the company has caused this agreement to be executed by its duly authorized officers the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA,
By PENNSYLVANIA LIQUOR CONTROL BOARD.
By ROBERT S. GAWTHROP,
A. MARSHALL THOMPSON,
W. WORRELL WAGNER.
LARGE DISTILLING COMPANY,
By O. H. WATKIN,
Vice President.

Attest:
RAY R. HERRMANNE,
Asst. Secretary.

EXHIBIT A-1

90 Proof Blended Whiskies (As now defined in U. S. Department of Agriculture Food Inspection Decision No. 113, issued Feb-17. 1910)	Per case of 12 bottles Quarts	Per case of 12 bottles 5's	Per case of 24 bottles Pints
Brands			
Shenandoah Rye	$21.68	$17.79	$22.28
Red Top Rye	29.71	24.02	30.31
Spring Garden Rye	33.54	27.08	34.14
Belle of Nelson (Bourbon)	21.30	17.29	21.90
Mellwood (Bourbon)	28.95	23.41	29.55
Green River (Bourbon)	32.77	26.47	33.37
Brigadier	....	13.00	....
Bottled in Bond Whiskies			
Brand	Quarts		Pints
Old Taylor (Bourbon)	58.20	....	59.20
Old Grand Dad (Bourbon)	58.20	....	59.20
Willow Springs (Bourbon)	....	....	59.20
Spring Garden (Rye)	62.20	....	62.20
Mount Vernon (Rye)	62.20	....	62.20

The prices of all bottled in bond whiskies shall increase at the rate of two per cent (2%) per month, beginning February 15, 1934.

American Type Canadian Whiskey Bottled in Bond in Canada

Brands	5's	Pints
William Penn	$35.25	$43.70

Straight Whiskies Bottled out of Bond at Distillery

Brands	5's	Pints
Crab Orchard Bourbon, 93-proof	16.33	21.75
Overholt Rye, 100-proof	42.02	52.74
Rewco Rye, 93-proof	23.00	29.00
Old Prentice, 93-proof	13.00	....

NOTE: See provisions of paragraph 4 of supplement agreement dated February 24, 1934 as to price adjustment with respect to increased or additional or other Federal, state or municipal or Canadian taxes, duties or excises.

COMMONWEALTH OF PENNSYLVANIA
and
LARGE DISTILLING COMPANY
SUPPLEMENTAL AGREEMENT
Dated, March 15, 1934.

Supplemental Agreement, made this 15th day of March, 1934, between the Commonwealth of Pennsylvania (hereinafter sometimes referred to as the "Commonwealth") acting by and through the Pennsylvania Liquor Control Board, and Large Distilling Company, a corporation organized and existing under the laws of the Commonwealth (hereinafter sometimes called the "Company"), witnesseth:

Whereas, the parties hereto entered into an agreement under date of January 3, 1934 which was subsequently amended, modified and supplemented by a certain agreement dated March, 1934 (the aforesaid two agreements being hereinafter collectively referred to as "the agreement between the parties"), and the parties desire to amend, modify and supplement the agreement between the parties as, to the extent, and upon the terms and conditions hereinafter provided;

Now, Therefore, in consideration of the foregoing and of the mutual promises and obligations hereinafter contained, the parties hereto hereby agree as follows:

1. The Company hereby agrees that the Commonwealth shall not be obligated to specify to the Company for, or accept delivery from the Company of, any whiskeys during the months of April and May, 1934, excepting such quantities, if any, as the Commonwealth may have ordered prior to the date of this agreement, and the failure of the Commonwealth to specify for, or accept delivery of, all or any part of the monthly quotas provided in the agreement between the parties for the said months of April and May, 1934 shall not constitute a default by the Commonwealth under the agreement between the parties.

2. The parties agree that the total quantity of whiskeys which the Commonwealth is obligated to purchase from the Company under the agreement between the parties shall not be decreased to any extent by this agreement; and the Commonwealth agrees that its respective monthly quotas under the agreement between the parties for each month of the year 1934, commencing with the month of June, shall be increased by such approximately equal quantities as may be necessary in order that the total quantity of whiskeys which the Commonwealth is obligated to purchase under the agreement between the parties shall have been specified for, delivered and accepted on or before December 14, 1934.

3. The Commonwealth shall have the privilege, but shall not be obligated, to specify to the Company for delivery, under the terms, conditions and provisions of the agreement between the parties, of such part of the monthly quotas for the months of April or May, 1934 as the Commonwealth may see fit, and any quantities delivered to and accepted by the Commonwealth during said months shall be credited against the respective monthly quotas

and the total quantity of whiskeys which the Commonwealth is obligated to purchase from the Company under the agreement between the parties.

4. The agreement between the parties is hereby ratified and confirmed in all respects except as amended, modified and supplemented by this agreement.

In Witness Whereof, the Commonwealth has caused this agreement to be executed by the Pennsylvania Liquor Control Board, pursuant to authority granted to it, and the Company has caused this agreement to be executed by its duly authorized officers, the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA,
By PENNSYLVANIA LIQUOR CONTROL BOARD.
By
LARGE DISTILLING COMPANY.
By /s/ SETON PORTER,
President.

Attest:
/s/ THOS. A. CLARK,
Secretary.

BILLS INTRODUCED AND REFERRED

The SPEAKER. If there are no objections the Chair will refer bills at this time. The Chair hears none.

By Mr. CARSON. HOUSE BILL No. 425

An Act making an appropriation to the Charleroi-Monessen Hospital at Charleroi, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZAPPALA. HOUSE BILL No. 426

An Act to amend section four hundred and eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled, "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State; except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," by permitting the sale of liquor in clubs on all days and during all hours.

Referred to the Committee on Law and Order.

By Mr. ZAPPALA. HOUSE BILL No. 427.

An Act to further amend section twenty-three of the act approved the third day of May, one thousand nine hundred and thirty-three (P. L. 252), entitled, "An act to regulate and restrain the traffic in malt, brewed, and vinous and fruit juice beverages, as herein defined; providing for the licensing of the sale and distribution of such beverages; imposing license fees, and providing for collection and distribution thereof, restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such beverages may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon county treasurers, the Department of Revenue, quarter sessions courts, district attorneys, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by permitting the sale of malt liquors in clubs on Sunday and election days.

Referred to the Committee on Law and Order.

By Mr. CAPUTO. HOUSE BILL No. 428

An Act to amend section six of the act, approved the eleventh day of June, one thousand nine hundred and thirty-one (P. L. 497), entitled, "An act regulating and licensing the sale, transfer, and possession of certain firearms; prescribing penalties, procedure, and rules of evidence; conferring powers and imposing duties on courts of quarter sessions, sheriffs, and heads of police departments; and to make uniform the law with reference thereto," exempting justices of the peace from the necessity of securing permits.

Referred to the Committee on Judiciary General.

By Mr. CAPUTO. HOUSE BILL No. 429.

An Act to authorize boroughs to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment, and providing for the revival and connection of such judgments.

Referred to the Committee on Boroughs and Townships.

By Mr. SCANLON. HOUSE BILL No. 432.

An Act giving to former owners of homesteads sold at sheriffs' sale the right to lease such homesteads for a period of two years from the date of any such sale, and also during said two year period the right to redeem such homestead from any such sale; and providing the procedure in such cases.

Referred to the Committee on Judiciary General.

By Mr. BLUMBERG. HOUSE BILL No. 433.

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania, with interest, which monies, including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

Referred to the Committee on Appropriations.

By Mr. GREEN. HOUSE BILL No. 434.

An Act validating adoptions in courts of record of the Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. GREEN. HOUSE BILL No. 435.

An Act to amend section one as amended, and section four, of the act, approved the fourth day of April, one thousand nine hundred and twenty-five (P. L. 127), entitled, "An act relating to adoption," authorizing adoptions by adult citizens of the United States, and providing for appeals in adoption cases.

Referred to the Committee on Judiciary General.

By Mr. CARSON. (By request.) HOUSE BILL No. 436.

An Act providing for the reimbursement by the State of counties for costs and the maintenance of prisoners imposed as the result of prosecutions under the Vehicle Code and liquor laws; providing for the audit of the accounts of counties by the Auditor General and for the collection of amounts due from counties, and for appeals by counties to the Board of Finance and Revenue, and imposing powers and duties on the Auditor General and the Department of Revenue and certain duties upon counties; repealing inconsistent acts and making an appropriation.

Referred to the Committee on Counties.

By Mr. MERRILL. HOUSE BILL No. 437.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled, "An act establishing certain township roads as State Highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an aditional route in the County of Susquehanna.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 438.

An Act to amend Route 60009 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act."

Referred to the Committee on Highways.

By Mr. BROWNFIELD. HOUSE BILL No. 439.

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class, and repealing existing acts relating thereto," by changing such compensation.

Referred to the Committee on Counties.

By Mr. BROWNFIELD. HOUSE BILL No. 440.

An Act to reenact section three hundred and five of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," fixing the compensation of elected county tax assessors in cities of the third class, boroughs, towns and townships of the second class; and repealing inconsistent legislation.

Referred to the Committee on Counties.

By Mr. JOHN A. SMITH. HOUSE BILL No. 441.

An Act to amend sections one, two, three, four and five of the act approved the second day of March, one thousand nine hundred and thirty-three (P. L. 6), entitled "An act to enable persons, associations, partnerships and corporations engaged in farming, and raising, breeding, fattening and marketing livestock, to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on livestock, farm machinery, farm equipment, and crops; and designating the operation and effect of the lien of such mortgages," extending the provisions of said act generally to persons, associations, partnerships and corporations; providing for bonds with confessions of judgments; changing fees and agencies from whom borrowings may be made; regulating the assignment and release of such mortgages and generally revising and supplementing the provisions thereof.

Referred to the Committee on Agriculture.

By Mr. JOHN A. SMITH. HOUSE BILL No. 442.

An Act to permit certain cooperative associations to give chattel mortgages on rotating stocks of goods or inventories, to secure loans from banks for cooperatives organized under the Farm Credit Act of 1933, or from Federal intermediate credit banks organized under the Agriculture Credits Act of 1923.

Referred to the Committee on Agriculture.

By Miss BRANCATO. HOUSE BILL No. 443.

An Act relating to and providing for the establishment by the Department of Labor and Industry of minimum fair wage standards for women and minors employed in trades and industries in this Comonwealth; providing for the creation of wage boards to recommend to the Department of Labor and Industry after study and investigation, minimum fair wages for women and minors in any ocupation; conferring powers and duties upon the Department of Labor and Industry and the wage boards; imposing certain duties and requirements upon employers of women and minors; providing for the enforcement of the act, and providing civil and criminal penalties.

Referred to the Committee on Labor.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 444.

An Act to provide for the compensation of all constables in this Commonwealth, counties to pay such salaries; and requiring constables to pay all costs and fees received and collected into the county treasury.

Referred to the Committee on Judiciary General.

By Mr. SCHROPE. HOUSE BILL No. 445.

An Act supplementing the act, approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Comonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benfits and rights from taxation and judicial process; and providing penalties," by providing additional credit for service and prior service for State employes who were formerly employed as teachers, principals or superintendents in the public school system of the Commonwealth.

Referred to the Committee on State Goernment.

By Mr. O'KEEFE. HOUSE BILL No. 446.

A Supplement to the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled, "An act for the government of cities of the second class," creating the position of solicitor for the Department of City Controller.

Referred to the Committee on Cities.

By Mr. MERRELL. HOUSE BILL No. 447.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled, "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by establishing a certain State highway in the Borough of Hallstead, Susquehanna County.

Referred to the Committee on Highways.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 448.

An Act to provide for the compensation by salary of justices of the peace and aldermen, counties to pay such salaries; requiring such officers to pay all costs, fees and fines received and collected into the county treasury; and requiring counties to furnish to such officers court rooms, dockets, supplies, furniture, equipment and law books.

Referred to the Committee on Judiciary General.

By Mr. CANNON. HOUSE BILL No. 449.

An Act imposing an additional excise license tax on each store, gas station, vehicle, horse or motor drawn, and mercantile establishment in excess of one, operated or maintained within this Commonwealth, under the same management, supervision or ownership.

Referred to the Committee on Ways and Means.

By Mr. SIMON. HOUSE BILL No. 450.

An Act to amend section two of the act, approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (P. L. 408), entitled, "A supplement to the twenty-fourth section of an act, entitled, 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premium paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," as amended; providing for payments to relief fund associations of fire departments and fire companies of cities, boroughs and townships which afford fire protection to near or adjacent boroughs and townships.

Referred to the Committee on Insurance.

By Mr. JONES. HOUSE BILL No. 451.

An Act making an appropriation to the Wilkes-Barre General Hospital, Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 452.

An Act to amend part of section one of the act, approved the tenth day of May, one thousand nine hundred and twenty-one (P. L. 455), entitled "An act to fix the number of Representatives in the General Assembly of the State, and to apportion the State into representative districts as provided by the Constitution," by changing such districts in Lancaster County.

Referred to the Committee on Legislative Apportionment.

By Mr. McKINNEY. HOUSE BILL No. 453.

An Act to amend Route 60027 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled, "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act."

Referred to the Committee on Highways.

By Messrs .SCHROCK and WESTRICK. HOUSE BILL No. 454.

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities, townships and boroughs for payment to firemen's relief pension and retirement funds.

Referred to the Committee on Insurance.

By Mr. McKINNEY. HOUSE BILL No. 455.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled, "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. MERRELL. HOUSE BILL No. 456.

An Act to amend route 57003 of section fifty-eight of the act approved the twenty-second day of July, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures. located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing said route in Susquehanna County.

Referred to the Committee on Highways.

By Mr. ZAPPALA. HOUSE BILL No. 457.

An Act making an appropriation to the Belvedere General Hospital, 541 Paulson Avenue, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 458.

An Act providing for the fixing by the tax levying body of counties of the first class of the salaries and number of all persons paid out of the county treasury, except those whose salaries are fixed by law, and repealing existing laws.

Referred to the Committee on Cities.

By Mr. ZAPPALA. HOUSE BILL No. 459.

An Act making an appropriation to the Pittsburgh Hospital Association, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZAPPALA. HOUSE BILL No. 460.

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 20. (HOUSE BILL No. 430.)

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

Referred to the Committee on Counties.

SENATE BILL No. 37. (HOUSE BILL No. 431.)

A Joint Resolution creating an Unemployment Insurance Investigation Commission defining the powers and duties of said Commission and making an appropriation.

Referred to the Committee on State Government.

RESOLUTION NO. 40

INVESTIGATION OF LIQUOR CONTROL BOARD

Mr. RUTH asked and obtained unanimous consent to offer the following resolution:

In the House of Representatives, January 30, 1935.

Whereas, The General Assembly, with the advent of the Repeal of the Eighteenth Amendment, created a system of State liquor stores for the sale of liquors and wines in packages; and

Whereas, The net revenues from sales through these State stores have fallen away below the estimates, and as the result appropriations made by the General Assembly which were based on these estimates cannot be paid; and

Whereas, The Liquor Control Board entered into certain secret contracts with distillers, the contents of which were not made known to the public, but which became known when the files of the same became available when the present administration took office; and

Whereas, It is believed that the present high price of liquors in this Commonwealth is due in part to these secret contracts and is also responsible for the fall down in profits from the State store system; and

Whereas, The report of the Pennsylvania Liquor Control Board as of the end of the year one thousand nine hundred and thirty-four, shows an enormous inventory, an appreciable part of which apparently consists of brands of liquor which are not saleable, resulting in the State store system having a large frozen inventory; therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of five members of the House of Representatives whose duty it shall be to make a rigid audit, inventory and investigation of the operation of the liquor store system, dating back to its inception and to investigate such other facts and circumstances surrounding the operation of the liquor store system as it deems necessary for the information of the House of Representatives;

Resolved, That said committee shall make a report to the House of Representatives of this Session as early as possible; and

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

Mr. RUTH. Mr. Speaker, I ask unanimous consent for the immediate consideration of the resolution.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections? The Chair hears none and consent is granted.

On the question,

Will the House adopt the resolution?

Mr. RUTH. Mr. Speaker, I desire to offer amendments to the resolution.

The amendments were read by the clerk as follows:

Amend paragraph three, by inserting after the word "Whereas" and before the word "the" the words, "it is alledged."

Amend paragraph six, line two, by striking out the word "five" and inserting in lieu thereof the word "seven."

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House adopt the resolution as amended?

It was adopted.

ADJOURNMENT

Mr. VAN SICKLE. Mr. Speaker, I move that this House do now adjourn until Monday evening, February 4, 1935, at 9.00 o'clock.

The motion was agreed to, and (at 11.55 o'clock A. M.) the House adjourned until Monday, February 4, 1935, at 9.00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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SENATE

MONDAY, February 4, 1935

The Senate met at 9 o'clock, P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

In Thy word, O Lord, we read that he who ruleth his own spirit is greater than he who taketh a city. That these legislators may wisely enact laws to regulate the lives of others, may Thy law be enthroned in the citadel of their own hearts. Thus only can they comprehend what is right, just and for the best interests of those who have placed in their hands the authority to set bounds and prescribe duties.

Cause Thy spirit to enlighten the minds of these lawmakers so they shall do Thy will without fear or prejudice.

Bless all who are in authority. May our nation be lifted out of depression and the hearts of our people filled with joy. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BAUMER, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

PETITIONS

FAVORING THE AMENDMENT OF THE ALCOHOLIC LIQUOR LAW

The Chair laid before the Senate petition of citizens of Warren praying for revision and amendment of the laws pertaining to the sale of alcoholic liquors.

He also laid before the Senate petition from citizens and organizations of Johnstown praying for revision and amendment of the laws pertaining to the sale of alcoholic liquors.

Which were referred to the Committee on Law and Order.

QUESTION OF PERSONAL PRIVILEGE

Mr. McCLURE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Delaware, Mr. McClure, will state his question of personal privilege.

Mr. McCLURE. Mr. President, I was greatly surprised this morning to read an account in the paper stating that the Senator from Cumberland, Mr. Prince, intended to introduce a resolution asking for my resignation. He was kind enough to send me a telegram, thinking that I would be too embarrassed to appear on the floor. If he had this thought, he was mistaken. If he had the thought that my resignation would immediately follow the presentation of his resolution, he knows now that he was again mistaken.

I have been in the public eye of Pennsylvania for more than twenty-five years. I have been a member of this Senate for six years. During all that time I have worked for the best interests of my county, and, while here, for the best interests of the people of Pennsylvania. It is true that charges were preferred against me in the Federal Court two years ago. I took part in the trial, which lasted over a period of two months. There were many irregularities in that trial, in the opinion of my lawyers; and when the trial was about to come to an end they had discovered over one thousand errors, which they set forth in an appeal to the higher court. It was the thought at that time that the case would be reversed in the higher court; that we would be granted a new trial.

At that time the Prohibition Amendment was repealed, and we were denied, by the Supreme Court, the right to any trial whatsoever. Thus, we did not have our day in court, where our defense could be put forward. Previously, in the trial itself, we were advised not to present a defense, because of the alleged errors; and I was in the hands of my counsel at that time.

I rather welcome, tonight, any resolution which the Senator from Cumberland, Mr. Prince, will introduce here, or any resolution that any other Senator will introduce here, because I will hope to have an opportunity to appear before any committee of this body to which it is referred, where I am sure I can clear myself. I can look every Senator in the face tonight and say I was innocent of every charge that was preferred against me in the Federal Court.

This body has always been known for its fairness. I have had pleasant associations with the men in the Senate. I value their friendship, and it is almost a tradition that the Senate of Pennsylvania is a fair body in every respect.

This is my answer, tonight, to the Senator from Cumberland, Mr. Prince, and I rest my case in the hands

of this body, hoping that I will be given a chance to be heard after any charges have been preferred against me by anybody who is a member of the Senate.

QUESTION OF PERSONAL PRIVILEGE

Mr. PRINCE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Cumberland, Mr. Prince, will state his question of personal privilege.

Mr. PRINCE. Mr. President, I am genuinely sorry that the desideratum sought through this Resolution could not have been less noisily achieved by the voluntary withdrawal of the Senator whose resignation is now formally requested. The Senate is the judge of its own members, but the Senate may not expel a member except for causes specified in the Constitution. Legal opinion inclines to the view that the repeal of the Eighteenth Amendment with the resultant annulment of its supporting statutes under which the Delaware County prosecutions were brought automatically releases the defendants from the penal consequences of their conviction. This is a pure technicality and of course does not alter the essential character of the offenses nor effect the moral rehabilitation of the offenders. Technically the Senator from Delaware may be entitled to sit in this Chamber; morally he is not. Technically the Senate may be under no obligation to take notice of the fact that he does sit here; morally it is.

It is not so much that the Senator has violated a law of the land; other men have done that without moral obliquity and even with moral justification. The philanthropic men and women and women who operated the underground railroad to defeat the inhuman purposes of the Fugitive Slave Law felt no compunctions of conscience and incurred no approbrium from the civilized world for stealing the mantle of freedom to cloak the victims of oppression. But the Delaware County conspiracies were without extenuating fact or circumstance, characterized by shameless collusion and alliance with the most disreputable elements of society, and motivated by the lust of gain. The Senator was convicted and throughout his trial he made no defense.

Republican and Democratic members alike may feel reluctant to participate in what is substantially a vote of ostracism against a colleague with whom their personal relations have been friendly. But they cannot be blind to the fact that he has shown but little consideration for them. The Senator must know that his presence in this body is a detriment to his district, his State, his party, and to the Senate. He has had ample opportunity to relieve all four of their embarrassment. The press shrieked the sordid story of the Delaware County conspiracies in every newspaper front-page from ocean to ocean, which could not fail to reflect injuriously upon the Senate. But he did not resign. Two special sessions of the General Assembly have convened since he was publicly disgraced.

He did not attend, but he did not resign. And now in the first regular session following his conviction he resumes his former dignity as chairman of the Committee on Finance to the scandal of the Senate and the consternation of the Commonwealth. It is a dangerous and demoralizing condition which would allow the inference that moral delinquencies punishable in some form in business, professional, or social relationships, are ignored and even rewarded in politics.

Some may appraise this Resolution only from a partisan point of view and object that since the Republican majority now is only six, if the Senator from Delaware resigns it may be reduced to five. The answer to that is that whether the Senate is Republican or Democratic is a matter of secondary importance. The really important thing is that it shall be clean. If the Republican Party does not divorce itself from evil associations and purge its own household it will be only a question of time, and a very short time at that, until there will be no Republican Senators at all. When timorous political leaders came to Theodore Roosevelt and said they were glad he was putting a stop to corruption but they hoped he would avoid a disturbance that might hurt the party, he told them that he would have to act with the utmost rigor against offenders no matter what the effect on the party, but that he did not believe it would hurt the party. It did not hurt the party, but placed it in a position of strength and public confidence which it had not held since Abraham Lincoln's day, which it lost with the passing of Theodore Roosevelt and has never regained.

Those who seek political office must accept the full responsibility which political office brings. If constitutional limitations or legal technicalities prevent the Senate from expelling a member of demonstrated moral unfitness, we at least owe it to the parties which elected us—Republican or Democratic, to the Commonwealth in whose name we legislate, and to the Senate whose insignia we wear to refute the charges of indifference to wrong doing which our tacit acquiescence in a compromising situation would inevitably justify if not establish.

Mr. PRESIDENT. I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. The resolution will be read for the information of the Senate.

The resolution was read as follows:

In the Senate, February 4, 1935.

Whereas, John J. McClure, Senator from Delaware County, having been convicted in a Federal Court of serious misdemeanors; and

Whereas, legal technicalities, investing the final judicial disposition of his case at law, render his expulsion from this body a proceeding of doubtful constitutionality; and

Whereas, the said John J. McClure by continuing to function in his present office is subjecting the Senate to criticism and judgment prejudicial to its usefulness and honor; be it therefore

Resolved, that the said John J. McClure be and hereby is requested to relieve his colleagues of further embarrassment arising from this cause by the immediate exercise of his constitutional right and privilege to resign from the Senate of Pennsylvania.

The PRESIDENT. Is there objection?

Mr. ARON. Mr. President, I object.

Mr. CLARK. Mr. President, I object.

Mr. BOYD. Mr. President, I object.

The PRESIDENT. The Chair hears objection. The resolution will be returned to the Senator from Cumberland, Mr. Prince, until we reach resolutions in the regular order.

HOUSE MESSAGE

HOUSE CONCURS IN AMENDMENTS TO HOUSE RESOLUTION

The Clerk of the House of Representatives being introduced, presents communication from the House of Representatives informing the Senate that the House had concurred in the amendments made by the Senate to Hous

resolution relative to the celebration of President Roosevelt's birthday.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 153, entitled:

An Act to further amend section five hundred and thirty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

Which was committed to the Committee on Insurance.

Mr. BATCHELOR read in his place and presented to the Chair, Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor; defining the powers of such political subdivisions; and providing for the audit of accounts.

Which was committed to the Committee on State Government.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 155, entitled:

An Act making an appropriation to the Moore Institute of Art, Science, and Industry, Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. MALLERY read in his place and presented to the Chair, Senate Bill No. 156, entitled:

An Act making an appropriation to the Department of Military Affairs for the purchase of land and the construction and equipment of an armory and headquarters for Troop C, One Hundred and Fourth Pennsylvania Cavalry.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 157, entitled:

An Act requiring members of the Pennsylvania National Guard to report for duty and drill or parade on Armistice Day; and providing for their compensation.

Which was committed to the Committee on Military Affairs.

Also read in his place and presented to the Chair, Senate Bill No. 158, entitled:

An Act to further amend section two of the act, approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities, fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," by reducing the interest chargeable, and permitting the collection of a service charge.

Which was committed to the Committee on Finance.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 159, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations, for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Tioga.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 160, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing additional route in the County of Tioga.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 161, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled, "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Tioga.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No 162, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the

maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Tioga.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 163, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Tioga.

Which was committed to the Committee on Highways.

Mr. ARON read in his place and presented to the Chair, Senate Bill No. 164, entitled:

An Act providing for cities of the first class to condemn, enter upon, take, appropriate, occupy, and use street railway transmit facilities and properties used and useful in connection with the transportation of passengers by street, underground, or elevated railway, motor bus, taxicabs, or trackless trolley, principally within such cities, and the franchises and leases for operating the same; providing for the procedure therefor by a referendum of the qualified electors of cities of the first class, in order to obtain a declaration of intention to condemn; for the determination by the Public Service Commission, subject to appeal, and subject to the right of trial by jury, of the amount of compensation to be paid for the properties, facilities, and franchises so taken; providing for the obtaining of the assent of the electors thereto and for the deduction from the indebtedness of such cities, in calculating their borrowing power, of such sum as may be required to be borrowed for said purposes; and empowering such cities to operate, maintain, use, lease, license, or contract for the operation of the facilities and property so acquired.

Which was committed to the Committee on Municipal Government.

Mr. GRAEFF read in his place and presented to the Chair, Senate Bill No. 165, entitled:

An Act to amend section three hundred and ten of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals, and amending, revising, consolidating, and changing the law relating thereto," as amended, by providing for the revocation and denial of hunting licenses for certain acts.

Which was committed to the Committee on Game and Fisheries.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 166, entitled:

An Act to amend section nine hundred and six of the act approved the ninth day of April, one thousand nine hundred and twenty-nine, (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof, and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by providing that the Governor, with the advice and consent of the Senate, shall appoint the deputy attorneys general empowered to render opinions.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair, Senate Bill No. 167, entitled:

An Act to amend section two thousand two hundred and four of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commisssions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments. boards and commissions shall be determined" providing that the Department of Labor and Industry shall not compile and submit to the Department of Property and Supplies such data and statistics as are required to be furnished that department by the Department of Internal Affairs.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 168, entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building, and defining the duties of the said commission.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair, Senate Bill No. 169, entitled:

An Act invoking the police power of this Commonwealth, and authorizing courts of common pleas to stay writs of eviction, distress and other writs of possession under certain circumstances, and providing procedure therefor for the period of not exceeding fourteen months from the enactment of this act.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 170, entitled:

A Joint Resolution proposing an amendment to section one, article nine of the Constitution of the Commonwealth of Pennsylvania.

Which was committed to the Committee on Constitutional Changes.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 171, entitled:

An Act making an appropriation for the support of the American Legislators' Association.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 172, entitled:

An Act directing the Director of the Legislative Reference Bureau to appoint a Legislative Budget clerk to be present in the office of the Budget Secretary during the preparation of the biennial budgets, in order to gather information, facts and statistics for the use of the General Assembly, its committees and members; and making an appropriation.

Which was committed to the Committee on State Government.

Mr. CLARK read in his place and presented to the Chair, Senate Bill No. 173, entitled:

An Act making an appropriation to the Downingtown Industrial and Agricultural School, Downingtown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HARVEY read in his place and presented to the Chair, Senate Bill No. 174, entitled:

An Act making an appropriation to the Wilkes-Barre General Hospital, Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. GELDER read in his place and presented to the Chair, Senate Bill No. 175, entitled:

An Act to amend section sixty-nine of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," providing for the taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 176, entitled:

An Act to amend section one of the act approved the first day of June, one thousand nine hundred and thirty-three, (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," providing for the taking over of bridges and viaducts on State highways taken over by said act.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 177, entitled:

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three, (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair and maintenance as such," providing for the taking over of such turnpikes as State highways in boroughs, and also bridges and viaducts on such turnpikes heretofore or hereafter taken over.

Which was committed to the Committee on Highways.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 178, entitled:

An Act to fix the number of Senators in the General Assembly of the Commonwealth to apportion the State into Senatorial districts as provided by the Constitution, and to regulate the election of and the terms of office of the present and future elected Senators.

Which was committed to the Committee on Legislative Apportionment.

Mr. PRINCE read in his place and presented to the Chair, Senate Bill 179, entitled:

An Act to amend clause (A), section two of an act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 388), entitled "An act relating to the jurisdiction, powers, and procedure of the orphans' court and the court of common pleas as to sales, mortgages, conveyances on ground-rent, leases, extinguishment of ground rents, partition, exchange, squaring and adjusting of lines between adjoining owners, consolidation and combination of mining lands and the leasing thereof, the joining by owners of undivided interests in making and taking conveyances in order to change the route or location of any right of way or passage over adjoining or other lands, and the subdivision of premises so as to command the highest price or greatest rents, and, for such purpose, the laying out or dedication of roads, streets, and alleys, or the vacation of such as have not yet been accepted by the public authorities, where the court shall be of opinion that such decree will be to the interest and advantage of all those interested; and where the legal title is held by minors, lunatics, habitual drunkards, or weak-minded persons, a married person whose spouse is a lunatic, or has abandoned him or her for one year or has been absent and unheard of for seven years; by corporations having no capacity to convey or by any unincorporated association, by any religious, beneficial, or charitable society or association, incorporated or unincorporated, and the title is subject to forfeiture if real estate is held in excess of the amount prescribed by its charter or by law; by a corporation, or individual, or individuals, and is subject to a trust of any description whatever; by any person as to whom a presumption of death may have arisen, or any interest wherein is held by any person under legal disability to dispose thereof; where the legal title is an estate tail or is subject to the lien of debts of a decedent not of record, contingent remainders, executory devises, or remainders to a class, some or all of whom may not be in being or ascertained; where estates shall have been devised or granted for special or limited purposes, where there is a power of sale but the time may not have arrived for its exercise, any preliminary act may not have been done to bring it into exercise, the time limited for its exercise may have expired, or any one or more persons required to consent or join in its exercise may be non compos mentis, have removed out of the State, have died, refused to act, unreasonably withhold consent, or be absent and unheard of; where there has been or shall be a defective appointment in any deed or will, and the necessary powers is not given to the executor, devisee, or appointee to make sale and conveyance; where a trust has been created, and no power conferred on the trustee to do any of the acts which the court is hereby empowered to authorize or confirm; and to the effects of such decrees," as amended by an act, approved the second day of May, one thousand nine hundred and nineteen (P. L. 111), extending the provisions of said act to cases

where real estate is held by the surviving tenant of an estate by entireties, whose spouse has been absent and unheard from for seven years under those circumstances from which the law would presume his or her decease.

Which was committed to the Committee on Judiciary General.

Mr. CAVALCANTE read in his place and presented to the Chair, Senate Bill No. 180, entitled:

An Act making it unlawful for any water company to discontinue the supply of water for fire protection purposes; providing for the collection of water rates from cities, boroughs, towns and townships; prescribing penalties, and providing for enforcement by the Public Service Commission.

Which was committed to the Committee on Municipal Government.

Mr. HUNSICKER read in his place and presented to the Chair, Senate Bill No. 181, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill 182, entitled:

An Act making an appropriation to the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 183, entitled:

An Act making an appropriation to the Shirtridge Clinic, the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. THOMPSON (Centre) read in his place and presented to the Chair, Senate Bill 184, entitled:

An Act making an appropriation to the Department of Property and Supplies for moneys due in connection with a low pressure steam line at the State Sanitorium at Cresson.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 185, entitled:

An Act to amend section eleven of the act approved the sixth day of May, one thousand nine hundred and twenty-seven (P. L. 820), entitled "An act regulating the practice of the profession of engineering in all of its branches, including surveying; providing for the registration of certain persons practicing or offering to practice said profession; conferring certain powers and imposing certain duties upon the State registration board for professional engineers, upon the court of common pleas of Dauphin County; and providing penalties," by removing the penalty for failure to renew certificates.

Which was committed to the Committee on State Government.

Mr. McCREESH read in his place and presented to the Chair, Senate Bill 186, entitled:

An Act making an appropriation to the Friends' Home for Children, of the city of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 187, entitled:

An Act making an appropriation to the Board of Trustees of the Philadelphia Commercial Museum, Exhibition and Convention Halls, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 188, entitled:

An Act to protect the owners of mortgaged property during the present emergency by compelling mortgagees to return the difference in cash or credit in the manner of rent or occupancy represented between the fair value of the property under foreclosure and the amount of the mortgage plus the costs.

Which was committed to the Committee on Judiciary Special.

Mr. RANKIN read in his place and presented to the Chair, Senate Bill No. 189, entitled:

An Act to authorize the purchase of historical works, relative to the services of Pennsylvania volunteers; and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 190, entitled:

An Act to amend sections one and two of the act approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," as amended, declaring Flag Day, the fourteenth day of June, a legal holiday.

Which was committed to the Committee on Judiciary General.

Mr. CAVALCANTE read in his place and presented to the Chair, Senate Bill No. 191, entitled:

An Act making an appropriation to the Uniontown Hospital, Uniontown, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 192, entitled:

An Act exempting the net amount not exceeding five thousand dollars payable under life insurance policies from the claims of creditors of the insured or beneficiary.

Which was committed to the Committee on Insurance.

USE OF SENATE CHAMBER BY COMMITTEE ON CONSTITUTIONAL CHANGES

Mr. OWLETT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 4, 1935.

Resolved, That the use of the Senate Chamber be granted to the Senate Committee on Constitutional Changes, Wednesday morning, February 6, at ten o'clock, for the purpose of a public hearing.

EMPLOYEE OF THE SENATE

Mr. BUCKMAN offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 4, 1935.

Resolved, That the following person be elected an employee of the Senate, as is provided for by Act of Assembly:

NIGHT WATCHMAN

Joseph Salisbury, 1235 E Susquehanna Avenue, Philadelphia, vice Charles Murphy, deceased.

RESOLUTION RELATIVE TO RESIGNATION OF HONORABLE JOHN J. McCLURE

Mr. PRINCE offered the following resolution, which was twice read:

In the Senate February 4, 1935.

Whereas, John J McClure, Senator from Delaware County, having been convicted in a Federal Court of serious misdemeanors; and

Whereas, Legal technicalities, investing the final judicial disposition of his case at law, render his expulsion from this body a proceeding of doubtful constitutionality; and

Whereas, The said John J. McClure by continuing to function in his present office is subjecting the Senate to criticism and judgment prejudicial to its usefulness and honor; be it therefore

Resolved, That the said John J. McClure be and hereby is requested to relieve his colleagues of further embarrassment arising from this cause by the immediate exercise of his constitutional right and privilege to resign from the Senate of Pennsylvania.

Mr. PRINCE. Mr. President, I ask unanimous consent that Rule 39, which requires concurrent resolutions to be referred to an appropriate committee, be suspended, and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. ARON. Mr. President, I object.

The PRESIDENT. The Chair hears objection. Under the rules the resolution will have to go to committee, and it is referred to the committee on Judiciary Special.

Mr. PRINCE. Mr. President, I ask for the suspension of Rule 39.

Mr. BUCKMAN. Mr. President, I rise to a point of order.

The PRESIDENT. The Senator from Bucks, Mr. Buckman, will state his point of order.

Mr. BUCKMAN. Mr. President, my point of order is that the request, or motion, of the Senator from Cumberland, Mr. Prince, is out of order, for the reason that the resolution has already been referred to committee, as provided by the rules of the Senate.

The PRESIDENT. The point or order of the Senator from Bucks, Mr. Buckman, in the opinion of the Chair, is well taken.

BILLS ON SECOND READING

Agreebly to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 19, as follows:

An Act to amend sections two four five eight eleven twelve section fourteen as amended sections twenty-one and twenty-two and to repeal section three as amended sections thirteen sixteen and nineteen of the act approved the thirteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors by forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring empolyment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in the relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" by prohibiting employment of minors between fourteen and sixteen years of age except in certain types of work which will not interfere with school attendance further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work and the hours of labor further regulating employment certificates and requiring minors under eighteen to procure such certificates and imposing on school districts the duty to issue such certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two four five eight eleven twelve twenty-one and twenty-two of the act approved the thirteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors by forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring

certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" are hereby amended to read as follows

Section 2 No minor under [fourteen] sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation except that a minor between the ages of fourteen and sixteen years may be employed as hereinafter provided in such work as will not interfere with school attendance

Section 4 No minor under [sixteen] eighteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation for more than six consecutive days in any one week or more than [fifty-one] forty-four hours in any one week or more than [nine] eight hours in any one day [or]

No minor under sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation before [six] seven o'clock in the morning or after [eight] seven o'clock in the evening of any day Provided That male minors over the age of fourteen may be employed in the distribution sale exposing or offering for sale of any newspaper magazine periodical or other publication for not more than fifty-one hours in any one week or more than eight hours in any one day and after six o'clock in the morning and before eight o'clock in the evening In computing the maximum number of hours per day or per week permitted under this act the hours spent in school by said minors shall be considered as part of the working day or working week

No minor under eighteen years of age shall be employed or permitted to work for more than five hours continuously in about or in connection with any establishment without an interval of at least thirty minutes for a lunch period and no period of less than thirty minutes shall be deemed to interrupt a continuous period of work

Section 5 No minor under sixteen years of age shall be employed or permitted to work in [operating or assisting in operating any of the following machines which for the purposes of this act are considered dangerous Paper-lace machines job or cylinder printing-presses operated by power other than foot-power stamping machines used in sheet metal and tinware or in paper or leather manufacturing or in washer and nut factories metal or paper cutting machines corrugating-rolls such as are used in making corrugated paper or in roofing or washboard factories dough-brakes or cracker machinery of any description wire or iron straightening or drawing machinery rolling-mill machinery power punches or shears washing or grinding or mixing machinery calender-rolls in paper and rubber manufacturing or other heavy rolls driven by power laundering machinery upon or in connection with any dangerous electrical machinery or appliances Nor shall any minor under sixteen years of age be employed or permitted to work in any capacity in adjusting or assisting in adjusting any belt to any machinery or in proximity to any hazardous or unguarded belts machinery or gearing while the same is in motion] about or in connection with any manufacturing or mechanical occupation or process nor on scaffolding nor in heavy work in the building trades nor in stripping or assorting [or manufacturing] tobacco nor in any tunnel [nor in a public bowling-alley nor in a pool or billiard-room nor in the manufacture of paints colors or white-lead nor in any capacity in preparing compositions in which dangerous leads or acids are used nor in the manufacture or use of dangerous or poisonous dyes] nor upon any railroad steam electric or otherwise nor upon any boat engaged in the transportation of passengers or merchandise nor in operating motor-vehicles of any description nor in any anthracite or bituminous coal-mine or in any other mine [nor about blast-furnaces nor in or about any distillery brewery or any establishment where alcoholic liquors are manufactured or bottled]

No minor under eighteen years of age shall be employed or permitted to work in the operation or management of hoisting machines in oiling or cleaning machinery in motion in the operation or use of any polishing or buffing-wheel at switch-tending at gate-tending at track-repairing as a brakeman fireman engineer or motorman or conductor upon a railroad or railway as a pilot fireman or engineer upon any boat or vessel in the manufacture of paints colors or white lead in any capacity in preparing compositions in which dangerous leads or acids are used in the manufacture or use of dangerous or poisonous dyes in any dangerous occupation in or about any mine nor in or about [establishments] any establishment wherein gunpowder nitroglycerine dynamite or other high or dangerous explosive is manufactured or compounded [as a chauffer of an automobile or an aeroplane]

No minor under eighteen years of age shall be employed or permitted to work in about or in connection with any establishment where alcoholic liquors are distilled rectified compounded brewed manufactured bottled sold or dispensed except that minors between the ages of sixteen and eighteen may engage in clerical work in the offices of such establishments

[No minor shall be employed or permitted to work in or in connection with any saloon or bar-room where alcoholic liquors are sold] No minor shall be employed or permitted to serve or handle alcoholic liquor in any establishment where alcoholic liquors are sold or dispensed nor be employed or permitted to work in violation of the laws relating to the operation of motor vehicles by minors

In addition to the foregoing it shall be unlawful for any minor under eighteen years of age to be employed or permitted to work in any [other] occupation dangerous to the life or limb or injurious to the health or morals of the said minor as such occupations shall from time to time after public hearing thereon be determined and declared by the Industrial Board of the Department of Labor and Industry Provided That if it should be hereafter held by the courts of this Commonwealth that the power herein sought to be granted to the said board is for any reason invalid such holding shall not be taken in any case to affect or impair the remaining provisions of this section

Section 8 Before any minor under [sixteen] eighteen years of age shall be employed permitted or suffered to work in about or in connection with any establishment or in any occupation the person employing such minor shall procure and keep on file and accessible to any attendance officer deputy factory inspector or other authorized inspector or officer charged with the enforcement of this act an employment certificate as hereinafter provided issued for said minor

Section 11 Employment certificates shall be of two classes general employment certificates and vacation employment certificates General employment certificates shall entitle [the] a minor [fourteen] sixteen to [sixteen] eighteen years of age to work during the entire year Vacation employment certificates shall entitle [the] a minor fourteen to [sixteen] eighteen years of age to work as herein provided on any day except at such times on such days as such minor is required to attend school under the provisions of the laws now in force or hereafter enacted Provided however That any male minor over sixteen years of age employed in the distribution sale exposing or offering for sale of any newspaper magazine periodical or other publication shall not be required to procure an employment certificate under this act

Section 12 The official authorized to issue a general or a vacation employment certificate shall not issue such certificate until he has received examined approved and filed the following papers namely

a A statement signed by the prospective employer or by some one duly authorized on his behalf stating that he experts to give such minor present employment and setting forth the character of the same and the number of hours per day and per week which said minor will be employed

b [A school record as hereinafter provided

c] A certificate of physical fitness as hereinafter provided

[d] c Proof of age as hereinafter provided

Section 21 It shall be the duty of every person who shall employ any minor under the age of [sixteen] eighteen years to post and keep posted in a conspicuous place in every establishment wherein said minor is employed permitted or suffered to work a printed [copy] abstract of the

sections of this act relating to the hours of labor and a list or lists of all minors employed under the age of [sixteen] eighteen years and a schedule of the hours of labor of such minors The schedule of hours of labor herein required shall contain the name of the minor employed or permitted to work the maximum number of hours such minor shall be required or permitted to work on each day of the week with the total for the week the hours for commencing and stopping work and the hours when the time allowed for meals shall begin and end for each day of the week Such minor may begin work after the time for beginning and stop before the time for ending work stated in such schedule but he shall not otherwise be employed or permitted to work in or in connection with any establishment except as stated in such schedule Such copies of the [sections] abstracts of this act and blanks for compliance with [the] its prorisions shall be prepared by the Department of Labor and Industry and be furnished by it on application of such employer Every person employing minors under [sixteen] eighteen years of age shall furnish the employment certificates and lists provided for in this act for inspection to attendance officers factory inspectors or other authorized inspectors or officers charged with the enforcement of this act

Section 22 Whenever any minor shall be employed or permitted to work in any establishment or at any occupation who in the judgment of any officer charged with the enforcement of this act is under the legal age for such work or is working at a time forbidden by law for such minor or whenever any minor shall be employed or permitted to work in or in connection with any establishment who in the judgment of any officer charged with the enforcement of this act is under [sixteen] eighteen years of age and for whom the person employing such minor to work shall not have on file an employment certificate such officer may demand from the person employing or permitting such minor to work that he shall either furnish to such officer within ten days evidence of age as defined in section fifteen of this act that such minor is in fact of legal age for the work in which he is engaged or over or [sixteen] eighteen years of age or over as the case shall be or shall cease to employ or permit such minor to work as aforesaid Provided That such person by thus ceasing to employ or permit such minor to work shall not be relieved from any of the fines or penalties provided in this act for the employment or work of a minor contrary to law In case such person shall fail to furnish to said officer within ten days after the making of such demand the required evidence of age and shall thereafter employ such minor or permit him to work as aforesaid proof of the making of such demand and of failure to produce the evidence required shall be prima facie evidence of the illegal employment of such minor in any prosecution brought therefor

Section 2 That section fourteen of said act as amended by the act approved the twenty-first day of March one thousand nine hundred and twenty-nine (P. L. 45) is hereby further amended to read as follows

Section 14 The certificate of physical fitness required by this act shall [be signed by a physician approved by the board of school directors of the school district in which said minor resides and shall] state that the [said] minor has been thoroughly examined by the said examining physician at the time of the application for an employment specified in the statement certificate and is physically qualified for the employment specified in this statement of the prospective employer In any case where the said physician shall deem it advisable he may issue a certificate of [his] physical fitness for a limited time at the expiration of which time the holder shall again appear and submit to a new examination before being permitted to continue at work Provided however That in a school [districts] district of the first second or third [districts] district of the first second or third [and fourth classes] class the physical examination of a minor provided for by this act shall be made by a physician employed by the board of school directors of the school district in which such minor resides [or employed by the Commonwealth as the case may be] and in a district of the fourth class by a physician appointed by the State Department of Health that the certificate of physicial fitness provided for this act shall be signed by said physician and that no fee or other compensation for such service shall be required to be paid by such minor or by his parent or guardian

Section 3 That section three of said act as amended by the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 442) and sections thirteen sixteen and nineteen of said act are hereby repealed

Section 4 This act shall go into effect on the first day of January one thousand nine hundred and thirty-six

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. ARON. Mr. President, I move that Senate Bill No. 19, the bill just read, be recommitted to the Committee on Labor and Industry for the purpose of a hearing.

Mr. CLARK. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. SHAPIRO. Mr. President, I desire to interrogate the Senator from Philadelphia, Mr. Aron.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Aron, permit himself to be interrogated?

Mr. ARON. Mr. President, I will.

Mr. SHAPIRO. Mr. President, I should like to know, from the Senator from Philadelphia, Mr. Aron, why this bill requires a hearing, inasmuch as this is one of the bills that form part of the Republican platform drafted by the committee appointed for the purpose of presenting to this Senate bills to carry out the provisions of the Republican platform. I should like to know why this requires a hearing, inasmuch as it has been read both before and since election.

Mr. ARON. Mr. President, I do not understand this bill to comprehend any passages or any provisions in our platform. If it does, I might be mistaken on that; but at the same time this is a very important measure, and there are constituents of mine that would like to be heard on this bill, and, whether it is in the platform or not, the Senate always yields to requests of that character. Where hearings are requested, they are usually granted; and I do not see why we cannot have a hearing on this bill.

Mr. SHAPIRO. Mr. President, I should like further to interrogate the Senator from Philadelphia, Mr. Aron.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Aron, permit himself to be interrogated further?

Mr. ARON. Mr. President, I will.

Mr. SHAPIRO. Mr. President, I want to know, from the Senator from Philadelphia, Mr. Aron, whether he is aware of the fact that this bill was heard by the Committee on Labor and Industry, discussed along with several other bills; that this bill was said by the committee to be one of those bills which should be passed without a public hearing, and that several other bills on which it was considered important to get public opinion, should be referred to committee for the purpose of a public hearing, and that the committee voted unanimously to present this bill to the Senate.

Mr. ARON. Mr. President, I still insist upon my motion that this bill be recommitted to the Committee on Labor and Industry for the purpose of a hearing.

The yeas and nays were required by Mr. SHAPIRO and Mr. GRAFF and were as follows, viz:

YEAS—32

Aron,	Gelder,	Norton,	Roberts,
Batchelor,	Harris,	Owlett,	Rodgers,
Baumer,	Homsher,	Pierson,	Rupp,
Boyd,	Howell,	Prince,	Salus,
Buckman,	Hunsicker,	Rankin,	Sones,
Chapman,	Kahle,	Reed,	Thompson,
Clark,	Mallery,	(Washington)	(Centre)
Coyne,	McClure,	Rice,	Trainer,
Ealy,	McGinnis,		

NAYS—15

Cavalcante,	Lanius,	Pytko,	Staudenmeier,
Frey,	Law,	Reed,	Thompson,
Graff,	McCreesh,	(Dauphin)	(Westmoreland)
Harvey,	Miller,	Shapiro,	Woodward,
Huffman,			

So the question was determined in the affirmative.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 105, as follows:

An Act empowering private corporations hereafter formed and municipalities to establish operate and maintain foreign-trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress of the United States and prescribing the powers and duties of such corporations and municipalities in connection therewith

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any private corporation hereafter formed in this Commonwealth for the purposes expressed in this section and any municipality of this Commonwealth is hereby authorized to make application in accordance with the provisions of the act of the Congress of the United States approved the eighteenth day of June one thousand nine hundred and thirty-four entitled "An act to provide for the establishment operation and maintenance of foreign-trade zones in ports of entry of the United States to expedite and encourage foregin commerce and for other purposes" (Public Act No. three hundred ninety-seven seventy-third Congress) hereinafter referred to as "the act of Congress" to the Board consisting of the Secretary of Commerce the Secretary of the Treasury and the Secretary of War thereby established hereinafter called "the Board" for the privilege of establishing operating and maintaining a foreign-trade zone in or adjacent to any port of entry under the jurisdiction of the United States in order to expedite and encourage foreign commerce If and when such application is granted the grantee shall have power to establish operate and maintain such foreign-trade zone Any foreign-trade zone established by a municipality may be operated and maintained only within the limits of such municipality or adjacent thereto

Any such foreign-trade zone shall be established operated and maintained by a municipality or private corporation in accordance with the provisions of the act of the Congress

Section 2 Any such private corporation desiring to engage in the business set forth in section one of this act shall be formed after the effective date of this act as a business corporation under the provisions of the act approved the fifth day of May one thousand nine hundred and thirty-three (Pamphlet Laws three hundred sixty-four) entitled "An act relating to business corporations defining and providing for the organization merger consolidation reorganization winding up and dissolution of such corporations conferring certain rights powers duties and immunities upon them and their officers and shareholders prescribing the conditions on which such corporations may exercise their powers providing for the inclusion of certain existing corporations of the second class within the provisions of this act prescribing the terms and conditions upon which foreign business corporations may be admitted or may continue to do business within the Commonwealth conferring powers and imposing duties on the courts of common pleas and certain State departments commissions and officers authorizing certain State departments boards commissions or officers to collect fees for services required to be rendered by this act imposing penalties and repealing certain acts and parts of acts relating to corporations" and shall have all the powers rights and privileges and be subject to all the restrictions and limitations provided for by said act

Section 3 Each municipality and private corporation establishing operating and maintaining a foreign-trade zone shall fully comply with all of the provisions of the act of Congress and the rules and regulations prescribed by the Board thereunder and shall have all the powers rights privileges and authority conferred by the act of Congress and said rules and regulations and be subject to the limitations and restrictions contained in said act and said rules and regulations Any such municipality or private corporation shall forfeit any right and privilege to operate and maintain a foreign-trade zone under the provisions of this act or under the charter of any private corporation formed as aforesaid if and when its grant of privilege is finally revoked under the authority granted in the act of Congress

Section 4 Each foreign-trade zone established and maintained within the limits of this Commonwealth shall be operated as a public utility and all rates and charges for all services or privileges within the zone shall be fair and reasonable but no such rates or charges shall be subject to supervision regulation or control by the Public Service Commission of the Commonwealth of Pennsylvania Every municipality and private corporation operating and maintaining a foreign-trade zone shall afford to all who may apply for the use of the trade zone and its facilities and appurtenances uniform treatment under like conditions subject to such treaties or commercial conventions as are now in force or may hereafter be made from time to time by the United States with foreign governments

Section 5 Each municipality and private corporation operating a foreign-trade zone within the limits of this Commonwealth shall file a copy of each and every report which it shall make or be required to make under the act of Congress with the State Department of Internal Affairs

Section 6 If any provision of this act or the application of such provision to certain circumstances be held invalid the remainder of the act and the application of such provisions to circumstances other than those as to which it is held invalid shall not be affected thereby

Section 7 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. ZIESENHEIM. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ZIESENHEIM, from the Committee on County Government reported as committed, Senate Bill No. 118, entitled:

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said, claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

MOTION TO READ BILL THE FIRST TIME

Mr. EALY. Mr. President, I move that the bill just reported from committee be read the first time.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

TIME OF NEXT MEETING

Mr. McCREESH. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCREESH offered the following resolution which was twice read, considered and agreed to:

In the Senate, February 4, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 11th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 11th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

BILL ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 118, entitled:

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

ERRATA

Page 209, Column 1, after line 28, insert the following:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Samuel A. Belsito, Philadelphia, February 1, 1935.

ALLEGHENY COUNTY

Wm. F. Brunner, Pittsburgh, February 2, 1935.
Louis H. McMahan, Pittsburgh, February 2, 1935.

PHILADELPHIA COUNTY

Geo. H. Crowthers, Philadelphia, February 2, 1935.

ALLEGHENY COUNTY

A. N. Marvin, Tarentum, February 3, 1935.

PHILADELPHIA COUNTY

Samuel J. Houston, Philadelphia, February 7, 1935.
Nelson L. West, Philadelphia, February 7, 1935.

ALLEGHENY COUNTY

E. O. Grubbs, Pittsburgh, February 8, 1935.

CARBON COUNTY

Miss Hilda M. Derr, Weatherly, February 9, 1935.

ALLEGHENY COUNTY

Miss Rose C. Connors, Pittsburgh, February 10, 193

PHILADELPHIA COUNTY

Geo. T. Schieder, Philadelphia, February 10, 1935.

ALLEGHENY COUNTY

W. F. Berardino, Pittsburgh, February 14, 1935.
Albert E. Muhl, Pittsburgh, February 21, 1935.

PHILADELPHIA COUNTY

Wm. M. Brinkworth, Philadelphia, February 21, 1935.
Miss Helen M. Brown, Philadelphia, February 21, 1935.
Miss Florence M. Ruff, Philadelphia, February 21, 1935.

WASHINGTON COUNTY

T. D. Williamson, Charleroi, February 21, 1935.

SUSQUEHANNA COUNTY

Edward W. Morgan, New Milford, February 23, 1935.

WASHINGTON COUNTY

Miss Clara Allison, Charleroi, February 23, 1935.

CRAWFORD COUNTY

C. F. Ross, Meadville, February 26, 1935.

PHILADELPHIA COUNTY

Daniel P. McKenna, Jr., Philadelphia, February 26, 1935.
Miss L. Edna Geraghty, Philadelphia, February 28, 1935.

TIOGA COUNTY

Harry Beck, Liberty, March 1, 1935.

ALLEGHENY COUNTY

Joseph M. Bauer, Millvale, March 6, 1935.
Stephen E. Lovasik, Tarentum, March 6, 1935.
I. A. Simon, Pittsburgh, March 6, 1935.

MONTGOMERY COUNTY

H. N. Lafferty, Pottstown, March 6, 1935.

PHILADELPHIA COUNTY

John H. Kane, Philadelphia, March 6, 1935.
Harvey W. Reed, Philadelphia, March 6, 1935.
A. C. J. Schabacker, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

Edward L. Muench, Pottsville, March 6, 1935.

ALLEGHENY COUNTY

G. B. Haudenshield, Carnegie, March 7, 1935.

BUCKS COUNTY

Charles W. Miller, Doylestown, March 7, 1935.

PHILADELPHIA COUNTY

J. E. Fox, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss A. L. Caplan, Pittsburgh, March 9, 1935.
E. C. Hillman, Pittsburgh, March 9, 1935.
A. P. McCurdy, Pittsburgh, March 9, 1935.
William E. Miller, East Pittsburgh, March 9, 1935.
Miss Margaret E. Schaffran, Pittsburgh, March 9, 1935.
J. P. Yahres, Carnegie, March 9, 1935.

CLARION COUNTY

I. F. Dempsey, New Bethlehem, March 9, 1935.

LACKAWANNA COUNTY

George Waters, Scranton, March 9, 1935.

LUZERNE COUNTY

Joseph Reichman, Wilkes-Barre, March 9, 1935.

NORTHAMPTON COUNTY

Mrs. Eleanor H. Hall, Easton, March 9, 1935.

NORTHUMBERLAND COUNTY

F. F. Reamer, Shamokin, March 9, 1935.

PHILADELPHIA COUNTY

Ollin W. Beard, Philadelphia, March 9, 1935.
Samuel R. Blumenthal, Philadelphia, March 9, 1935.
Warren H. Davis, Philadelphia, March 9, 1935.
Thomas McDonough, Philadelphia, March 9, 1935.
Samuel Smorto, Philadelphia, March 9, 1935.

TIOGA COUNTY

Miss Marguerite R. Baldwin, Tioga, March 9, 1935.

VENANGO COUNTY

William F. Gilliland, Oil City, March 9, 1935.

WASHINGTON COUNTY

Joseph Prise, Charleroi, March 9, 1935.

GEORGE H. EARLE.

Also Page 246, Column 1, after line 71, insert the following:

BILL RECOMMITTED

Mr. OWLETT. Mr. President, I move that Senate Bill No. 38, the bill just read, be recommitted to the Committee on Labor and Industry.

Mr. RODGERS. Mr. President, I second the motion.

The motion was agreed to.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. RODGERS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:25 P. M. until tomorrow morning, February 5, 1935, at 11 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, February 4, 1935.

The House met at 9:00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Frank W. Ruth a member of the House offered the following prayer:

Almighty God, our Heavenly Father, Thou Who doest all things well, we come to Thee this evening and thank Thee that Thou hast given us another week of opportunity to do Thy will.

We pray Thy Holy Spirit will guide us that we may realize that Thou hast called us unto an important work and that we may give the best that we have to bring Thy work to a happy completion.

We pray Thy special blessing upon those of our number who are on beds of pain and sickness. We pray that Thy healing hand will speedily restore them to health and to their useful places in this world.

We ask Thee, our Father, to bless our Governor and those whom Thou hast entrusted with authority, that they may be guided by Thy Holy Spirit and work together to do Thy will for the good of our people.

In the Master's name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, January 30, 1935.

The Clerk proceeded to read the Journal of Wednesday, January 30, 1935, when, on motion of Mr. McDevitt the further reading was dispensed with and the Journal approved.

COMMUNICATIONS AND PETITIONS

MOTOR LICENSE FUND

The SPEAKER laid before the House a petition from citizens from Pennsylvania praying for return of borrowed motor vehicle fund.

Referred to the Committee on Appropriations.

HIGHWAYS

The SPEAKER laid before the House a petition from citizens of Washington County requesting support of legislation to keep roads under the supervision of county supervisors.

Referred to the Committee on Highways.

LIQUOR LICENSE-CLUBS

The SPEAKER laid before the House petitions of Cacilia-Maennerchor, Carnegie, Pennsylvania, praying for amendment of liquor laws pertaining to clubs.

Referred to the Committee on Law and Order.

TAX ON REAL ESTATE

The SPEAKER laid before the House a communication from the stockholders and officers of Washington County National Farm Loan Association and Equitable Building and Loan Association of Washington, Pennsylvania, requesting legislation to reduce taxes on real estate.

Referred to the Committee on Ways and Means.

LEAVES OF ABSENCE

Mr. MENTZER asked and obtained an indefinite leave of absence for Mr. Harry N. Boyd on account of illness.

Mr. JOHN A. SMITH asked and obtained leave of absence for Mr. Moomaw for tonight.

Mr. WOOD asked and obtained leave of absence for Mr. Spangler for the balance of the week.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 148, entitled:

An Act empowering the Council of any city of the first class and the Board of Public Education of any school district of the first class, to impose penalties and interest for delayed payment of city and school taxes of such city and district, and to make allowances for prompt payment thereof; also empowering such Council and school district to regulate or abate, in whole or in part, interest and penalties, which have accrued or may accrue on such taxes; and repealing inconsistent legislation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. OMINSKY. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for further study and consideration.

On the question,

Will the House agree to the motion?

Mr. WITKIN. Mr. Speaker and members of the House, I rise to oppose this motion. I am rather amazed that the motion should be made by a gentleman from Philadelphia.

This bill is of paramount importance to the City of Philadelphia. It has been before you since the twenty-first of January, 1935. More than sufficient time has been given to you to study this bill. The gentleman from Philadelphia, Mr. Ominsky, has made no request either to change the bill or to amend it, or to do anything with the bill.

I can not help but think, and I believe properly so, that the proper inference to draw is merely because of the fact this bill emanates from this side of the House—

POINT OF ORDER

Mr. FURMAN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Greene will state his point of order.

Mr. FURMAN. Mr. Speaker, the gentleman is discussing the merits of the bill.

The SPEAKER. The gentleman will confine himself to the motion to recommit.

Mr. WITKIN. Mr. Speaker and members of the House, I am not discussing the merits of the bill. I am merely pointing out the importance of avoiding delay in the enactment into law of this measure. You have had sufficient time to study this bill. There is no possible cause or reason why this should be sent back to the Committee on Municipal Corporations for further study. The bill was studied, and it came out of Committee. Ample time has been given to every member of this House to read its provisions and to make any endeavor to amend the bill or to change the bill.

Just because this bill was introduced by a Republican member of the House is no reason why it ought to be sent back into the Democratic pickling vat. I say to the gentleman from Philadelphia and to the representatives of the Democratic party from Philadelphia that you ought not to play partisan politics in sending this bill back to your pickling committee. You ought to be interested in the people of Philadelphia, you ought to be interested in its speedy enactment into law and not send this bill back there to die the usual Democratic death that this bill will suffer if it is sent back. For that reason I ask the Democratic members of the House not to play politics with the needs of the City of Philadelphia and not to send the bill back to committee because it was introduced by a Republican.

I will ask you to vote "no" on this motion so as to permit the best interests of the City of Philadelphia to be served and not to continue just to kill something for the sake of killing it, because it bears a Republican stamp. It is poor sportsmanship.

Mr. EROE. Mr. Speaker and members of the House, I agree with the gentleman from Philadelphia that this is a Republican bill. This bill provides for the taxing authority—

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, I request that the gentleman shall not be permitted to speak upon the merits of the bill, and he is about so to do when he says, "it provides."

The SPEAKER. The gentleman from Lawrence will confine himself to the motion to recommit.

Mr. EROE. Mr. Speaker, should this bill be acted on by this House, it would allow the taxing authorities of Philadelphia to raise the penalties—

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, I will ask the Speaker to instruct the gentleman to obey the order made by the Chair that he confine himself to the motion to recommit and not speak upon the merits of the bill, as was directed by the Speaker of this House.

The SPEAKER. The question before the House is the motion to recommit, and the merits of the bill may not be discussed. The gentleman from Lawrence will confine himself to the motion to recommit.

Mr. EROE. Mr. Speaker and members of the House, on the advice of the Attorney General we are asking that this House recommit this bill for further study.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Sowers and Mr. Witkin, and were as follows:

YEAS—117

Achterman,	Downey, J. J.,	Lovett,	Ruth,
Alexander,	Eberharter,	Lynch,	Sarraf,
Allen,	Eroe,	Male,	Scanlon,
Andrews,	Falkenstein,	McCreary,	Schrope,
Arnold,	Finnerty,	McDermott,	Schwab,
Aukerman,	Fitch,	McElroy,	Shaw,
Baine,	Flanagan,	McHenry,	Shepard,
Baker, J J.,	Flinchbaugh,	Melchiorre,	Shugarts,
Barber,	Furman,	Mentzer,	Siegel,
Bradley,	Gerard,	Mooney,	Simon,
Brancato,	Haberlen,	Moran,	Sinwell,
Brown, H. S.,	Hagerty,	Moul,	Smith, J. A.,
Brown, J. E.,	Haluska,	Munley,	Smith, W. G.,
Brownfield,	Hamilton, F. P.,	Murrin,	Stank,
Brumbaugh,	Harkins,	Nagel,	Stevens,
Burke,	Harmuth,	O'Keefe,	Stone,
Cannon,	Hartman,	Ominsky,	Sumney,
Caputo,	Hetrick,	O'Neill,	Tronzo,
Carson,	Hindman,	Panton,	Tumelty,

Chervenak,	Hirsch,	Patterson, C.,	Van Sickle,
Coakley,	Holland,	Patterson, J. W.,	Walker,
Cochran,	Holstrom,	Pearson,	Weiss,
Cohen,	Kelso,	Pfaff,	Welliver,
Coleman,	Kilroy,	Piole,	Welsh,
Coolahan,	Kinney,	Powers,	Westrick,
Decker,	Klingler,	Reising,	Wilson,
Dent,	Kobelak,	Rinn,	Yourishin,
Diehl,	Larue,	Robinson,	Zappala,
Dilley,	Long,	Ruffennach,	Sarig,
Downey, G. E.,			

NAYS—80

Altenburg,	Forrest,	Merrell,	Sproul,
Atkins,	Gates,	Moore,	Stewart,
Baker, F. T.,	Gillette,	Muir,	Stockham,
Baldi,	Green,	Nothnagle,	Stott,
Barnhardt,	Greenstein,	Parks,	Surface,
Bernhard,	Habbyshaw,	Perry,	Tahl,
Boose,	Hamilton, R. S.,	Peters,	Terry,
Boyd, R.,	Hefferon,	Phillips,	Trout,
Boyer,	Hermansen,	Reynolds,	Turner,
Brennan,	Hoffner,	Rhys,	Van Allsburg,
Castor,	Hoopes,	Roan,	Wall,
Condon,	Horst,	Schrock,	Wasserman,
Conner,	Jackson,	Schwartz,	Weidemann,
Cordier,	Jones,	Shortz,	White,
Davies,	Linderman,	Shreiner,	Wickersham,
Denning,	Longaker,	Simpson,	Witkin,
Duffort,	Mallen,	Sloan,	Wood,
Ederer,	Mason,	Snyder, F. E.,	Woodside,
Ferko,	McDevitt,	Snyder, J. L.,	Yeakel,
Flynn,	McKinney,	Sowers,	Zimmerman,

So the question was determined in the affirmative and the motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 304, entitled:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotives trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualification of certain employes and to provide a penalty for the violation thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebly to order,

The House proceeded to the first reading and consideration of House Bill No. 311, entitled:

An Act to promote the safety of travelers and employes upon railroads by prohibiting carriers by railroad hauling trains excessive in length providing penalties and providing for enforcement by the Public Service Commission or any other agency empowered to enforce the law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebly to order,

The House proceeded to the first reading and consideration of House Bill No. 39, entitled:

An act to promote the objects of the National Housing Act by authorizing building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations and exchanges, to make loans pursuant to titles one and two of the National Housing Act and by authorizing executors, administrators, guardians, trustees, building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations, and exchanges, to invest in mortgages insured, and in debentures issued, by the Federal Housing Administrator, and to invest in securities of national mortgage associations and to use such bonds debentures and other securities as collateral or deposit security.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebly to order,

The House proceeded to the first reading and consideration of House Bill No. 89, entitled:

An Act to prohibit discrimination on account of race or color in employment under contracts for public buildings or public works.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebly to order,

The House proceeded to the first reading and consideration of House Bill No. 284, entitled:

An Act granting power to counties, cities, boroughs, towns, townships, school districts and poor districts to redeem unmatured bonds and obligations by a new issue of bonds at a lesser rate of interest.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreebly to order,

The House proceeded to the first reading and consideration of House Bill No. 371, entitled:

An Act to amend an act, approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled, "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof;" as amended, by excepting from the provisions of the act domestic service in private homes and further regulating the hours of labor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

MOTION TO RECOMMIT

Mr. REYNOLDS. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor for further consideration.

On the question.

Will the House agreed to the motion?

Mr. RUTH. Mr. Speaker, I rise to oppose this motion. This bill is plainly understood and we should pass it.

On the question recurring,

Will the House agree to the motion.

It was not agreed to.

BILLS ON FIRST READING

Agreebly to order,

The House proceeded to the first reading and consideration of House Bill No. 339, entitled:

An Act to repeal the act approved the eighteenth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, five hundred forty-six), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations, companies, associations, and individuals; prescribing the powers of such police; authorizing the Governor to investigate their work, and require periodical reports from them; imposing duties upon the Secretary of the Commonwealth and recorders of deeds; and imposing penalties."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 253, entitled:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes in all counties, cities, school districts, boroughs, townships, towns and poor districts.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. PEARSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for further study and consideration.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 354, entitled:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, copartnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 120, entitled:

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 20, entitled:

An Act empowering counties, cities, boroughs and towns to exonerate penalties and interest on delinquent real estate taxes, and providing the procedure in such cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. MENTZER. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for further study and consideration.

On the question,

Will the House agree to the motion?

The SPEAKER declared the ayes appear to have it,

Whereupon, a division was called for, one hundred and nineteen members, or more than a majority of the House, having voted in the affirmative the motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 42 as follows:

An Act to amend section eight of the act approved the fifth day of January one thousand nine hundred and thirty four (Pamphlet Laws two hundred twenty-three one thousand nine hundred thirty-three one thousand nine hundred thirty-four) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" providing for alternative methods of proving that compensation has not been paid to an applicant by another state where official records of such other state have been damaged or destroyed

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the fifth day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred twenty-three one thousand nine hundred thirty-three one thousand nine hundred thirty-four) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" is hereby amended to read as follows

Section 8 Applicants shall state on their applications whether or not they have applied for or received a bonus gratuity or compensation of a nature similar to that provided for by this act from any other state in the Union

Where the official records of any other state showing the payment of compensation bonus or other gratuity by such other state have been materially damaged or destroyed by fire or other casualty and it is consequently impossible to verify from such official records of such other state that compensation bonus or other gratuity has or has not been paid to a veteran applying for compensation under this act then and in that event the Adjutant General shall have power to accept in lieu of the official records of such other state such affidavits and other persuasive and reasonable proof as to him appears proper and pay or refuse compensation under this act as to him appears just and equitable under the circumstances

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

COMMUNICATION FROM THE PRESIDENT

The SPEAKER laid before the House a communication from the President of the United States, which was read by the Clerk as follows:

The White House, Washington,
February 1, 1935.

My dear Mr. Gallagher:

I am very deeply touched by the resolution adopted at the joint session of the General Assembly of the State of Pennsylvania. If an opportunity offers, will you please be good enough to express my sincere appreciation to the members?

Thank you for sending the resolution to me.

Very sincerely yours,

W. P. Gallagher, Esq.,
Chief Clerk,
House of Representatives,
Harrisburg, Pennsylvania.

The SPEAKER. The communication will be noted in the Journal and printed in the Legislative Journal.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Judiciary General will meet at 10.30 o'clock tomorrow morning in room 325.

The Committee on Highways will meet at 10.30 o'clock tomorrow morning in the House Caucus Room.

The Committee on Agriculture will meet tomorrow morning at 10.00 o'clock.

ADJOURNMENT

Mr. WICKERSHAM. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11.00 o'clock.

The motion was agreed to, and (at 9.37 o'clock P. M.) the House adjourned until Tuesday, February 5, 1935, at 11.00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, FEBRUARY 5, 1935 No. 11

SENATE

TUESDAY, February 5, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Our Father, life's experiences teach us that the human race is composed of those who serve and those who are served. Help us to know the beauty and nobility of service. May we hear the voices of God and our fellowmen summoning us to self-sacrifice.

The greatest burden-bearer of all time washed His disciples' feet, yet today His name is above every name on the world's honor roll.

May the ambition of every member of this Senate and every man here assembled be to achieve honor as the Great Teacher won His laurels—by bearing the burdens of others. Thus only shall we have just laws equitably administered.

We make this petition that Thy name may be glorified. Amen.

The PRESIDENT—A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. RODGERS, the further reading was dispensed with, and the Journal was approved.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

MEMBER OF THE BOARD OF GAME COMMISSIONERS

Nicholas Biddle, of Jenkintown, Montgomery County, as a member of the Board of Game Commissioners, vice Adolf Muller, resigned for the term of six years.

JUSTICE OF THE PEACE

Tracy M. Greenlund, of Warren, Warren County, vice Watts N. Davis, resigned, until the first Monday in January, 1936.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite thier names:

ARMSTRONG COUNTY

J. H. McElroy, Kaylor, February 5, 1935.

PHILADELPHIA COUNTY

Charles H. Smith, Philadelphia, February 5, 1935.

DAUPHIN COUNTY

Earl Handler, Harrisburg, February 8, 1935.

LUZERNE COUNTY

Hugh F. Keating, Nanticoke, February 9, 1935.

CRAWFORD COUNTY

Miss W. Weizel, Meadville, February 12, 1935.

LEHIGH COUNTY

Mrs. Lillie E. Thomas, Allentown, February 12, 1935.

LUZERNE COUNTY

Edward J. Gormley, Hazleton, February 15, 1935.

WASHINGTON COUNTY

A. B. Cochran, McDonald, February 20, 1935.

ALLEGHENY COUNTY

R. N. McElheny, Pittsburgh, February 21, 1935.
George Sapper, Pittsburgh, February 21, 1935.

ERIE COUNTY

S. H. Drown, Erie, February 21, 1935.

LUZERNE COUNTY

Chas. G. Siegel, Nanticoke, February 21, 1935.
Miss Catherine M. Kane, Wilkes-Barre, February 24, 1935

ALLEGHENY COUNTY

Ralph Williams, Pittsburgh, February 26, 1935.

PHILADELPHIA COUNTY

L. Frank Carroll, Philadelphia, March 1, 1935.

JEFFERSON COUNTY

Miss Elaine M. Kearney, Brockway, March 3, 1935.

COLUMBIA COUNTY

Paul E. Ward, Bloomsburg, March 5, 1935.

CUMBERLAND COUNTY

John Robertson, Mechanicsburg, March 6, 1935.

DAUPHIN COUNTY

Emanuel Cohen, Harrisburg, March 6, 1935.

ELK COUNTY

Walter W. Gleason, Johnsonburg, March 6, 1935.

FAYETTE COUNTY

Harold S. Bierer, Point Marion, March 6, 1935.
Milo K. Ruse, Point Marion, March 6, 1935.

LACKAWANNA COUNTY

C. M. Hepburn, Scranton, March 6, 1935.

PHILADELPHIA COUNTY

Walter James Lightfoot, Philadelphia, March 6, 1935.
James W. McCully, Philadelphia, March 6, 1935.
Miss Jane M. Simons, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

L. R. Behers, Carnegie, March 7, 1935.

DAUPHIN COUNTY

Miss E. A. Ebersole, Penbrook, March 7, 1935.

DELAWARE COUNTY

Miss Mary V. Bergdoll, Media, March 7, 1935.

MERCER COUNTY

M. B. Klinesmith, Grove City, March 7, 1935.

MONTGOMERY COUNTY

Hervey C. Irwin, Bala-Cynwyd, March 7, 1935.

PHILADELPHIA COUNTY

Joseph Benevento, Philadelphia, March 7, 1935.
William J. Gordon, Philadelphia, March 7, 1935.
Arno E. Roeder, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Robert R. Gearhart, Pittsburgh, March 9, 1935.
S. H. Gordon, Munhall, March 9, 1935.
J. C. Hennessy, Pittsburgh, March 9, 1935.
W. F. Kapp, Homestead, March 9, 1935.
E. D. Lawry, Pitcairn, March 9, 1935.
W. J. Vandevort, Pittsburgh, March 9, 1935.

BLAIR COUNTY

Mrs. Ethel M. Zeigler, Claysburg, March 9, 1935.

CAMBRIA COUNTY

Mrs. Anna Stager, Portage, March 9, 1935.

DAUPHIN COUNTY

Russell S. Sayford, Harrisburg, March 9, 1935.

ERIE COUNTY

Walter L. Peake, Corry, March 9, 1935.

FAYETTE COUNTY

Charles K. Brooks, Mill Run, March 9, 1935.

LANCASTER COUNTY

G. K. Biemesderfer, Lancaster, March 9, 1935.
George W. Burkhart, Lancaster, March 9, 1935.

NORTHUMBERLAND COUNTY

Mrs. Emma R. Heitzman, Shamokin, March 9, 1935.

PHILADELPHIA COUNTY

A M. Blanchard, Philadelphia, March 9, 1935.
John L. Gleeson, Philadelphia, March 9, 1935.
A. H. Jamison, Philadelphia, March 9, 1935.
Wm. R. Keech, Philadelphia, March 9, 1935.
Theodore E. Nichterlein, Philadelphia, March 9, 1935.
Arthur S. Scott, Philadelphia, March 9, 1935.
Miss Marian S. Thomas, Philadelphia, March 9, 1935.

WAYNE COUNTY

Dan C. Osborn, Honesdale, March 9, 1935.

WESTMORELAND COUNTY

Edgar A. Aland, Jeanette, March 9, 1935.

YORK COUNTY

Miss Ruth E. Wolf, York, March 9, 1935.

PHILADELPHIA COUNTY

Mrs. Florence W. Wartenby, Philadelphia, March 31, 1935.

SCHUYLKILL COUNTY

J. P. Monaghan, Shenandoah, March 31, 1935.

ALLEGHENY COUNTY

E. A. Berry, Pittsburgh, April 1, 1935.
W. V. Blackstone, Pittsburgh, April 1, 1935.
Miss Esther R. Goodman, Pittsburgh, April 1, 1935.
Charles F. Gust, Jr., Pittsburgh, April 1, 1935.
Edwin B. McNaughton, Pittsburgh, April 1, 1935.
William T. Mueller, Pittsburgh, April 1, 1935.
J. B. A. Tracey, Pittsburgh, April 1, 1935.

BEAVER COUNTY

Miss Ethel M. Cummins, Beaver Falls, April 1, 1935.

CAMBRIA COUNTY

Henry S. Cole, Cresson, April 1, 1935.

ERIE COUNTY

L. . Cushman, North East, April 1, 1935.
James T. Malone, Erie, April 1, 1935.
Matthew F. McCarthy, Erie, April 1, 1935.
Miss Mary A. Scouller, North East, April 1, 1935.
Wilbur R. Seabrook, Erie, April 1, 1935.

FAYETTE COUNTY

Angel H. Orler, Newell, April 1, 1935.

LEHIGH COUNTY

Miss C. E. Bowman, Allentown, April 1, 1935.

LUZERNE COUNTY

Henry K. Markman, Hazleton, April 1, 1935.

MONTGOMERY COUNTY

Nelson F. Schmidt, Schwenksville, April 1, 1935.

PHILADELPHIA COUNTY

Harry C. Barnes, Philadelphia, April 1, 1935.
Earl Blizzard, Philadelphia, April 1, 1935.
Samuel Cathers, Philadelphia, April 1, 1935.
Thos. W. Cox, Philadelphia, April 1, 1935.
Samuel Ellis, Philadelphia, April 1, 1935.
Joseph W. Klingel, Philadelphia, April 1, 1935.
Miss Olive F. Lutge, Philadelphia, April 1, 1935.
Ervin Lyndall, Philadelphia, April 1, 1935.
Thomas A. Mann, Philadelphia, April 1, 1935.
Mrs. Irma H. Mellon, Philadelphia, April 1, 1935.
Harvey W. Monks, Philadelphia, April 1, 1935.

Sol Topkins, Philadelphia, April 1, 1935.
Harry A. Tripple, Philadelphia, April 1, 1935.
Henry J. Tunstall, Philadelphia, April 1, 1935.
W. C. Turner, Philadelphia, April 1, 1935.
Frank Zinman, Philadelphia, April 1, 1935.

WARREN COUNTY

Mrs. Genevieve G. Moll, Warren, April 1, 1935.

WESTMORELAND COUNTY

W. A. Thomas, New Kensington, April 1, 1935.

MONTGOMERY COUNTY

Milton Moyer, Hatfield, April 2, 1935.

ALLEGHENY COUNTY

Miss Agnes B. Cochrane, Pittsburgh, April 3, 1935.

PHILADELPHIA COUNTY

Isaac Goldstein, Philadelphia, April 4, 1935.
Joseph V. Murray, Philadelphia, April 4, 1935.

MERCER COUNTY

F. H. Bartleson, Sharpsville, April 6, 1935.

PHILADELPHIA COUNTY

Harold Barr, Philadelphia, April 6, 1935.
Edgar J. Agnew, Philadelphia, April 8, 1935.

ADAMS COUNTY

Rober J. Keefer, Littlestown, April 9, 1935.

PHILADELPHIA COUNTY

Miss Lillian M. Brogan, Philadelphia, April 10, 1935.
Miss Nellie Groves, Philadelphia, April 14, 1935.
Columbus W. Gabell, Jr., Philadelphia, April 19, 1935.
Miss Eva Roberts, Philadelphia, April 24, 1935.
Henry G. Blood, Philadelphia, April 28, 1935.
Adolph B. Caspar, Philadelphia, April 28, 1935.
Robert J. Thompson, Philadelphia, April 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, February 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LACKAWANNA COUNTY

A. Floyd Vosberg, Scranton, February 8, 1935.

LUZERNE COUNTY

John W. Hannis, Ashley, February 8, 1935.

PHILADELPHIA COUNTY

Vincent Domanski, Jr., Philadelphia, February 8, 1335.

LUZERNE COUNTY

Miss Elizabeth K. Meighan, Wilkes Barre, February 9, 1935.

NORTHAMPTON COUNTY

Louis Odenwelder, Easton, February 9, 1935.

DELAWARE COUNTY

Geo. B. Harvey, Chester, February 10, 1935.

PHILADELPHIA COUNTY

Walter G. List, Philadelphia, February 12, 1935.

ALLEGHENY COUNTY

Miss Mary E. Challener, Pittsburgh, February 16, 1935.

BRADFORD COUNTY

Mrs. Alice K. Norton, New Albany, February 16, 1935

PHILADELPHIA COUNTY

Isadore H. Bach, Philadelphia, February 16, 1935.

ALLEGHENY COUNTY

W. A. Martin, Pittsburgh, February 17, 1935.

LUZERNE COUNTY

Fred B. Davis, Wilkes Barre, February 17, 1935.

BLAIR COUNTY

Miss Ella M. Nicodemus, Martinsburg, February 21, 1935.

DELAWARE COUNTY

Jesse K. Lewis, Chester. February 21, 1935.

LACKAWANNA COUNTY

Charles H. Horton, Carbondale, February 21, 1935.

LANCASTER COUNTY

Henry H. Koser, Landisville, February 21, 1935.

LYCOMING COUNTY

Miss M. F. Wilson, Williamsport, February 21, 1935.

PHILADELPHIA COUNTY

Alexander Milligan, Philadelphia, February 21, 1935.

WASHINGTON COUNTY

W. C. Black, Canonsburg, February 21, 1935.

YORK COUNTY

John A. Stover, York, February 21, 1935.

ALLEGHENY COUNTY

William L. Buck, McKeesport, February 22, 1935.

DELAWARE COUNTY

Donald C. Heims, Upper Darby, February 22, 1935.

PHILADELPHIA COUNTY

Miss Helen R. Tulskie, Philadelphia, February 23, 1935.

WAYNE COUNTY

Miss Marjorie E. Fowler, Honesdale, February 23, 1935.

PHILADELPHIA COUNTY

T. Bailey Stinson, Philadelphia, February 24, 1935.

ALLEGHENY COUNTY

John S. Cort, Pittsburgh, February 25, 1935.

BLAIR COUNTY

Walter M. Hunt, Altoona, February 26, 1935.

PHILADELPHIA COUNTY

Joseph S. Kratz, Philadelphia, February 26, 1935.

WARREN COUNTY

Miss Mabel Hill Warren, February 26, 1935.

LANCASTER COUNTY

Miss M. Edna Hurst, Lancaster, February 27, 1935.

PHILADELPHIA COUNTY

Miss Esther Batczel, Philadelphia, February 27, 1935.

ALLEGHENY COUNTY

Miss Stella B. Wahl, Pittsburgh, February 28, 1935.

LACKAWANNA COUNTY

Horace G. Likeley, Carbondale, February 28, 1935.

LANCASTER COUNTY

A. R. Coover, Denver, March 2, 1935.

LAWRENCE COUNTY

J. Glenn Berry, New Castle, March 2, 1935.

PHILADELPHIA COUNTY

Bennie Bercovitch, Philadelphia, March 4, 1935.

ALLEGHENY COUNTY

Leon Rudzki, Pittsburgh, March 5, 1935.
Frank Demjan McKees Rocks, March 6, 1935.
Miss Adah E. Morgan, Pittsburgh, March 6, 1935.
Joseph T. Peoples, Pittsburgh, March 6, 1935.
Miss Anna C. Schaefer, Pittsburgh, March 6, 1935.

CAMBRIA COUNTY

Stephen Eperjessy, Johnstown, March 6, 1935.
J. Harrison Westover, Spangler, March 6. 1935.

DELAWARE COUNTY

Frederick P. D. Hazell, Norwood, March 6, 1935.

HUNTINGDON COUNTY

Frank L. Saylor, Mt. Union, March 6, 1935.

LACKAWANNA COUNTY

Miss Loretta Dorsey, Scranton, Mrach 6, 1935.
John W. Griffith, Scranton, March 6, 1935.
Miss Louise M. Schmidt, Scranton, March 6, 1935.
Chester A. Thomas, Scranton, March 6, 1935.

LANCASTER COUNTY

Guy C. Eaby, Lancaster, March 6, 1935.

LUZERNE COUNTY

Louis T. Gentilini Hazleton, March 6, 1935.

LYCOMING COUNTY

Miss Gertrude VanHorne, Williamsport, March 6, 1935.

MONROE COUNTY

William T. McNulty, Stroudsburg, March 6, 1935.

PHILADELPHIA COUNTY

Marquis D. Brunner, Philadelphia, March 6, 1935.
Stuart S. Buzby, Philadelphia, March 6, 1935.
Mrs. Anna M. Campbell, Philadelphia, March 6, 1935.
Mrs. Kathryn F. Carlson, Philadelphia, March 6, 1935.
Joseph H. Fiet, Philadelphia, March 6, 1935.
Frank A. Haufler, Philadelphia, March 6, 1935.
Miss Selma L. Houseman, Philadelphia, March 6, 1935.
Leonard Kissileff, Philadelphia, March 6, 1935.
Joseph J. Lavery, Philadelphia, March 6, 1935.
Geo. H. Schellinger, Philadelphia, March 6, 1935.
John Stewart, Philadelphia, March 6, 1935.
William J. Wilson, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

Leon M. Brobst, Mahanoy City, March 6, 1935.
C. P. Reing, Mahanoy City, March 6, 1935.

WESTMORELAND COUNTY

Chas. T. Myers, Jr., Jeannette, March 6, 1935.

YORK COUNTY

Vernice A. Stinger, York, March 6, 1935.

ALLEGHENY COUNTY

Miss Marjorie Darling, Pittsburgh, March 7, 1935.
Miss Catherine C. Donnelly, Pittsburgh, March 7, 1935.
Harry R. Edelman, Jr., Pittsburgh, March 7, 1935.
Harry E. Ward, Pittsburgh, March 7, 1935.
William H. Whitman, Pittsburgh, March 7, 1935.

BLAIR COUNTY

Ira Karns, Hollidaysburg, March 7, 1935.

CLARION COUNTY

Stephen J. Schmader, Lucinda, March 7, 1935.

COLUMBIA COUNTY

Miss Mildred Runyan, Berwick, March 7, 1935.

CUMBERLAND COUNTY

Karl F. Achenbach, Lemoyne, March 7, 1935.

DELAWARE COUNTY

Albert N. Garrett, Jr., Media, March 7, 1935.

LACKAWANNA COUNTY

Miss Isabel M. Carey, Scranton, March 7, 1935.
Wilfred J. Harris, Scranton, March 7, 1935.

LEHIGH COUNTY

Russell J. Yoder, Fullerton, March 7, 1935.

LUZERNE COUNTY

Miss Anna K. Dasch, Wilkes Barre, March 7, 1935.

PHILADELPHIA COUNTY

Miss Anna S. Coxson, Philadelphia, March 7, 1935.
Carl B. Goldacker, Philadelphia, March 7, 1935.
James V. Hazlett, Philadelphia, March 7, 1935.
G. E. Letchworth, Jr., Philadelphia, March 7, 1935.
Robert McClay, Philadelphia, March 7, 1935.
Mrs. Besse Perry, Philadelphia, March 7, 1935.
H. Conwell Snoke, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

John W. Barto, Pine Grove, March 7, 1935.

DELAWARE COUNTY

Miss Anita E. McKinney Chester, March 8, 1935.

MONTGOMERY COUNTY

Winfield W. Harley, Schwenksville, March 8, 1935.

NORTHAMPTON COUNTY

J. M. Brandau, Easton, March 8, 1935.

ALLEGHENY COUNTY

Miss E. D. Bambis, Pittsburgh, March 9, 1935.
Miss Elizabeth B. Becker, Pittsburgh, March 9, 1935.
Miss Ruth E. Benzing, Pittsburgh, March 9, 1935.
Harry N. Cobbett, Pittsburgh, March 9, 1935.
Mrs. Clara Conflenti, Coraopolis, March 9, 1935.
Miss Edna Hazlett, Pittsburgh, March 9, 1935.
R. E. Koerber, Pittsburgh, March 9, 1935.

ALLEGHENY COUNTY

Miss Charlotte Leasure, Pitsburgh, March 9, 1935.
John A. Lundy, E. Pittsburgh, March 9, 1935.
Mrs. Cora D. Maloney, Pittsburgh, March 9, 1935.
J. C. Moore, Woodville, March 9, 1935.
Eugene A. Portman, Carnegie, March 9, 1935.
R. F. Sample, Pittsburgh, March 9, 1935.
Miss Mary Spargo, Pittsburgh, March 9, 1935.
Miss Bertha R. Thomas, Pittsburgh, March 9, 1935.
John J. Thomas, McKees Rocks, March 9, 1935.
Albert C. Trudel, Pittsburgh, March 9, 1935.
Thos. J. Walker, Pittsburgh, March 9, 1935.

BEAVER COUNTY

Henry Miksch, Monaca, March 9, 1935.

BLAIR COUNTY

Miss Laura E. Beaver, Altoona, March 9, 1935.

CAMBRIA COUNTY

Roy Mulhollen, Johnstown, March 9, 1935.

CENTRE COUNTY

Thomas Byron, Phillipsburg, March 9, 1935.

CHESTER COUNTY

Charles W. Duncan, Coatesville, March 9, 1935.

CUMBERLAND COUNTY

Parker H. Kuhns, Mechanicsburg, March 9, 1935.

GREENE COUNTY

John T. McMinn, Jefferson, March 9, 1935.

HUNTINGDON COUNTY

L. L. Emmert, Huntingdon, March 9, 1935.

LACKAWANNA COUNTY

Miss Edna R. Jopling, Scranton, March 9, 1935.
Alphonse C. F. Kenowski, Scranton, March 9, 1935.
Miss Jeanette Thomas, Scranton, March 9, 1935.

LEBANON COUNTY

Miss Anna C. Euston, Lebanon, March 9, 1935.
Mrs. Stella .E Keller, Lebanon, March 9, 1935.

LEHIGH COUNTY

Miss Martha I. Readinger, Allentown, March 9, 1935.

LUZERNE COUNTY

Robert Challis, Jr., Wilkes-Barre, March 9, 1935.
F. W. Root, Wilkes-Barre, March 9, 1935.
Chas. H. Wolfe, Freeland, March 9, 1935.

MONROE COUNTY

F. S. Weiss, Stroudsburg, March 9, 1935.

MONTGOMERY COUNTY

Miss Elizabeth Coulston, Norristown, March 9, 1935.
M. B. Linderman, Limerick, March 9, 1935.
Carroll L. Rutter, Pottstown, March 9, 1935.
Miss Agnes D. Walker, Byrn Mawr, March 9, 1935.
Miss Mary D. Yerkes, Hatboro, March 9, 1935.

NORTHAMPTON COUNTY

Clarence H. Boehm, Bethlehem, March 9, 1935.

PHILADELPHIA COUNTY

Thomas E. Ashmead, Philadelphia, March 9, 1935.
M. Alan Bucks, Philadelphia, March 9, 1935.
James Dessen, Philadelphia, March 9, 1935.
Frank A. Hookey, Philadelphia, March 9, 1935.
Lawrence H. Hopf, Philadelphia, March 9, 1935.
Fred L. Johnston, Philadelphia, March 9, 1935.
Edward B. Kirchmier, Philadelphia, March 9, 1935.
George H. Meisle, Philadelphia, March 9, 1935.
Alfred H. Neithammer, March 9, 1935.
William W. Rhoads, Philadelphia, March 9, 1935.
Miss Helen M. Rittersbach, Philadelphia, March 9, 1935.
Edward W. Sheetz, Philadelphia, March 9, 1935.
Miss Marie L. Swartz, Philadelphia, March 9, 1935.
George J. Watts, Jr., Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

Franklin L. Brobst. Mahanoy City, March 9, 1935.

SOMERSET COUNTY

D. H. Pore, Confluence, March 9, 1935.

VENANGO COUNTY

C. R. Engstrom, Oil City, March 9, 1935.
Harold T. Parker, Oil City, March 9, 1935.

WARREN COUNTY

Miss Agnes M. Wood, Warren, March 9, 1935.

WASHINGTON COUNTY

Miss Florence S. Piatt, Marianna, March 9, 1935.
Miss Anna Urban, Donora, March 9, 1935.

WAYNE COUNTY

Miss Grace Hanlan, Honesdale, March 9, 1935.

WESTMORELAND COUNTY

Nicholas Long, Greensburg, March 9, 1935.

YORK COUNTY

Harold D. Keller, Glen Rock, March 9, 1935.

LUZERNE COUNTY

Miss Angeline Ferugiari, Wilkes-Barre, March 10, 1935.

BLAIR COUNTY

Miss Anna M. Feeney, Altoona, March 12, 1935.

ALLEGHENY COUNTY

Miss Mary F. Maloy, Pittsburgh, March 14, 1935.

CHESTER COUNTY

J. Harry Grover, Phoenixville, March 14, 1935.

ARMSTRONG COUNTY

Anthony Maridon, Leechburg, March 16, 1935.

LEHIGH COUNTY

Miss Lillian D. Crouse, Allentown, March 16, 1935.

MONTGOMERY COUNTY

D. M. Dempster, Jenkintown, March 16, 1935.

LUZERNE COUNTY

Daniel B. Breihof, Conynham March 21, 1935.

LYCOMING COUNTY

Hugh Gilmore, Williamsport, March 21, 1935.

ALLEGHENY COUNTY

Mrs. Ruth A. Epstein, Pittsburgh, March 23, 1935.

PHILADELPHIA COUNTY

Miss Hattie E. Clayman, Philadelphia, March 23, 1935.
Myer Pasik, Philadelphia, March 26, 1935.
Solomon Rosenstein, Philadelphia, March 27, 1935.

ALLEGHENY COUNTY

Julius Bano, Homestead, March 31, 1935.
Miss M. Estelle Sellers, Pittsburgh, April 1, 1935.

LACKAWANNA COUNTY

Wm. H. Horger, Taylor, April 1, 1935.

LUZERNE COUNTY

H. W. Heidenreich, Hazleton, April 1, 1935.

MONTGOMERY COUNTY

Miss Sarah E. Yerkes, Hatboro, April 1, 1935.

PHILADELPHIA COUNTY

Lorenzo J. Riley, Philadelphia, April 1, 1935.
Harry A. Schoenberg, Philadelphia, April 1, 1935.
Morris Bloom, Philadelphia, April 10, 1935.
Victor C. Trappler, Philadelphia, April 13, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Antoinette DeRosa, 6488 Frankstown Ave., Pittsburgh.
Charles J. Koch, 619 W. Diamond St., Pittsburgh.
Bresci R. P. Leonard, 1913 Investment Bldg., Pittsburgh.
Harry L. McAnally, 545 William Penn Way, Pittsburgh.
Lewis N. Stevenson, Verona.

BERKS COUNTY

Scott W. Hoffmaster, Reading.

BLAIR COUNTY

Geo. F. Sheraw, Altoona.

DAUPHIN COUNTY

Mrs. Flora M. Levin, Harrisburg.

ERIE COUNTY

Mrs. N. M. Jeffs, Erie.
Dan Le Salomie, Erie.

LACKAWANNA COUNTY

George Chylak, Olyphant.

LANCASTER COUNTY

Miss Matilda M. Culhane, Lancaster.
R. J. Schwalm, Lancaster.
David H. Snader, Akron.

LEHIGH COUNTY

Joseph F. Patrouch, Allentown.
Miss Marie A. Reuber, Allentown.

LUZERNE COUNTY

Anthony F. Dougherty, Kingston.

MONROE COUNTY

Earl V. Schrack, Stroudsburg.

NORTHAMPTON COUNTY

Miss Elsie F. Brunner, Bethlehem.
Miss Helen P. Folkenson, Easton.

PHILADELPHIA COUNTY

Miss Elizabeth F. Bartley, 1420 Walnut St., Philadelphia.
Mrs. H. Hubbell Butler, 5000 Woodland Ave., Philadelphia.
Charles H. Heyer, Bustleton and Grant Aves., Philadelphia.
Joseph J. Hogan, 4421 Lancaster Ave., Philadelphia.
Miss Mary R. McCann, Tioga and C Sts., Philadelphia.
Joseph Silverman, 2242 S. 5th St., Philadelphia.
Benjamin G. Woodbury, 112 Drexel Bldg., Philadelphia.
Stephen G. Woodbury, 112 Drexel Bldg., Philadelphia.

SOMERSET COUNTY

S. C. Braucher, Somerset.

WASHINGTON COUNTY

Miss Alice C. McKinney, Washington.

WESTMORELAND COUNTY

Michael Sinchak, Monessen.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Albert P. Weinberg, Philadelphia, February 8, 1935.

ALLEGHENY COUNTY

R. A. Gerwig, Wilkinsburg, February 9, 1935.
Mrs. Elizabeth M. Longdon, Pittsburgh, February 10, 1935.

BERKS COUNTY

Mrs. Rena E. Loeb, Reading, February 10, 1935.

CHESTER COUNTY

W. Morris Palmer, Exton, February 10, 1935.

COLUMBIA COUNTY

Miss Helen J. Freas, Berwick, February 14, 1935.

ALLEGHENY COUNTY

Miss Evelyn Soellner, Pittsburgh, February 14, 1935.
Thos. E. Finley, Pittsburgh, February 16, 1935.
C. W. Freehling, Pittsburgh, February 21, 1935.
A. B. McBride, Pittsburgh, February 21, 1935.

BERKS COUNTY

Henry K. Schmehl, Reading, February 21, 1935.

NORTHAMPTON COUNTY

Miss Florence M. Bilheimer, Northampton, February 26, 1935.

NORTHUMBERLAND COUNTY

Mrs. Mary Malarkey, Mt. Carmel, February 26, 1935.

ALLEGHENY COUNTY

George F. Miller, Pitcairn, March 6, 1935.
G. H. Pifer, Pittsburgh, March 6, 1935.
Fred Shoemaker, Pittsburgh, March 6, 1935.
Herman P. Young, Pittsburgh, March 6, 1935.

BEAVER COUNTY

S. W. Fullerton, Beaver Falls, March 6, 1935.

BERKS COUNTY

John W. Rhode, Kutztown, March 6, 1935.

BUCKS COUNTY

Frank H. Hartman, Quakertown March 6, 1935.

CRAWFORD COUNTY

Mrs. Clara I. Hunter, Meadville, March 6, 1935.

LANCASTER COUNTY

Miss Esther L. Metzler, Lancaster, March 6, 1935.

LAWRENCE COUNTY

Charles Matthews, Jr., New Castle, March 6, 1935.
Wm. W. Stevenson, New Castle, March 6, 1935.

MERCER COUNTY

Miss Ruth Templeton, Greenville, March 6, 1935.

MONTGOMERY COUNTY

Miss Mary L. Dreshman, Norristown, March 6, 1935.
Otto Quinque, Harleysville, March 6, 1935.

PHILADELPHIA COUNTY

Louis Entine, Philadelphia, March 6, 1935.
Mrs. Helen R. Connor Field, Philadelphia, March 6, 1935.
J. Wallace Hensler, Philadelphia, March 6, 1935.
Albert J. Meyers, Philadelphia, March 6, 1935.
George L. Parker, Jr., Philadelphia, March 6, 1935.
Mrs. Claire E. Powell, Philadelphia, March 6, 1935.
Miss Anna M. Quinn, Philadelphia, March 6, 1935.
Julius J. Saltzburg, Philadelphia, March 6, 1935.
George A. Scheer, Jr., Philadelphia, March 6, 1935.

WESTMORELAND COUNTY

Miss Mary E. Murphy, Greensburg, March 6, 1935.

YORK COUNTY

John C. Krebs, Hanvoer, March 6, 1935.

ALLEGHENY COUNTY

Harry Woods Grier, Pittsburgh, March 7, 1935.

PHILADELPHIA COUNTY

George B. Dunn, Philadelphia, March 7, 1935.
Wm. F. Kolm, Philadelphia, March 7, 1935.

PHILADELPHIA COUNTY

Miss Evelyn A. McLaughlin, Philadelphia, March 1, 1935.
Paul A. Sherwin, Philadelphia, March 7, 1935.
David Solms, Philadelphia, March 7, 1935.

WESTMORELAND COUNTY

Miss Marie Phillips, Greensburg, March 7, 1935.

ALLEGHENY COUNTY

Sigmund Arnold, Pittsburgh, March 9, 1935.
James W. Barnett, East Pittsburgh, March 9, 1935.
Miss Mae E. Canning, Pittsburgh, March 9, 1935.
W. E. Dresser, West Homestead, March 9, 1935.
I. W. England, Pittsburgh, March 9, 1935.
H. G. McKelvey, Gibsonia, March 9, 1935.
Al. F. Quick, McKeesport, March 9, 1935.

BEAVER COUNTY

John Senior, New Brighton, March 9, 1935.

BUCKS COUNTY

Miss Anna M. Faul, Quakertown, March 9, 1935.

CAMBRIA COUNTY

Mrs. Rubie M. Dickie, Johnstown, March 9, 1935.

CLARION COUNTY

Russell C. Hepler, Clarion, March 9, 1935.

CRAWFORD COUNTY

Carl O. First, Meadville, March 9, 1935.

DAUPHIN COUNTY

LeRoy R. Gramm, Harrisburg, March 9, 1935.
Mrs. Alta M. Grimes, Harrisburg, March 9, 1935.
Mrs. L. S. King, Harrisburg, March 9, 1935.
Carroll B. Price, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Mrs. Jennie D. Gomberg, Chester, March 9, 1935.
Miss Mary E. McCloskey, Lester P. O., March 9, 1935.
Miss Mary C. McNichols, Essington, March 9, 1935.
Philip S. Neison, Norwood, March 9, 1935.

LANCASTER COUNTY

Miss Dorothy P. Martin, Lancaster, March 9, 1935.
Miss Barbara M. Wenger, New Holland, March 9, 1935.

LAWRENCE COUNTY

Miss Lois D. O'Neil, Bessemer, March 9, 1935.

LEHIGH COUNTY

Mrs. Katharine M. Moyer, Allentown, March 9, 1935.

LUZEZRNE COUNTY

Harry C. Miller, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

J. M. Cotter, Eldred, March 9, 1935.

MERCER COUNTY

Oliver W. Beach, Sharon, March 9, 1935.

MIFFLIN COUNTY

Harry V. Higgins, Lewistown, March 9, 1935.

MONTGOMERY COUNTY

J. B. Clemens, Telford, March 9, 1935.

NORTHAMPTON COUNTY

D. Erwin Keim, Nazareth, March 9, 1935.

PHILADELPHIA COUNTY

Harvey H. M. Barrett, Philadelphia, March 9, 1935.
Edwin A. J. Blank, Philadelphia, March 9, 1935.
Mervin J. Brenner, Philadelphia, March 9, 1935.
Miss Hazel H. Brown, Philadelphia, March 9, 1035.
Miss Elizabeth Chadwick, Philadelphia, March 9, 1935.
Miss Maude Z. Davis, Philadelphia, March 9, 1935.
Norman Klauder, Philadelphia, March 9, 1935.
Miss Rose A. Mellon, Philadelphia, March 9, 1935.
John T. Messert, Philadelphia, March 9, 1935.
Miss Gertrude A. Park, Philadelphia, March 9, 1935.
Miss Elsie L. Parker, Philadelphia, March 9, 1935.
Herman Schurr, Philadelphia, March 9, 1935.
Miss Lily M. Stern, Philadelphia, March 9, 1935.
Rudolph L. Wilson, Philadelphia, March 9, 1935.
Isadore M. Yanus, Philadelphia, March 9, 1935.

WARREN COUNTY

Miss Minnie L. Hansen, Warren, March 9, 1935.

YORK COUNTY

Miss Pauline E. Swartz, York, March 9, 1935.

LAWRENCE COUNTY

D. C. Hancher, Ellwood City, March 10, 1935.

PHILADELPHIA COUNTY

Howard A. Dougherty, Philadelphia, March 11, 1935.

CLARION COUNTY

Miss Irene B. Baker, Foxburg, March 19, 1935.

BUCKS COUNTY

Asher K. Anders, Doylestown, March 21, 1935.

PHILADELPHIA COUNTY

Harry L. Gribbin, Philadelphia, March 21, 1935.
Mrs. Helen P. Gibson, Philadelphia, March 30, 1935.
William P. Swift, Philadelphia, March 30, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Nellie Nichol, McKeesport.
Mrs. Mary Nurnberger, 439 Baldwin Rd., Pittsburgh.
William C. Peckman, McKeesport.
Miss Mary Louise Stolzenbach, Union National Bank, Pittsburgh.

BERKS COUNTY

Mrs. Edna M. Noll, Fleetwood.
Miss Sara Rose, Boyertown.

BLAIR COUNTY

Frank B. Warfel, Altoona.

BUCKS COUNTY

Wm. H. Satterthwaite, Jr., Doylestown.

LUZERNE COUNTY

John R. Reap, Pittston.

NORTHAMPTON COUNTY

A. J. Welker, Hellertown.

PHILADELPHIA COUNTY

Mrs. M. T. Bloche, 3611 Walnut St., Philadelphia.
Giovanni Falcidia, 1230 S. 8th St., Philadelphia.
Miss Margaret M. McKnight, 7th and Chestnut Sts., Philadelphia.
Walter B. Richards, 415 N. 63rd St., Philadelphia.
George M. Sauers, 224 Land Title Bldg., Philadelphia.
Maurice R. Schurr, 256 N. 2nd St., Philadelphia.

WESTMORELAND COUNTY

Edward F. DeWitt, Scottdale.

GEORGE H. EARLE.

REPORTS FROM COMMITTEES

Mr. CLARK, from the Committee on Judiciary General, reported as committed Senate Bill No. 115, entitled:

An Act making certain persons ineligible to be elected to or hold public office.

Also, from the Committee on Appropriations, reported as committed Senate Bill No. 171, entitled:

An Act making an appropriation for the support of the American Legislators Association.

Mr. RICE, from the Committee on Judiciary General, reported as committed Senate Bill No. 56, entitled:

An Act to amend clause (d) of section ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and non-resident real estate brokers and real estate salesmen and their business," as amended, by defining the powers of the courts on appeals from the Department of Public Instruction.

Mr. RUPP, from the Committee on Judiciary General, reported as committed Senate Bill No. 149, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

Mr. THOMPSON (Westmoreland), from the Committee on Judiciary General, reported as committed Senate Bill No. 87, entitled:

An Act to further amend clause (a) of section six, and sections ten and eleven of the act, approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the County of Allegheny, and prescribing its powers and duties, regulating the procedure therein, and providing for the expenses thereof," by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars; by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants; by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate; by changing the effect of appeals from the county court upon judgments of that court; by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury; and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

BILLS INTRODUCED

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 193, entitled:

An Act to enlarge the jurisdiction of justices of the peace and aldermen.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 194, entitled:

An Act to promote the safety of travelers and employes upon railroads, by prohibiting carriers by railroad, hauling trains, excessive in length; providing penalties and providing for enforcement by the Public Service Commission, or any other agency, empowered to enforce the law.

Which was committed to the Committee on Labor and Industry.

Also read in his place and presented to the Chair, Senate Bill No. 195, entitled:

An Act to amend section one thousand three hundred and five of, and to add section nine hundred and eleven to, the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177)), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" removing the administration of the law library and legislative document section from the Department of Public Instruction to the Department of Justice; providing where it shall be housed and the hours it shall remain open.

Which was committed to the Committee on State Government.

Mr. ARON read in his place and presented to the Chair, Senate Bill No. 196, entitled:

An Act regulating the methods of assessment of real estate for purposes of taxation, prescribing certain duties of assessors, boards of revision of taxes, boards for the assessment and revision of taxes, boards of assessor and city council and requiring the furnishing of certain assessment maps by counties and cities.

Which was committed to the Committee on Municipal Government.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 197, entitled:

An Act to amend sections one, two and three of the act approved the seventeenth day of May, one thousand nine hundred and seventeen, (P. L. 223), entitled "An Act authorizing overseers and directors of the poor to enter into contracts with certain associations for the care and maintenance of indigent deaf and dumb persons; and conferring certain powers on the Board of Public Charities, its officers and agents," prohibiting the maintenance of deaf and dumb persons in almshouses and requiring the removal of such persons from almshouses by poor districts and the Department of Welfare.

Which was committed to the Committee on County Government.

Mr. PRINCE read in his place and presented to the Chair, Senate Bill No. 198, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the payment of certain moral claims of the Commonwealth.

Which was committed to the Committee on Appropriations.

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 199, entitled:

An Act authorizing the recorder of deeds of any county of the second class to record, or where re-recording is authorized by law to re-record by a photoraphic or photostatic process or method, all papers required or authorized to be recorded or re-recorded by him, and fixing the fees for such recording and rerecording, providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original paper would be competent, authorizing the board of county commissioners of any such county to contract, purchase and pay for out of the county funds such apparatus, equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by photographic or photostatic process or method, authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind, number and compensation of such skilled employes and assistants, and providing that such compensation shall be paid only out of the fees of said office collected or earned.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 200, entitled:

An act to amend paragraph (b) of section six of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties: providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by providing for the requirements of this paragraph to apply also to candidates for ward, borough, township, school district or party offices.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 201, entitled:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 202, entitled:

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies toward the maintenance of the Organized Reserve of the Army of the United States, and validating, ratifying and approving all such appropriations heretofore made.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 203, entitled:

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies for the payment of reasonable, fair and proper expenses of conventions of the Reserve Officers Associations of the United States, the American Legion, the Veterans of Foreign Wars, the Grand Army of the Republic, the United Spanish War Veterans and veterans associations of units of the War with Germany and her Allies, providing said conventions are held within the said County.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 204, entitled:

An Act providing that the county commissioners of counties of the second class shall create a county department of welfare, defining the powers and duties of said department, providing for an advisory board and supervisory committee for institutions, providing for the taking over by the county of certain municipal functions and property for the adjustment of indebtedness, and for the levy of taxes and incurring of indebtedness, abolishing the office of director of the poor and providing for the transfer of certain functions to said department with the consent of the court.

Which was committed to the Committee on County Government.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 205, entitled:

An Act making an appropriation to the National Stomach Hospital of the City of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. McCREESH read in his place and presented to the Chair, Senate Bill No. 206, entitled:

An Act to amend clause five of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-34), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," reducing the age limit of those entitled to assistance.

Which was committed to the Committee on Pensions.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideratino of Senate Bill No. 105, entitled:

An Act empowering private corporations hereafter formed and municipalities to establish, operate and maintain foreign trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress of the United States; and prescribing the powers and duties of such corporations and municipalities in connection therewith.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, perhaps there ought to be a word of explanation about Senate Bill No. 105. This act was drafted by The Philadelphia Chamber of Commerce and sent to me for introduction. It was referred to the Committee on Federal Relations. The only point I care to make is in Section 5. There is some objection to the report being made to the municipality of Philadelphia . A copy of the report, made to Washington, has to be filed with the State Department of Internal Affairs.

The purpose of this report is to promote the Port of Philadelphia in its commerce, cutting out a certain amount of red tape which causes delay and putting the Port of Philadelphia on a parity with other ports. It is a technical bill, and I hope everybody will vote for it.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson (Centre)
Chapman,	Lanius,	Reed,	Thompson (Westmoreland)
Clark,	Law,	(Dauphin)	Trainer,
Coyne,	Mallery,	Reed (Washington)	Woodward,
Ealy,	McClure,	Rice,	Ziesenheim,
Frey,	McCreesh,	Roberts,	
Gelder,	McGinnis,		
Graff,			

NAYS—0

A majority of all the Senators having "aye" the question was determined in the affirmative.

BILL RECOMMITTED

Mr. MALLERY. Mr. President, I move that Senate Bill No. 118, on second reading, entitled:

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments

be recommitted to the Committee on County Government for the purpose of amendment.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elasped, the Senate will be in order.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced, presented communication from the House of Representatives informing the Senate that the House has concurred in resolution from the Senate as follows:

In the Senate, February 4, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 11th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 11th, at nine o'clock.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection. The Chair hears none.

Mr. CLARK, from the Committee on Elections, reported as amended, Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for certain offices from being candidates for more than one party nomination, and requiring candidates' affidavits from candidates for additional offices.

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on State Government, reported as committed, Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor; defining the powers of such political subdivisions ;and providing for the audit of accounts.

Mr. HUNSICKER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUNSICKER, from the Committee on State Government, reported as committed, Senate Bill No. 33, entitled:

An Act authorizing the transfer to and acceptance by the Commonwealth of the Philadelphia Hospital for Mental Diseases at Byberry; and for the management and operation thereof as a State Mental Health Hospital.

Mr. PYTKO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PYTKO, from the Committee on State Government, reported as committed, Senate Bill No. 185, entitled:

An Act to amend section eleven of the act approved the sixth day of May, one thousand nine hundred and twenty-seven, (P. L. 820), entitled "An act regulating the practice of the profession of engineering in all of its branches, including surveying; providing for the registration of certain persons practicing or offering to practice said profession; conferring certain powers and imposing certain duties upon the State registration board for professional engineers, upon the court of common pleas of Dauphin County; and providing penalties," by removing the penalty for failure to renew certificates.

BILL INTRODUCED

Mr. HARVEY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARVEY read in his place and presented to the Chair, Senate Bill No. 207, entitled:

An Act making an appropriation to the Florence Crittenton Shelter, of Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for twenty minutes.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

JUSTICE OF THE PEACE

February 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the day of confirmation:

Tracy M. Greenlund, of Warren, Warren County, as Justice of the Peace in the borough of Warren, Warren County, vice Watts N. Davis, resigned, until the first Monday in January, 1936.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointments as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Antoinette DeRosa, 6488 Frankstown Ave., Pittsburgh.
Charles J. Koch, 619 W. Diamond St., Pittsburgh.
Bresci R. P. Leonard, 1913 Investment Bldg., Pittsburgh.
Harry L. McAnally, 545 William Penn Way, Pittsburgh.
Lewis N. Stevenson, Verona.

BERKS COUNTY

Scott W. Hoffmaster, Reading.

BLAIR COUNTY

Geo. F. Sheraw, Altoona.

DAUPHIN COUNTY

Mrs. Flora M. Levin, Harrisburg.

ERIE COUNTY

Mrs. N. M. Jeffs, Erie.
Dan Le Salomie, Erie.

LACKAWANNA COUNTY

George Chylak, Olyphant.

LANCASTER COUNTY

Miss Matilda M. Culhane, Lancaster.
R. J. Schwalm, Lancaster.
David H. Snader, Akron.

LEHIGH COUNTY

Joseph F. Patrouch, Allentown.
Miss Marie A. Reuber, Allentown.

LUZERNE COUNTY

Anthony F. Dougherty, Kingston.

MONROE COUNTY

Earl V. Schrack, Stroudsburg.

NORTHAMPTON COUNTY

Miss Elsie F. Brunner, Bethlehem.
Miss Helen P. Folkenson, Easton.

PHILADELPHIA COUNTY

Miss Elizabeth F. Bartley, 1420 Walnut St., Philadelphia.
Mrs. H. Hubbell Butler, 5000 Woodland Ave., Philadelphia.
Charles H. Reyer, Bustleton and Grant Aves., Philadelphia.
Joseph J. Hogan, 4421 Lancaster Ave., Philadelphia.
Miss Mary R. McCann, Tioga and C Sts., Philadelphia.
Joseph Silverman, 2242 S. 5th St., Philadelphia.
Benjamin E. Troland, 1608 Walnut St., Philadelphia.
Stephen G. Woodbury, 112 Drexel Bldg., Philadelphia.

SOMERSET COUNTY

S. C. Braucher, Somerset.

WASHINGTON COUNTY

Miss Alice C. McKinney, Washington.

WESTMORELAND COUNTY

Michael Sinchak, Monessen.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LACKAWANNA COUNTY

A. Floyd Vosburg, Scranton, February 8, 1935.

LUZERNE COUNTY

John W. Hannis, Ashley, February 8, 1935.

PHILADELPHIA COUNTY

Vincent Domanski, Jr., Philadelphia, February 8, 1935.

LUZERNE COUNTY

Miss Elizabeth K. Meighan, Wilkes-Barre, February 9, 1935.

NORTHAMPTON COUNTY

Louis Odenwelder, Easton, February 9, 1935.

DELAWARE COUNTY

Geo. B. Harvey, Chester, February 10, 1935.

PHILADELPHIA COUNTY

Walter G. List, Philadelphia, February 12, 1935.

ALLEGHENY COUNTY

Miss Mary E. Challener, Pittsburgh, February 16, 1935.

BRADFORD COUNTY

Mrs. Alice K. Norton, New Albany, February 16, 1935.

PHILADELPHIA COUNTY

Isadore H. Bach, Philadelphia, February 16, 1935.

ALLEGHENY COUNTY

W. A. Martin, Pittsburgh, February 17, 1935.

LUZERNE COUNTY

Fred B. Davis, Wilkes-Barre, February 17, 1935.

BLAIR COUNTY

Miss Ella M. Nicodemus, Martinsburg, February 21, 1935.

DELAWARE COUNTY

Jesse K. Lewis, Chester, February 21, 1935.

LACKAWANNA COUNTY

Charles H. Horton, Carbondale, February 21, 1935.

LANCASTER COUNTY

Henry H. Koser, Landisville, February 21, 1935.

LYCOMING COUNTY

Miss M. F. Wilson, Williamsport, February 21, 1935.

PHILADELPHIA COUNTY

Alexander Milligan, Philadelphia, February 21, 1935.

WASHINGTON COUNTY

W. C. Black, Canonsburg, February 21, 1935.

YORK COUNTY

John A. Stover, York, February 21, 1935.

ALLEGHENY COUNTY

William L. Buck, McKeesport, February 22, 1935.

DELAWARE COUNTY

Donald C. Heims, Upper Darby, February 22, 1935.

PHILADELPHIA COUNTY

Miss Helen R. Tulskie, Philadelphia, February 23, 1935.

WAYNE COUNTY

Miss Marjorie E. Fowler, Honesdale, February 23, 1935.

PHILADELPHIA COUNTY

T. Bailey Stinson, Philadelphia, February 24, 1935.

ALLEGHENY COUNTY

John S. Cort, Pittsburgh, February 25, 1935.

BLAIR COUNTY

Walter M. Hunt, Altoona, February 26, 1935.

PHILADELPHIA COUNTY

Joseph S. Kratz, Philadelphia, February 26, 1935.

WARREN COUNTY

Miss Mabel Hill, Warren, February 26, 1935.

LANCASTER COUNTY

Miss M. Edna Hurst, Lancaster, February 27, 1935.

PHILADELPHIA COUNTY

Miss Esther Batezel, Philadelphia, February 27, 1935.

ALLEGHENY COUNTY

Miss Stella B. Wahl, Pittsburgh, February 28, 1935.

LACKAWANNA COUNTY

Horace G. Likeley, Carbondale, February 28, 1935.

LANCASTER COUNTY

A. R. Coover, Denver, March 2, 1935.

LAWRENCE COUNTY

J. Glenn Berry, New Castle, March 2, 1935.

PHILADELPHIA COUNTY

Bennie Bercovitch, Philadelphia, March 4, 1935.

ALLEGHENY COUNTY

Leon Rudzki, Pittsburgh, March 5, 1935.
Frank Demjan, McKees Rocks, March 6, 1935.
Miss Adah E. Morgan, Pittsburgh, March 6, 1935.
Joseph T. Peoples, Pittsburgh, March 6, 1935.
Miss Anna C. Schaefer, Pittsburgh, March 6, 1935.

CAMBRIA COUNTY

Stephen Eperjessy, Johnstown, March 6, 1935.
J. Harrison Westover, Spangler, March 6, 1935.

DELAWARE COUNTY

Frederick F. D. Hazell, Norwood, March 6, 1935.

HUNTINGDON COUNTY

Frank L. Saylor, Mt. Union, March 6, 1935.

LACKAWANNA COUNTY

Miss Loretta Dorsey, Scranton, March 6, 1935.
John W. Griffith, Scranton, March 6, 1935.
Miss Louise M. Schmidt, Scranton, March 6, 1935.
Chester A. Thomas, Scranton, March 6, 1935.

LANCASTER COUNTY

Guy C. Eaby, Lancaster, March 6, 1935.

LUZERNE COUNTY

Louis T. Gentilini, Hazleton, March 6, 1935.

LYCOMING COUNTY

Miss Gertrude VanHorne, Williamsport, March 6, 1935.

MONROE COUNTY

William T. McNulty, Stroudsburg, March 6, 1935.

PHILADELPHIA COUNTY

Marquis D. Brunner, Philadelphia, March 6, 1935.
Stuart S. Buzby, Philadelphia, March 6, 1935.
Mrs. Anna M. Campbell, Philadelphia, March 6, 1935.
Mrs. Kathryn F. Carlson, Philadelphia, March 6, 1935.
Joseph H. Fiet, Philadelphia, March 6, 1935.
Frank A. Haufler, Philadelphia, March 6, 1935.
Miss Selma L. Houseman, Philadelphia, March 6, 1935.
Leonard Kissileff, Philadelphia, March 6, 1935.
Joseph J. Lavery, Philadelphia, March 6, 1935.
Geo. H. Schellinger, Philadelphia, March 6, 1935.
John Stewart, Philadelphia, March 6, 1935.
William J. Wilson, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

Leon M. Brobst, Mahanoy City, March 6, 1935.
C. P. Reing, Mahanoy City, March 6, 1935.

WESTMORELAND COUNTY

Chas. T. Myers, Jr., Jeannette, March 6, 1935.

YORK COUNTY

Vernice A. Stinger, York, March 6, 1935.

ALLEGHENY COUNTY

Miss Marjorie Darling, Pittsburgh, March 7, 1935.
Miss Catherine C. Donnelly, Pittsburgh, March 7, 1935.
Harry R. Edelman, Jr., Pittsburgh, March 7, 1935.
Harry E. Ward, Pittsburgh, March 7, 1935.
William H. Whitman, Pittsburgh, March 7, 1935.

BLAIR COUNTY

Ira Karns, Hollidaysburg, March 7, 1935.

CLARION COUNTY

Stephen J. Schmader, Lucinda, March 7, 1935.

COLUMBIA COUNTY

Miss Mildred Runyan, Berwick, March 7, 1935.

CUMBERLAND COUNTY

Karl F. Achenbach, Lemoyne, March 7, 1935.

DELAWARE COUNTY

Albert N. Garrett, Jr., Media, March 7, 1935.

LACKAWANNA COUNTY

Miss Isabe M. Carey, Scranton, March 7, 1935.
Wilfred J. Harris, Scranton, March 7, 1935.

LEHIGH COUNTY

Russell J. Yoder, Fullerton, March 7, 1935.

LUZERNE COUNTY

Miss Anna K. Dasch, Wilkes-Barre, March 7, 1935.

PHILADELPHIA COUNTY

Miss Anna S. Coxson, Philadelphia, March 7, 1935.
Carl B. Goldacker, Philadelphia, March 7, 1935.
James V. Hazlett, Philadelphia, March 7, 1935.
G. E. Letchworth, Jr., Philadelphia, March 7, 1935.
Robert McClay, Philadelphia, March 7, 1935.
Mrs Besse Perry, Philadelphia, March 7, 1935.
H. Conwell Snoke, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

John W. Barto, Pine Grove, March 7, 1935.

DELAWARE COUNTY

Miss Anita E. McKinney, Chester, March 8, 1935.

MONTGOMERY COUNTY

Winfield W. Harley, Schwenksville, March 8, 1935.

NORTHAMPTON COUNTY

J. M. Brandau, Easton, March 8, 1935.

ALLEGHENY COUNTY

Miss E. D. Bambis, Pittsburgh, March 9, 1935.
Miss Elizabeth B. Becker, Pittsburgh, March 9, 1935.
Miss Ruth E. Benzing, Pittsburgh, March 9, 1935.
Harry N. Cobbett, Pittsburgh, March 9, 1935.
Mrs. Clara Confienti, Coraopolis, March 9, 1935.
Miss Edna Hazlett, Pittsburgh, March 9, 1935.
R. E. Koerber, Pittsburgh, March 9, 1935.

ALLEGHENY COUNTY

Miss Charlotte Leasure, Pittsburgh, March 9, 1935.
John A. Lundy, East Pittsburgh, March 9, 1935.
Mrs. Cora D. Moloney, Pittsburgh, March 9, 1935.
J. C. Moore, Woodville, March 9, 1935.
Eugene A. Portman, Carnegie, March 9, 1935.
R. F. Sample, Pittsburgh, March 9, 1935.
Miss Mary Spargo, Pittsburgh, March 9, 1935.
Miss Bertha R. Thomas, Pittsburgh, March 9, 1935.
John J. Thomas, McKees Rocks, March 9, 1935.
Albert C. Trudel, Pittsburgh, March 9, 1935.
Thos. J. Walker, Pittsburgh, March 9, 1935.

BEAVER COUNTY

Henry Miksch, Monaca, March 9, 1935.

BLAIR COUNTY

Miss Laura E. Beaver, Altoona, March 9, 1935.

CAMBRIA COUNTY

Roy Mulhollen, Johnstown, March 9, 1935.

CENTRE COUNTY

Thomas Byron, Philipsburg, March 9, 1935.

CHESTER COUNTY

Charles W. Duncan, Coatesville, March 9, 1935.

CUMBERLAND COUNTY

Parker H. Kuhns, Mechanicsburg, March 9, 1935.

GREENE COUNTY

John T. McMinn, Jefferson, March 9, 1935.

HUNTINGTON COUNTY

L. L. Emmert, Huntingdon, March 9, 1935.

LACKAWANNA COUNTY

Miss Edna R. Jopling, Scranton, March 9, 1935.
Alphonse C. F. Kenowski, Scranton, March 9, 1935.
Miss Jeanette Thomas, Scranton, March 9, 1935.

LEBANON COUNTY

Miss Anna C. Euston, Lebanon, March 3, 1935.
Mrs. Stella E. Keller, Lebanon, March 9, 1935.

LEHIGH COUNTY

Miss Martha I. Readinger, Allentown, March 9, 1935.

LUZERNE COUNTY

Robert Challis, Jr., Wilkes-Barre, March 9, 1935.
F. W. Root, Wilkes-Barre, March 9, 1935.
Chas. H. Wolfe, Freeland, March 9, 1935.

MONROE COUNTY

F. S. Weiss, Stroudsburg, March 9, 1935.

MONTGOMERY COUNTY

Miss Elizabeth Coulston, Norristown, March 9, 1935.
M. B. Linderman, Limerick, March 9, 1935.
Carroll L. Rutter, Pottstown, March 9, 1935.
Miss Agnes D. Walker, Bryn Mawr, March 9, 1935.
Miss Mary D. Yerkes, Hatboro, March 9, 1935.

NORTHAMPTON COUNTY

Clarence H. Boehm, Bethlehem, March 9, 1935.

PHILADELPHIA COUNTY

Thomas E. Ashmead, Philadelphia, March 9, 1935.
M. Alan Bucks, Philadelphia, March 9, 1935.
James Dessen, Philadelphia, March 9, 1935.
Frank A. Hookey, Philadelphia, March 9, 1935.
Lawrence H .Hopf, Philadelphia, March 9, 1935.
Fred L. Johnston, Philadelphia, March 9, 1935.
Edward B. Kirchmier, Philadelphia, March 9, 1935.
George H. Meisle, Philadelphia, March 9, 1935.
Alfred H. Neithammer, Philadelphia, March 9, 1935.
William W. Rhoads, Philadelphia, March 9, 1935.
Miss Helen M. Rittersbach Philadelphia, March 9, 1935.
Edward W. Sheetz, Philadelphia, March 9, 1935.
Miss Marie L. Swartz, Philadelphia, March 9, 1935.
George J. Watts, Jr., Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

Franklin L. Brobst, Mahanoy City, March 9, 1935.

SOMERSET COUNTY

D. H. Pore, Confluence, March 9, 1935.

VENANGO COUNTY

C. R. Engstrom, Oil City, March 9, 1935.
Harold T. Parker, Oil City, March 9, 1935.

WARREN COUNTY

Miss Agnes M. Wood, Warren, March 9, 1935.

WASHINGTON COUNTY

Mrs. Florence S. Piatt, Marianna, March 9, 1935.
Miss Anna Urban, Donora, March 9, 1935.

WAYNE COUNTY

Miss Grace Hanlan, Honesdale, March 9, 1935.

WESTMORELAND COUNTY

Nicholas Long, Greensburg, March 9, 1935.

YORK COUNTY

Harold D. Keller, Glen Rock, March 9, 1935.

LUZERNE COUNTY

Miss Angeline Ferugiari, Wilkes-Barre, March 10, 1935.

BLAIR COUNTY

Miss Anna M. Feeney, Altoona, March 12, 1935.

ALLEGHENY COUNTY

Miss Mary F. Maloy, Pittsburgh, March 14, 1935.

CHESTER COUNTY

J. Harry Grover, Phoenixville, March 14, 1935.

ARMSTRONG COUNTY

Anthony Maridon, Leechburg, March 16, 1935.

LEHIGH COUNTY

Miss Lillian D. Crouse, Allentown, March 16, 1935.

MONTGOMERY COUNTY

D. M. Dempster, Jenkintown, March 16, 1935.

LUZERNE COUNTY

Daniel B. Briehof, Conynham, March 21, 1935.

LYCOMING COUNTY

Hugh Gilmore, Williamsport, March 21, 1935.

ALLEGHENY COUNTY

Mrs. Ruth A. Epstein, Pittsburgh, March 23, 1935.

PHILADELPHIA COUNTY

Miss Hattie E. Clayman, Philadelphia, March 23, 1935.
Myer Pasik, Philadelphia, March 26, 1935.
Solomon Rosenstein, Philadelphia, March 27, 1935.

ALLEGHENY COUNTY

Julius Bano, Homestead, March 31, 1935.
Miss M. Estelle Sellers, Pittsburgh, April 1, 1935.

LACKAWANNA COUNTY

Wm. H. Horger, Taylor, April 1, 1935.

LUZERNE COUNTY

H. W. Heidenreich, Hazelton, April 1, 1935.

MONTGOMERY COUNTY

Miss Sarah E. Yerkes, Hatboro, April 1, 1935.

PHILADELPHIA COUNTY

Lorenzo J .Riley, Philadelphia, April 1, 1935.
Harry A. Schoenberg, Philadelphia, April 1, 1935.
Morris Bloom, Philadelphia, April 10, 1935.
Victor C. Trappler, Philadelphia, April 13, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, Febraury 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ARMSTRONG COUNTY

J. H. McElroy, Kaylor, February 5, 1935.

PHILADELPHIA COUNTY

Charles H. Smith, Philadelphia, February 5, 1935.

DAUPHIN COUNTY

Earl Handler, Harrisburg, February 8, 1935.

LUZERNE COUNTY

Hugh F. Keating, Nanticoke, February 9, 1935.

CRAWFORD COUNTY

Miss W. Weizel, Meadville, February 12, 1935.

LEHIGH COUNTY

Mrs. Lillie E. Thomas, Allentown, February 12, 1935.

LUZERNE COUNTY

Edward J. Gormley, Hazleton, February 15, 1935.

WASHINGTON COUNTY

A. B. Cochran, McDonald, February 20, 1935.

ALLEGHENY COUNTY

R. N. McElheny, Pittsburgh, February 21, 1935.
George Sapper, Pittsburgh, February 21, 1935.

ERIE COUNTY

S. H. Drown, Erie, February 21, 1935.

LUZERNE COUNTY

Chas. G. Siegel, Nanticoke, February 21, 1935.
Miss Catherine M. Kane, Wilkes-Barre, February 24, 1935.

ALLEGHENY COUNTY

Ralph Williams, Pittsburgh, February 26, 1935.

PHILADELPHIA COUNTY

D. Frank Carroll, Philadelphia, March 1, 1935.

JEFFERSON COUNTY

Miss Elaine M. Kearney, Brockway, March 3, 1935.

COLUMBIA COUNTY

Paul E. Ward, Bloomsburg, March 5, 1935.

CUMBERLAND COUNTY

John Roberston, Mechanicsburg, March 6, 1935.

DAUPHIN COUNTY

Emanuel Cohen, Harrisburg, March 6, 1935.

ELK COUNTY

Walter W. Gleason, Johnsonburg, March 6, 1935.

FAYETTE COUNTY

Harold S. Bierer, Point Marion, March 6, 1935.
Milo K. Ruse, Point Marion, March 6, 1935.

LACKAWANNA COUNTY

C. M. Hepburn, Scranton, March 6, 1935.

PHILADELPHIA COUNTY

Walter James Lightfoot, Philadelphia, March 6, 1935.
James W. McCully, Philadelphia, March 6, 1935.
Miss Jane M. Simons, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

L. R. Behers, Carnegie, March 7, 1935.

DAUPHIN COUNTY

Miss E. A. Ebersole, Penbrook, March 7, 1935.

DELEWARE COUNTY

Miss Mary V. Bergdoll, Media, March 7, 1935.

MERCER COUNTY

M. B. Klinesmith, Grove City, March 7, 1935.

MONTGOMERY COUNTY

Hervey C. Irwin, Bala-Cynwyd, March 7, 1935.

PHILADELPHIA COUNTY

Joseph Benevento, Philadelphia, March 7, 1935.
William J. Gordon, Philadelphia, March 7, 1935.
Arno E. Roeder, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Robert R. Gerhart, Pittsburgh, March 9, 1935.
S. H. Gordon, Munhall, March 9, 1935.
J. C. Hennessy, Pittsburgh, March 9, 1935.
W. F. Kapp, Homestead, March 9, 1935.
F. D. Lawry, Pitcairn, March 9, 1935.
W. J. Vandevort, Pittsburgh, March 9, 1935.

BLAIR COUNTY

Mrs. Ethel M. Zeigler, Claysburg, March 9, 1935.

CAMBRIA COUNTY

Mrs. Anna Stager, Portage, March 9, 1935.

DAUPHIN COUNTY

Russell S. Sayford, Harrisburg, March 9, 1935.

ERIE COUNTY

Walter L. Peake, Corry, March 9, 1935.

FAYETTE COUNTY

Charles K. Brooks, Mill Run, March 9, 1935.

LANCASTER COUNTY

G. K. Biemesderfer, Lancaster, March 9, 1935.
George W. Burkhart, Lancaster, March 9, 1935.

NORTHUMBERLAND COUNTY

Mrs. Emma R. Heitzman, Shamokin, March 9, 1935.

PHILADELPHIA COUNTY

A. M. Blanche, Philadelphia, March 9, 1935.
John L. Gleeson, Philadelphia, March 9, 1935.
A. H. Jamison, Philadelphia, March 9, 1935.
Wm. R. Keech, Philadelphia, March 9, 1935.
Theodore E. Nichterlein, Philadelphia, March 9, 1935.
Arthur S. Scott, Philadelphia, March 9, 1935.
Miss Marian S. Thomas, Philadelphia, March 9, 1935.

WAYNE COUNTY

Dan C. Osborn, Honesdale, March 9, 1935.

WESTMORELAND COUNTY

Edgar A. Aland, Jeannette, March 9, 1935.

YORK COUNTY

Miss Ruth E. Wolf, York, March 9, 1935.

PHILADELPHIA COUNTY

Mrs. Florence W. Whartenby, Philadelphia, March 31, 1935.

SCHUYLKILL COUNTY

J. P. Monaghan, Shenandoah, March 31, 1935.

ALLEGHENY COUNTY

E. A. Berry, Pittsburgh, April 1, 1935.
M. V. Blackstone, Pittsburgh, April 1, 1935.
Miss Esther R. Goodman, Pittsburgh, April 1, 1935.
Charles F. Gust, Jr., Pittsburgh, April 1, 1935.
Edwin B. McNaughton, Pittsburgh, April 1, 1935.
William T. Mueller, Pittsburgh, April 1, 1935.
J. B. A. Tracey, Pittsburgh, April 1, 1935.

BEAVER COUNTY

Miss Ethel M. Cummins, Beaver Falls, April 1, 1935

CAMBRIA COUNTY

Henry S. Cole, Cresson, April 1,1935.

ERIE COUNTY

L. E. Cushman, North East, April 1, 1935.
James T. Malone, Erie, April 1, 1935.
Matthew F. McCarthy, Erie, April 1, 1935.
Miss Mary A. Scouller, North East, April 1, 1935.
Wilbur R. Seabrook, Erie, April 1, 1935.

FAYETTE COUNTY

Angel H. Orler, Newell, April 1, 1935.

LEHIGH COUNTY

Miss C. E. Bowman, Allentown, April 1, 1935.

LUZERNE COUNTY

Henry K. Markman, Hazleton, April 1, 1935.

MONTGOMERY COUNTY

Nelson F. Schmidt, Schwenksville, April 1, 1935.

PHILADELPHIA COUNTY

Harry C. Barnes, Philadelphia, April 1, 1935.
Earl Blizzard, Philadelphia, April 1, 1935.
Samuel Cathers, Philadelphia, April 1, 1935.
Thos. W. Cox, Philadelphia, April 1, 1935.
Samuel Ellis, Philadelphia, April 1, 1935.
Joseph W. Klingel, Philadelphia, April 1, 1935.
Miss Olive F. Lutge, Philadelphia, April 1, 1934.
Ervin Lyndall, Philadelphia, April 1, 1935.
Thomas A. Mann, Philadelphia, April 1, 1935.
Mrs. Irma H. Mellon, Philadelphia, April 1, 1935.
Harvey W. Monks, Philadelphia, April 1, 1935.
Sol Topkis, Philadelphia, April 1, 1935.
Harry A. Tripple, Philadelphia, April 1, 1935.
Henry J. Tunstall, Philadelphia, April 1, 1935.
W. C. Turner, Philadlephia, April 1, 1935.
Frank Zinman, Philadelphia, April 1, 1935.

WARREN COUNTY

Mrs. Genevieve G. Moll, Warren, April 1, 1935.

WESTMORELAND COUNTY

W. A. Thomas, New Kensington, April 1, 1935.

MONTGOMERY COUNTY

Milton Moyer, Hatfield, April 1, 1935.

ALLEGHENY COUNTY

Miss Agnes B. Cochrane, Pittsburgh, April 3, 1935.

PHILADELPHIA COUNTY

Isaac Goldstein, Philadelphia, April 3, 1935.
Joseph V. Murray, Philadelphia, April 4, 1935.

MERCER COUNTY

F. H. Bartleson, Sharpsville, April 6, 1935.

PHILADELPHIA COUNTY

Harold Barr, Philadelphia, April 6, 1935.
Edward J. Agnew, Philadelphia, April 8, 1935.

ADAMS COUNTY

Roger J. Keefer, Littlestown, April 9, 1935.

PHILADELPHIA COUNTY

Miss Lillian M. Brogan, Philadelphia, April 10, 1935.
Miss Nellie Groves, Philadelphia, April 14, 1935.
Columbus W. Gabell, Jr., Philadelphia, April 19, 1935.
Miss Eva Roberts, Philadelphia, April 24, 1935.
Henry G. Blood, Philadelphia, April 28, 1935.
Adolph B. Caspar, Philadelphia, April 28, 1935.
Robert J. Thompson, Philadelphia, April 28, 1935.

GEORGE H. EARLE.

February 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Albert P. Weinberg, Philadelphia, February 8, 1935.

ALLEGHENY COUNTY

R. A. Gerwig, Wilkinsburg, February 9, 1935.
Mrs. Elisabeth M. Longdon, Pittsburgh, February 10, 1935.

BERKS COUNTY

Mrs. Rena E. Loeb, Reading, February 10, 1935.

CHESTER COUNTY

W. Morris Palmer, Exton, February 10, 1935.

ALLEGHENY COUNTY

Miss Evelyn Soellner, Pittsburgh, February 14, 1935.

COLUMBIA COUNTY

Miss Helen J. Freas, Berwick, February 14, 1935.

ALLEGHENY COUNTY

Thos. E. Finley, Pittsburgh, February 16, 1935.
C. W. Freehling, Pittsburgh, February 21, 1935.
A. B. McBride, Pittsburgh, February 21, 1935.

BERKS COUNTY

Henry K. Schmehl, Reading, February 21, 1935.

NORTHAMPTON COUNTY

Miss Florence M. Bilheimer, Northampton, February 26, 1935.

NORTHUMBERLAND COUNTY

Mrs. Mary Malarkey, Mt. Carmel, February 26, 1935.

ALLEGHENY COUNTY

George F. Miller, Pitcairn, March 6, 1935.
G. H. Pifer, Pittsburgh, March 6, 1935.
Fred Shoemaker, Pittsburgh, March 6, 1935.
Herman P. Young, Pittsburgh, March 6, 1935.

BEAVER COUNTY

S. W. Fullerton, Beaver Falls, March 6, 1935.

BERKS COUNTY

John W. Rhode, Kutztown, March 6, 1935.

BUCKS COUNTY

Frank H. Hartman, Quakertown, March 6, 1935.

CRAWFORD COUNTY

Mrs. Clara I. Hunter, Meadville, March 6, 1935.

LANCASTER COUNTY

Miss Esther L. Metzler, Lancaster, March 6, 1935.

LAWRENCE COUNTY

Charles Matthews, Jr., New Castle, March 6, 1935.
Wm. W. Stevenson, New Castle, March 6, 1935.

MERCER COUNTY

Miss Ruth Templeton, Greenville, March 6, 1935.

MONTGOMERY COUNTY

Miss Mary L. Dreshman, Norristown, March 6, 1935.
Otto Quinque, Harleysville, March 6, 1935.

PHILADELPHIA COUNTY

Louis Entine, Philadelphia, March 6, 1935.
Mrs. Helen R. Conner Field, Philadelphia, March 6, 1935.
J. Wallace Hensler, Philadelphia, March 6, 1935.
Albert J. Meyers, Philadelphia, March 6, 1935.
George L. Parker, Jr., Philadelphia, March 6, 1935.
Mrs. Claire E. Powell, Philadelphia, March 6, 1935.
Miss Anna M. Quinn, Philadelphia, March 6, 1935.
Julius J. Saltzburg, Philadelphia, March 6, 1935.
George A. Scheer, Jr., Philadelphia, March 6, 1935.

WESTMORELAND COUNTY

Miss Mary E. Murphy, Greensburg, March 6, 1935.

YORK COUNTY

John C. Krebs, Hanover, March 6, 1935.

ALLEGHENY COUNTY

Harry Woods Grier, Pittsburgh, March 7, 1935.

PHILADELPHIA COUNTY

George B. Dunn, Philadelphia, March 7, 1935.
Wm. F. Kolm, Philadelphia, March 7, 1935.
Miss Evelyn A. McLaughlin, Philadelphia, March 7, 1935.
Paul A. Sherwin, Philadelphia, March 7, 1935.
David Solms, Philadelphia, March 7, 1935.

WESTMORELAND COUNTY

Miss Marie Phillips, Greensburg, March 7, 1935.

ALLEGHENY COUNTY

Sigmund Arnold, Pittsburgh, March 9, 1935.
James W. Barnett, E. Pittsburgh, March 9, 1935.
Miss Mae E. Canning, Pittsburgh, March 9, 1935.
W. E. Dresser, W. Homestead, March 9, 1935.
I. W. England, Pittsburgh, March 9, 1935.
H. G. McKelvey, Gibsonia, March 9, 1935.
Al. F. Quick, McKeesport, March 9, 1935.

BEAVER COUNTY

John Senior, New Brighton, March 9, 1935.

BUCKS COUNTY

Miss Anna M. Faul, Quakertown, March 9, 1935.

CAMBRIA COUNTY

Mrs. Rubie M. Dickie, Johnstown, March 9, 1935.

CLARION COUNTY

Russell C. Hepler, Clarion, March 9, 1935.

CRAWFORD COUNTY

Carl O. First, Meadville, March 9, 1935.

DAUPHIN COUNTY

LeRoy R. Gramm, Harrisburg, March 9, 1935.
Mrs. Alta M. Grimes, Harrisburg, March 9, 1935.
Mrs. L. S. King, Harrisburg, March 9, 1935.
Carroll B. Price, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Mrs. Jennie D. Gomberg, Chester, March 9, 1935.
Miss Mary E. McCloskey, Lester P. O. March 9, 1935.
Miss Mary C. McNicholas, Essington, March 9, 1935.
Philip S. Neison, Norwood, March 9, 1935.

LANCASTER COUNTY

Miss Dorothy P. Martin, Lancaster, March 9, 1935.
Miss Barbara M. Wenger, New Holland, March 9, 1935.

LAWRENCE COUNTY

Miss Lois D. O'Neil, Bessemre, March 9, 1935.

LEHIGH COUNTY

Mrs. Katharine M. Moyer, Allentown, March 9, 1935.

LUZERNE COUNTY

Harry C. Miller, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

J. M. Cotter, Eldred, March 9, 1935.

MERCER COUNTY

Oliver W. Beach, Sharon, March 9, 1935.

MIFFLIN COUNTY

Harry V. Higgins, Lewistown, March 9, 1935.

MONTGOMERY COUNTY

J. B. Clemens, Telford, March 9, 1935.

NORTHAMPTON COUNTY

D. Erwin Keim, Nazareth, March 9, 1935.

PHILADELPHIA COUNTY

Harvey H. M. Barrett, Philadelphia, March 9, 1935.
Edwin A. J. Blank, Philadelphia, March 9, 1935.
Mervin J. Brenner, Philadelphia, March 9, 1935.
Miss Hazel H. Brown, Philadelphia, March 9, 1935.
Miss Elizabeth Chadwick, Philadelphia, March 9, 1935.
Miss Maude Z. Davis, Philadelphia, March 9, 1935.
Norman Klauder, Philadelphia, March 9, 1935.
Miss Rose A. Mellon Philadelphia, March 9, 1935.
John T. Messert, Philadelphia, March 9, 1935.
Miss Gertrude A. Park, Philadelphia, March 9, 1935.
Miss Elsie L. Parker, Philadelphia, March 9, 1935.
Herman Schurr, Philadelphia, March 9, 1935.
Miss Lily M. Stern, Philadelphia, March 9, 1935.
Rudolph L. Wilson, March 9, 1935.
Isadore M. Yanus, Philadelphia, March 9, 1935.

WARREN COUNTY

Miss Minnie L. Hanson, Warren, March 9, 1935.

YORK COUNTY

Miss Pauline E. Swartz, York, March 9, 1935.

LAWRENCE COUNTY

D. C. Hancher, Ellwood City, March 10, 1935.

PHILADELPHIA COUNTY

Howard A. Dougherty, Philadelphia, March 11, 1935.

CLARION COUNTY

Miss Irene B. Baker, Foxburg, March 19, 1935.

BUCKS COUNTY

Asher K. Anders, Doylestown, March 21, 1935.

PHILADELPHIA COUNTY

Harry L. Gribbin, Philadelphia, March 21, 1935.
Mrs. Helen P. Gibson, Philadelphia, March 30, 1935.
William P. Swift, Philadelphia, March 30, 1935.

GEORGE H. EARLE.

February 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Nellie Nichol, McKeesport.
Mrs. Mary Byrnberger, 439 Baldwin St., Pittsburgh.
William C. Peckman, McKeesport.
Miss Mary Louise Stolzenbach, Union National Bank, Pittsburgh.

BERKS COUNTY

Mrs. Edna M. Noll, Fleetwood.
Miss Sata Rose, Boyertown.

BLAIR COUNTY

Frank B. Warfel, Altoona.

BUCKS COUNTY

Wm. H. Satterthwaite, Jr., Doylestown.

LUZEZRNE COUNTY

John R. Reap, Pittston.

NORTHAMPTON COUNTY

A. J. Walker, Hellertown.

PHILADELPHIA COUNTY

Mrs. M. T. Bloche, 3611 Walnut St., Philadelphia.
Giovanni Falcidia, 1230 S. 8th St., Philadelphia.
Miss Margaret M. McKnight, 7th and Chestnut Sts., Philadelphia.
Walter B. Richards, 415 N. 63rd St., Philadelphia.
George M. Sauers, 224 Land Title Bldg., Philadelphia.
Maurice R. Schurr, 256 N. 2nd St., Philadelphia.

WESTMORELAND COUNTY

Edward F. DeWitt, Scottdale.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. ROBERTS,

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. ROBERTS,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed (Dauphin)	(Centre)
Clark,	Law,	Reed (Washington)	Thompson (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Ealy,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BAUMER. Mr. President, I move that the Executive Session do now rise.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. CLARK. Mr. President, I move that the Senate d now take a recess until four o'clock this afternoon.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapse the Senate will be in order.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being intro duced, presented for concurrence bill of the House of Rep resentatives as follows:

House Bill No. 42, (Senate Bill No. 208), entitled:

An Act to amend section eight of the act, approved th fifth day of January, one thousand nine hundred and thi ty-four, (1933-1934 P. L. 223), entitled "Veterans Com pensation Act," providing for alternative methods of prov ing that compensation has not been paid to an applica by another state where official records of such other sta have been damaged or destroyed.

Which was committed to the Committee on Militar Affairs.

BILLS INTRODUCED

Mr. CHAPMAN. Mr. President, I ask unanimous con sent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hea none.

Mr. CHAPMAN read in his place and presented to th Chair, Senate Bill No. 209, entitled:

An Act making an appropriation to the Warren Gener Hospital, of Warren, Pennsylvania.

Which was committed to the Committee on Appropri tions.

Also read in his place and presented to the Chair, Se ate Bill No. 210, entitled:

An Act making an appropriation to the Oil City Ho pital, Oil City, Pennsylvania.

Which was committed to the Committee on Appropri tions.

Also read in his place and presented to the Chair, Se ate Bill No. 211, entitled:

An Act making an appropriation to the Franklin Ho pital, Franklin, Pennsylvania.

Which was committed to the Committee on Appropri tions.

Mr. RANKIN. Mr. President, I ask unanimous conse to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hea none.

Mr. RANKIN read in his place and presented to t Chair, Senate Bill No. 212, entitled:

An Act to validate and confirm certain contracts her tofore entered into by boards of school directors, whe there is no evidence of fraud or conspiracy, and to ratif confirm, and validate, payments on such contracts by t school district.

Which was committed to the Committee on Education.

Mr. McGINNIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 213, entitled:

An Act to validate and quiet the title to real estate in this Commonwealth held by a foreign corporation unauthorized to hold the same, and heretofore conveyed to a citizen of the United States or a corporation authorized to hold such real estate.

Which was committed to the Committee on Corporations.

REPORTS FROM COMMITTEES

Mr. FREY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FREY, from the Committee on Municipal Government reported as committed, Senate Bill No. 107, entitled:

An Act to amend clause three of the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund; to take property in trust therefor; and regulating and providing for the regulation of the same," defining the rights of policemen and firemen becoming separated from the service through no fault of delinquency of their own.

Also from the Committee on Municipal Government reported as committed, Senate Bill No. 109, entitled:

An Act to amend section twelve of the act, approved the twenty-fifth day of April, one thousand nine hundred and thirty-three (P. L. 69), entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools; granting power to the Superintendent of Public Instruction to permit, as to certain school districts, temporary reductions in the salary schedules; authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act, approved the eighteenth day of May, one thousand nine hundred eleven (Pamphlet Laws, three hundred nine), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the methods of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith, and of its amendments and supplements, prohibiting school districts from demanding, requesting or accepting gifts or donations from members of the teaching and supervisory staffs, and empowering the Superintendent of Public Instruction to forfeit certain State subsidies for violations thereof; relating to the effect of payment of salaries which are less than those prescribed by salary schedules granting certain options to the members of the School Employes' Retirement System; and temporarily superseding and inconsistent acts and parts of acts," by reducing the period of time said act shall remain in effect in school districts of the first class.

Mr. McCREESH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCREESH, from the Committee on Municipal Government reported as committed, Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

MOTION TO READ BILLS THE FIRST TIME

Mr. CLARK. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled, "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for office from being candidates for more than one party nomination, and requiring candidates affidavits from candidates for additional offices.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 33, entitled:

An Act authorizing the transfer to and acceptance by the Commonwealth of the Philadelphia Hospital for Mental Diseases at Byberry; and for the management and operation thereof as a State Mental Health Hospital.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 56, entitled:

An Act to amend clause (d) of section ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled, "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," as amended, by defining the powers of the courts on appeals from the Department of Public Instruction.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 87, entitled:

An Act to further amend clause (a) of section six, and sections ten and eleven of the act, approved the fifth day of May, one thousand nine hundred and eleven (P. L.

198), entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties, regulating the procedure therein, and providing for the expenses thereof," by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars; by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants; by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate; by changing the effect of appeals from the county court upon judgments of that court; by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury; and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 107, entitled:

An Act to amend clause three of the act approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund; to take property in trust therefor; and regulating and providing for the regulation of the same," defining the rights of policemen and firemen becoming separated from the service through no fault or delinquency of their own.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 109, entitled:

An Act to amend section twelve of the act approved the twenty-fifth day of April, one thousand nine hundred and thirty-three (P. L. 69), entitled "An act relating to the minimum salaries and annual increments of the teachings and supervisory staffs of the public schools; granting power to the Superintendent of Public Instruction to permit, as to certain school districts, temporary reductions in the salary schedules; authorizing Superintendent of Public Instruction, to suspend mandatory provisions of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that or may be inconsistent therewith, and of its amendments and supplements, prohibiting school districts from demanding, requesting or accepting gifts or donations from members of the teaching and supervision staffs, and empowering the Superintendent of Public Instruction to forfeit certain State subsidies for violation thereof; relating to the effect of payment of salaries which are less than those prescribed by salary schedules; granting certain options to the members of the School Employes' Retirement System; and temporarily superseding and inconsistent acts and parts of acts," by reducing the period of time said act shall remain in effect in school districts of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 115, entitled:

An Act making certain persons ineligible to be elected to or hold public office.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 149, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor; defining the powers of such political subdivisions; and providing for the audit of accounts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 171, entitled:

An Act making an appropriation for the support of the American Legislators Association.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 185, entitled:

An Act to amend section eleven of the act approved the sixth day of May, one thousand nine hundred and twenty-seven, (P. L. 820), entitled "An act regulating the practice of the profession of engineering in all of its branches, including surveying; providing for the registration of certain persons practicing or offering to practice said profession; conferring certain powers and imposing certain duties upon the State registration board for professional engineers, upon the court of common pleas of Dauphin County; and providing penalties," by removing the penalty for failure to renew certificates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

RESOLUTION RELATIVE TO AMENDMENT TO SENATE RULES

Mr. WOODWARD. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD offered the following resolution which was twice read and referred to the Committee on Rules.

In the Senate of Pennsylvania, February 5, 1935.

Resolved, That the rules of the Senate be amended by adding thereto the following rule:

Rule . There shall be a standing committee of five Members to be known as the Committee on Interstate Cooperation, to be appointed by the President Pro Tempore, whose duty it shall be to devote its attention primarily to the improvement of relationships between the government of this State and those of other states, and more especially the governments of neighboring states, and which committee shall also constitute the Council of the American Legislators' Association for the Senate of Pennsylvania.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 9:30 o'clock.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 4:19 P. M. until tomorrow morning, February 6, 1935, at 9:30 o'clock.

HOUSE OF REPRESENTATIVES

TUESDAY, FEBRUARY 5, 1935

The House met at 11:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard a member of the House offered the following prayer:

O God, Thou who hath been our dwelling place in all generations, we thank Thee for the privilege that is ours to work together with Thee as members of this Legislature. We pray Thy blessings upon the head of our government, the Speaker of this House and every member. We pray Thee that Thou will bless those who are confined to their beds because of illness. We pray Thee that Thou will guide us in all of our deliberations and may we each one of us in our private thinking and our public acts do all that we do with an eye single to Thy glory.

These and all other blessings we ask in His name and for His sake. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. McDermott the further reading was dispensed with and the Journal approved.

COMMITTEE APPOINTED TO INVESTIGATE OPERATION OF LIQUOR STORES

The SPEAKER. In accordance with the provisions of Resolution No. 40, adopted January 30, 1935, the Chair appoints the following Committee to investigate the operations of Liquor Stores: Messrs. Cohen, Chairman, Eberharter, Ominsky, Caputo, Achterman, Zimmerman and Tahl.

BILLS INTRODUCED AND REFERRED

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 461.

An Act further regulating the personal registration and enrollment of State and Federal employes in cities of the third class.

Referred to the Committee on Elections.

By Mr. KINNEY. HOUSE BILL No. 462.

An Act to validate and confirm certain contracts, expenditures or payments heretofore made, ratified or approved by councils of cities of the third class; and to direct payments thereunder by the fiscal officers of such cities in certain cases.

Referred to the Committee on Cities.

By Mr. WEISS. HOUSE BILL No. 463.

An Act to amend section twelve of the act approved the twenty-fifth day of April, one thousand nine hundred and thirty-three (P. L. 69), entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools; granting power to the Superintendent of Public Instruction to permit, as to certain school districts, temporary reductions in the salary schedules; authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act, approved the eighteenth day of May, one thousand nine hundred eleven (P. L. 309), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, any parts thereof, that are or may be inconsistent therewith,' and of its amendments and supplements, prohibiting school districts from demanding, requesting or accepting gifts or donations from members of the teaching and supervisory staffs, and empowering the Superintendent of Public Instruction to forfeit certain State subsidies for violations thereof; relating to the effect of payment of salaries which are less than those prescribed by salary schedules; granting certain options to the members of the School Employes' Retirement System; and temporarily superseding and inconsistent acts and parts of acts," by reducing the period of time said act shall remain in effect in school districts of the first class.

Referred to the Committee on Education.

By Mr. SHREINER. HOUSE BILL No. 464.

An Act to amend section eight hundred and twenty-four as added to the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing

penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures; fees, and miscellaneous receipts; making an appropriation; and providing for refunds," making certain changes in the danger or caution signals required of certain vehicles to carry.

Referred to the Committee on Highways.

By Mr. MUNLEY. HOUSE BILL NO. 465.

An Act making an appropriation to Saint Joseph's Hospital, Carbondale, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 466.

An Act making an appropriation to the Mid-Valley Hospital Association, Blakely, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MUNLEY. HOUSE BILL No. 467.

An Act making an appropriation to the Carbondale General Hospital, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LONG. HOUSE BILL No. 468.

An Act making an appropriation to the Stetson Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. PFAFF and LONG. HOUSE BILL NO. 469.

An Act making an appropriation to the Saint Christopher's Hospital for Children, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WALL. HOUSE BILL. No. 470.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by establishing a certain State Highway in the Borough of Starrucca, Wayne County.

Referred to the Committee on Highways.

By Mr. NOTHNAGLE. HOUSE BILL No. 471.

An Act making an appropriation to the Chester Day Nursery and Children's Home, at Chester, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. WEISS and ROBINSON. HOUSE BILL 472.

An Act authorizing the abatement of penalties, interest and costs on borough taxes.

Referred to the Committee on Boroughs and Townships.

By Mr. CAPUTO. HOUSE BILL No. 473.

An Act to amend paragraph (a) one of section forty-one of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of degrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," as amended; further defining the nature and kind of investments of trust funds to be made by fiduciaries.

Referred to the Committee on Banking.

By Mr. FALKENSTEIN. HOUSE BILL No. 474.

An Act authorizing the abatement of certain tax penalties and interest on City taxes in cities of the first class and school taxes in school districts of the first class.

Referred to the Committee on Cities.

By Mr. McKINNEY. HOUSE BILL No. 475.

A Supplement to the act approved the twenty second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. BURKE. HOUSE BILL No. 476.

An Act providing for the fixing of the salary of county officers, including city commissioners, the members of the county board of viewers and the members of the board of revision of taxes, and the number, salary or compensation of all deputies, assistants, detectives, clerks and appointees in the several county offices and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes, the warden, matrons, physicians, clerks, keepers and other employes of the county prisons, janitors, firemen, engineers, mechanics, and laborers of the court house and grounds, caretakers of the house or houses of detention, and janitors of court rooms, in the counties of the first class, from time to time, by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid; and repealing existing laws.

Referred to the Committee on Cities.

By Mr. TUMELTY. HOUSE BILL No. 477.

An Act making an appropriation for the dredging of the Delaware and Schuylkill Rivers.

Referred to the Committee on Appropriations.

By Mr. JACKSON. HOUSE BILL No. 478.

An Act making an appropriation to the Children's Hospital, Bainbridge Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EROE. HOUSE BILL No. 479.

An Act providing for the imposition, collection and lien of charges for sand, gravel and coal taken, removed or dredged from the beds of streams, lakes, and other bodies of water, wholly or partly within, or forming part of the boundary of, this Commonwealth, title to which is in the Commonwealth; requiring persons, associations, copartnerships and corporations to secure permits from the Water and Power Resources Board, and to file bonds with the Department of Revenue; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. EROE. HOUSE BILL No. 480.

An Act authorizing receivers and collectors to demand from tenants payment of delinquent taxes due on real estate and enabling tenants to defalcate taxes so paid against rent due or becoming due; and making tenants liable for such taxes where rent is paid and payment of taxes demanded not made.

Referred to the Committee on Municipal Corporations.

By Mr. CONNER. HOUSE BILL No. 481.

An Act making an appropriation to the Baby Welfare Association, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 482.

An Act to amend section one of the act, approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

Referred to the Committee on Cities.

By Mr. VAN ALLSBURG. HOUSE BILL No. 483.

An Act to amend section seven hundred and two of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by authorizing such township to prohibit and regulate the manufacture, sale and exposure of fireworks and other inflammable materials, imposing penalties and conferring the right to proceed in equity in exercise of the powers conferred hereby.

Referred to the Committee on Boroughs and Townships.

By Mr. HIRSCH. HOUSE BILL No. 484.

An Act denying public service companies the right to impose upon consumers a penalty for failure to pay promptly greater than interest at the legal rate.

Referred to the Committee on Public Utilities.

By Mr. WEISS. HOUSE BILL No. 485.

An Act to amend section four hundred and seven of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," equalizing the license fees for hotel, restaurant and club liquor licenses.

Referred to the Committee on Law and Order.

By Mr. HORST. HOUSE BILL No. 486.

An Act to amend paragraph nineteen of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violatoin thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended, fixing the amount of aid by the Commonwealth to school districts of the third and fourth class.

Referred to the Committee on Education.

By Mr. MOORE. HOUSE BILL No. 487.

An Act to amend section four hundred and three of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," by limiting restaurant licenses to one place for each license.

Referred to the Committee on Law and Order.

By Mr. SHORTZ. HOUSE BILL No. 488.

An Act directing the Department of Highways to erect a bridge and establish a State highway from a point in Luzerne County, across the Susquehanna River to a point in Lackawanna County and making an appropriation.

Referred to the Committee on Highways.

By Mr. VAN ALLSBURG. HOUSE BILL No. 489.

An Act to amend section twenty-six of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," placing the costs for the recanvass of votes registered by a voting machine because of apparent discrepancy or error upon the county.

Referred to the Committee on Elections.

By. Mr. YOURISHIN. HOUSE BILL No. 490.

An Act to establish as a State highway certain sections of public roads in the County of Luzerne, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. TUMELTY. HOUSE BILL No. 491.

An Act making an appropriation to the Saint Luke's and Children's Homeopathic Hospitals of Philadelphia, Pennsylvania, for the maintenance of said hospitals.

Referred to the Committee on Appropriations.

By Mr. TUMELTY. HOUSE BILL No. 492.

An Act making an appropriation to the Home for Veterans of Grand Army of the Republic and Wives, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ATKINS. HOUSE BILL No. 493.

An Act to amend section thirty-seven of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant.

Referred to the Committee on Judiciary General.

By Mr. FITCH. HOUSE BILL No. 494.

An Act relating to, and regulating the practice of the healing profession of chiropractic and licensure and registration of practitioners therein; creating a Chiropractic Board of Examination and licensure in the Department of Public Instruction, and defining its powers and duties; and providing penalties.

Referred to the Committee on Education.

By Mr. FLINCHBAUGH. HOUSE BILL No. 495.

An Act to validate certain proceedings for municipal improvements, municipal assessments, municipal claims, and municipal liens, in the several cities of the third class, boroughs, and townships of the first class of this Commonwealth, and validating such improvements, assessments, claims and liens; providing for the filing of claims and liens therefor, and the proceedings for the collection of such assessments, claims, and liens.

Referred to the Committee on Municipal Corporations.

By Mr. ATKINS. HOUSE BILL No. 496.

A Joint Resolution proposing an amendment to article eight section one of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mr. CAPUTO. HOUSE BILL No. 497.

An Act to amend section four hundred and eleven of the act, approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," permitting hotel, restaurant and club licensees to sell liquor for consumption off the premises in restricted quantities; and permitting sales by clubs on Sunday.

Referred to the Committee on Law and Order.

By Mr. BRENNAN. HOUSE BILL No. 498.

An Act to amend route 41029 of the act approved twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing the route in Lycoming County.

Referred to the Committee on Highways.

By Mr. ALTENBURG. HOUSE BILL No. 499.

An Act to amend section sixty-nine of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," providing for the taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

Referred to the Committee on Highways.

By Mr. HOOPES. HOUSE BILL No. 500.

An Act making an appropriation to the Saint Joseph's Hospital, Reading, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHROPE. HOUSE BILL No. 501.

An Act authorizing the Department of Highways to build, construct and maintain sidewalks along State highways in townships of the second class, for the protection of public school pupils; requiring townships of the second class to contribute to the cost of such building and construction; and appropriating moneys from the Motor License Fund.

Referred to the Committee on Highways.

By Mr. SCHROPE. HOUSE BILL No. 502.

An Act to amend subsection B of section eighteen of the act, approved the second day of January, one thousand nine hundred and thirty-four (P. L. 174), entitled "An act relating to milk and the products thereof; declaring an emergency with respect to their production and marketing; creating a Milk Control Board; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacture, processing, storage, distribution, delivery, and sale of milk and the products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring licensees to furnish bonds for the protection of producers; authorizing the examination of the business, papers, and affairs of, and requiring the filing of reports by, licensees, other milk dealers and producers, and permitting with limitations the dissemination of information obtained therefrom; authorizing the issuance of subpoenas by the board or its agents, and conferring jurisdiction upon courts to punish contempts or to prohibit violations of orders of the board; providing for appeals to the courts from decisions of the Milk Control Board; imposing penalties; and making an appropriation," by exempting hospitals from the payment of the minimum price fixed for the sale of milk.

Referred to the Committee on Agriculture.

By Mr. SCHROPE. HOUSE BILL No. 503.

An Act to amend the third paragraph of section three hundred and five of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties;" by permitting the sale of liquors by Pennsylvania liquor stores to hospitals at wholesale.

Referred to the Committee on Law and Order.

By Mr. TAHL. HOUSE BILL No. 504.

An Act to further amend section six hundred and twenty of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, and Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," rephrasing the provisions with respect to the operation of motor vehicles by intoxicated persons.

Referred to the Committee on Judiciary General.

By Mr. FINNERTY. HOUSE BILL No. 505.

An Act making an appropriation to the Florence Crittenton Home, Germantown, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FINNERTY. HOUSE BILL No. 506.

An Act making an appropriation to the Chestnut Hill Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FINNERTY. HOUSE BILL No. 507.

An Act authorizing the selection of one additional juror in civil and criminal cases to take the place of any juror becoming incapacitated.

Referred to the Committee on Judiciary General.

By Mr. DENNING. HOUSE BILL No. 508.

An Act to further amend section six of the act approved the third day of May, one thousand nine hundred and thirty-three (P. L. 252), entitled as amended "An act to regulate and restrain the traffic in malt liquors, as herein defined; providing for the licensing of the sale and distribution of such liquors; imposing license fees, and providing for collection and distribution thereof; restricting ownership and interest in licensed places; permitting municipalities and townships, by vote of the electors, to prevent the licensing therein of places where such liquors may be sold for consumption on the premises, and regulating elections for this purpose; imposing duties upon county treasurers, the Department of Revenue, quarter sessions courts, district attorneys, proper authorities of political subdivisions of the State, and election officers; providing penalties; and repealing existing acts," by prohibiting a retailer from obtaining a license for more than one place.

Referred to the Committee on Law and Order.

By Mr. McCREARY. HOUSE BILL No. 509.

An Act to fix the salaries and compensation of the judges of the Supreme Court, the judges of the Superior Court, the judges of the Courts of Common Pleas, the judges of the Orphans' Court, the judges of the Municipal Court of Philadelphia, the judges of the County Court of Allegheny County, and for the service of judges sitting in other districts.

Referred to the Committee on Judiciary General.

By Messrs. PHILLIPS and O'NEILL. HOUSE BILL No. 510.

An Act making a deficiency appropriation to the Scranton State Hospital.

Referred to the Committee on Appropriations.

By Mr. CAPUTO. HOUSE BILL No. 511.

An Act making an appropriation to the Rochester General Hospital, of Rochester, Beaver County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CAPUTO. HOUSE BILL No. 512.

An Act making an appropriation to the Beaver Valley General Hospital at New Brighton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PFAFF. HOUSE BILL No. 513.

An Act making an appropriation to the Northern Home for Friendless Children of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PFAFF. HOUSE BILL No. 514.

An Act making an appropriation to the Kensington Hospital for Women, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CLIFF PATTERSON. HOUSE BILL No. 515.

An Act declaring persons receiving retirement allowances or pensions from funds to which the Commonwealth or political subdivisions contribute ineligible to hold certain public offices and positions.

Referred to the Committee on Elections.

By Mr. COLEMAN. HOUSE BILL No. 516.

An Act making an appropriation to the West Side Hospital Association, Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 517.

An Act providing for the appointment and duties of county detectives in counties of the first class, and repealing inconsistent acts.

Referred to the Committee on Cities.

By Mr. GREENSTEIN. HOUSE BILL No. 518.

An Act to amend section eight hundred and eight of the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employes; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions, imposing penalties; and repealing certain acts and parts of acts," by adding a paragraph thereto permitting the Department of Banking to limit, modify or qualify its orders of segregation.

Referred to the Committee on Building and Loan Associations.

By Mr. GREENSTEIN. HOUSE BILL No. 519.

An Act to amend section four of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (P. L. 8), entitled "An act relative to fraudulent debtors," changing the time in certain cases of attachment proceedings when the plaintiff may proceed in his action.

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 520.

An Act to empower building and loan associations to make compromise settlements with their shareholders at an amount less than the withdrawal or book value of their shares irrespective of their position on the withdrawal list.

Referred to the Committee on Building and Loan Associations.

By Mr. GREENSTEIN. HOUSE BILL No. 521.

An Act to amend section two hundred and eight of, and to add section twelve to, the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and shareholders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," providing that the Secretary of the Commonwealth shall be the agent of domestic business corporations upon whom process may be served; prescribing the procedure for such service by the sheriff of Dauphin County; and certain duties of the corporations relative thereto.

Referred to the Committee on Corporations.

By Mr. GREENSTEIN. HOUSE BILL No. 522.

An Act to amend section fifty-three of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 572), entitled "An act relating to the commencement of actions," as amended, changing the time in foreign attachment proceedings when judgment may be taken against the defendant for want of an appearance.

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 523.

An Act to amend section five of the act approved the nineteenth day of April, one thousand nine hundred and one (P. L. 88), entitled "An act relating to replevin, and regulating the practice in cases where the writ of replevin is issued," as amended, changing the time in actions of replevin when the plaintiff may take judgment against the defendant for default of appearance.

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 524.

An Act to amend sections two, four hundred and eleven, six hundred and four, six hundred and eighteen and nine hundred and ten, and to repeal paragraph C of section four hundred and two, paragraph C and D of section six hundred and sixteen, and paragraph B, C and D of section eight hundred and two, of the act approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 457), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employes; prohibiting the transaction of business in this Commonwealth by

foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," providing for bonds by officers, directors, and employes, and for the imposition of membership and withdrawal fees; and regulating dividends and loans on full paid stock.

Referred to the Committee on Building and Loan Associations.

By Mr. BURKE. HOUSE BILL No. 525.

An Act relating to the appointment and compensation of court criers and tipstaves in counts of the first class, and repealing inconsistent acts.

Referred to the Committee on Cities.

By Mr. SCHWARTZ. HOUSE BILL No. 526.

An Act making an appropriation to the Moore Institute of Art, Science and Industry, Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BARNHARDT. HOUSE BILL No. 527.

An Act making an appropriation to the Pottsville Hospital, Pottsville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WESTRICK. HOUSE BILL No. 528.

An Act to amend section seven hundred and ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts making an appropriation and providing for refunds," changing the dates when registrations may be made for less than the full yearly fee.

Referred to the Committee on Highways.

By Mr. BURKE. HOUSE BILL No. 529.

An Act removing the business of moving and carrying household goods from the jurisdiction and control of the Public Service Commission.

Referred to the Committee on Public Utilities.

By Mr. BURKE. HOUSE BILL No. 530.

An Act to further amend sections four and nine of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county.

Referred to the Committee on Cities.

By Mr. JOHN A. SMITH. HOUSE BILL No. 531.

An Act to amend section two hundred and twenty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended; providing for the election of county officers where two or more offices are combined in the same person.

Referred to the Committee on Counties.

By Mr. HOFFNER. HOUSE BILL NO. 532.

An Act to amend section four hundred and one of the act, approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," requiring supervisors to be freeholders.

Referred to the Commmittee on Boroughs and Townships.

By Mr. VAN ALLSBURG. HOUSE BILL No. 533.

An Act to amend section one thousand and seventeen of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts, making an appropriation and providing for refunds," by prohibiting the owner of a vehicle from passing school busses in certain cases.

Referred to the Committee on Highways.

By Mr. EROE. HOUSE BILL No. 534.

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth, and for the filing of claims therefor; providing for the imposition of penalties and interest on such taxes, and abating the penalties and interest imposed by existing law; providing for the payment of certain costs by taxpayers; providing for the payment of certain costs by taxpayers; providing for the collection of such taxes, penalties and interest; and authorizing taxing authorities to abate penalties, interest and costs imposed by this act.

Referred to the Committee on Municipal Corporations.

By Mr. EROE. HOUSE BILL No. 535.

An Act making an appropriation to the Almira Home Association, New Castle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ALTENBERG. HOUSE BILL No. 536.

An Act to amend section ten of an act approved the thirty-first day of May, one thousand nine hundred and eleven (P. L. 468), entitled "An act providing for the establishment of a State Highway Department, by the appointment of a State Highway Commissioner, two Deputy State Highway Commissioners, chief engineer, chief draughtsman, superintendents of highways, and a staff of assistants and employes; defining their duties and the jurisdiction of the State Highway Department, and fixing salaries of commissioner and deputies and other appointees; providing for taking over from the counties or townships of the Commonwealth certain existing public roads connecting county-seats; principal cities, and towns and extending to the State line; describing and defining same by route numbers as the State Highways of the Commonwealth; providing for the improvement, maintenance and repair of said State Highways solely at the expense of the Commonwealth, and relieving the several townships or counties from any further obligation and expense to improve or maintain the same, and relieving said townships or counties of authority over same; requiring boroughs and incorporated towns to maintain certain State Highways wholly and in part; requiring the State Highway Commissioner to make maps to be complete records thereof; conferring authority on the State Highway Commissioner; providing for the payment of damages in taking of property, or otherwise, in the improvement thereof; providing for purchase or acquiring of turnpikes or toll-roads forming all or part of any State Highway, and procedure therein; providing for work of improvement of State Highways to be done by contract, except where the State Highway Commissioner decides the work be done by the State; providing aid by the State to counties and townships desiring the same in the improvement of township or county roads; defining highways and State-aid highways; providing method of application for State aid in the improvement, maintenance and repair of township, or county roads and prescribing the contents of township, county, borough, or incorporated town petitions, providing for percentage of cost of improvement or repairs to be paid by State, county, township, borough, or incorporated town, and requiring contracts by counties, townships, boroughs, and incorporated town with Commonwealth governing same; providing for the minimum width of State Highways and State-aid highways, and kind of materials to be used in the improvement; providing for payment of cost of improvement and repairs; providing penalty for injurying or destroying State Highways; making appropriations to carry out the provisions of the act; and providing for the repeal of certain acts relating to Highway Department and improvement of roads, and of all acts or parts of acts inconsistent herewith; and providing that existing contracts are not affected by provisions of this act," as amended, providing for the taking over of bridges on all highways in boroughs and towns, and for their construction, reconstruction and maintenance by the Commonwealth.

Referred to the Committee on Highways.

By Mr. WICKERSHAM. HOUSE BILL No. 537.

An Act authorizing the abatement of penalties, interest and costs on county, city, borough, town, township, school district and poor district taxes.

Referred to the Committee on Municipal Corporations.

By Mr. SOWERS. HOUSE BILL No. 538.

An Act to amend section one of the act, approved the fifth day of August, one thousand nine hundred and thirty-two (P. L. 45), entitled "An act empowering cities of the first and second classes to levy, assess and collect, or to provide for the levying, assessment and collection of, certain additional taxes for general revenue purposes; authorizing the establishment of bureaus, and the appointment and compensation of officers and employes to assess and collect such taxes; and permitting penalties to be imposed and enforced," prohibiting the assessing and levying of taxes and license fees on certain persons.

Referred to the Committee on Cities.

By Mr. HARMUTH. HOUSE BILL No. 539.

An Act for the support of fire department relief associations through the collections of levies from property owners carrying no fire insurance or carrying fire insurance in unlicensed companies; providing for the collection thereof; and providing penalties for violations hereof.

Referred to the Committee on Insurance.

By Mr. JOHN A. SMITH. HOUSE BILL No. 540.

An Act to repeal part of section one of the act approved the twenty-second day of July, one thousand eight hundred and thirty-nine (P. L. 559), entitled "An act to provide for the election of prothonotaries, clerks, recorders and registers;" so far as the same relates to Cumberland County.

Referred to the Committee on Counties.

RESOLUTION INTRODUCED AND REFERRED

By Mr. MORAN (Concurrent). RESOLUTION No. 41.

In the House of Representatives, February 4, 1935.

Whereas, A study of the Power and Light business in the United States discloses the fact that the large power companies are charging exorbitant rates, and are making huge profits by watering their stocks out of all proportion to their true value; that they are distributing their profits among a large number of holding companies, with high salaried officials and interlocking directorates, and thereby evading the spirit of the law, and

Whereas, The studies made show that the Duquesne Light Company common stock is owned by the Philadelphia Company, which is controlled by the Standard Gas and Electric Company, which is controlled by the Standard Power and Light, which is controlled by the United States Electric Power Corporation, and by the H. M. Byllesby Corporation, with a claimed valuation of fifty-five million, made almost eleven million profit in one thousand nine hundred and thirty-two, or nineteen and four-tenths per centum, twenty-two and eight-tenths per centum in one thousand nine hundred and thirty, and twenty-two and nine-tenths per centum in one thousand nine hundred and thirty-one, and

Whereas, The President of the United States has publicly declared that these practices must be discontinued, and has taken an active part in disclosing to his people the methods under which these companies have been operating, and

Whereas, Our President has been instrumental in providing his people with a "yardstick" by which they may judge electricity and power, and

Whereas, The Pittsburgh Press, in its issue of November twentieth, made public a comparison between the rates charged by the Duquesne Light Company and those shown by the "yardstick," and

Whereas, The Utility Commissioners of the United States, meeting in convention in Washington, D. C. on November fifteenth, publicly declared that the rates charged by the Utilities are at least twenty-five per centum too high all over the United States, and

Whereas, The President, on November thirteenth, handed to the Public Service Commission of every state a "big stick" with which to reduce rates on electricity. This consists of a formula worked out by the New York Power Authority by which the cost of distributing electric power —for years the unknown quantity in the utility business— can be quickly and accurately determined. Private companies have consistently refused to reveal the cost of getting electricity into the homes, and have shrouded it with mystery, but the commission has now made it public, therefore be it

Resolved, (if the Senate concurs), The General Assembly, petition the members of the Public Service Commission and our Governor, to work together to bring about a reduction of thirty per centum of the rates of the Duquesne Light Company, for the citizens of Allegheny County.

Referred to the Committee on Public Utilities.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

COMMUNICATIONS

LIQUOR LICENSES—CLUBS

The SPEAKER laid before the House a communication addressed to Mr. Charles Harmuth from the German Beneficial Union of Pittsburgh, Coraopolis, Pennsylvania, urging legislation permitting clubs to serve malt and spirituous beverages.

Referred to the Committee on Law and Order.

MINERS' CERTIFICATE LAW

The SPEAKER laid before the House a communication addressed to Mr. Charles Harmuth from the Local Union of Morgan, Pennsylvania, urging passage of Miners' Certificate Law.

Referred to the Committee on Mines and Mining.

UTILITY RATES

The SPEAKER laid before the House a communication from the Home and Taxpayers League of Clairton, Pennsylvania, urging passage of legislation to repeal present utilities laws.

Referred to the Committee on Public Utilities.

REPORT OF DOLLAR SAVINGS BANK

The SPEAKER laid before the House the report of the Dollar Savings Bank of Pittsburgh as of December 1, 1934, which was read by the Clerk.

The SPEAKER. The report will be noted in the Journal and printed in the Appendix to the Legislative Journal.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 4, 1935.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 11th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 11th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

LEAVES OF ABSENCE

Mr. ALEXANDER asked and obtained leave of absence for Mr. Hetrick for today.

Mr. JOHN A. SMITH asked and obtained leave of absence for Mr. Moomaw for today.

REPORTS FROM COMMITTEES

Mr. BLUMBERG, from the Committee on Judiciary General reported as committed, House Bill No. 434, entitled:

An Act validating adoptions in courts of record of the Commonwealth.

Mr. BLUMBERG, from the Committee on Judiciary General reported as amended, House Bill No. 435, entitled:

An Act to amend section one as amended, and section four, of the act, approved the fourth day of April, one thousand nine hundred and twenty-five (P. L. 127), entitled "An act relating to adoption," authorizing adoptions by adult citizens of the United States, and providing for appeals in adoption cases.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 261, as follows.

An Act fixing the per diem pay of election officers and clerks in counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the pay of all judges of election inspectors and clerks appointed by inspectors in counties of the third class is hereby fixed at ten dollars per day

Section 2 The act approved the fifth day of May one thousand nine hundred and twenty-seven (P. L. 819) entitled "An act fixing the pay of election officers and clerks appointed by the inspectors except in cities of the first class and counties of the second class" and its amendment are hereby repealed so far as the same relate to counties of the third class

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. STEVENS. Mr. Speaker, I move that this bill be recommitted to the Committee on Elections for further study and consideration.

On the question,

Will the House agree to the motion?

Mr. MASON. Mr. Speaker and members of the House, I note that the motion to recommit my bill is based upon the fact that there must be further study. I really think that the House has now reached the extreme when they send this bill back to committee, if they so do, for that purpose. There are exactly three lines to the bill. If any member of the House cannot understand the purport of the three lines, I would assure such a member or members that I will gladly explain it between now and tomorrow, when the bill should be on third reading. In addition to that, I wish to state that I personally have not introduced this bill as any partisan measure whatsoever, and I appeal to you to vote down this resolution to recommit. I might further state that the bill itself has been introduced with the agreement and with the support of the Democratic County Chairman of our County.

I, therefore, urge you to vote down this motion to recommit, and I ask the members of the House to keep the bill on the calendar, and if they desire to defeat it upon its merits tomorrow, I can assure you that I will not object to it whatsoever.

On the motion recurring,

Will the House agree to motion?

The yeas and nays were required by Mr. MASON and Mr. SHORTZ.

Mr. MASON. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—106

Achterman,	Downey, G. E.,	McCreary,	Ruth,
Alexander,	Eberharter,	McDermott,	Sarraf,
Allen,	Eroe,	McElroy,	Scanlon,
Andrews,	Falkenstein,	McHenry,	Schwab,
Arnold,	Finnerty,	Melchiorre,	Shaw,
Aukerman,	Fitch,	Mentzer,	Shepard,
Baine,	Flinchbaugh,	Mooney,	Shugarts,
Baker, J J.,	Furman,	Moran,	Siegel,
Barber,	Gerard,	Moul,	Simon,
Bradley,	Haberlen,	Munley,	Sinwell,
Brown, H. S.,	Hagerty,	Murrin,	Smith, J. A.,
Brown, J. E.,	Haluska,	Nagel,	Smith, W. G.,
Brownfield,	Harkins,	O'Keefe,	Stank,
Brumbaugh,	Harmuth,	Ominsky,	Stevens,
Burke,	Hindman,	O'Neill,	Stone,
Cannon,	Hirsch,	Panton,	Sumney,
Carson,	Holland,	Patterson, C.,	Tronzo,
Chervenak,	Holstrom,	Patterson, J. W.,	Tumelty,
Coakley,	Kelso,	Pearson,	Van Sickle,
Cochran,	Kinney,	Pfaff,	Walker,
Cohen,	Klingler,	Piole,	Weiss,
Coleman,	Kobelak,	Powers,	Welliver,
Coolahan,	Larue,	Reising,	Welsh,
Decker,	Long,	Rinn,	Westrick,
Dent,	Lovett,	Robinson,	Zappala,
Diehl,	Lynch,	Ruffennach,	Sarig,
Dilley,	Male,		

NAYS—80

Altenburg,	Green,	Nothnagle,	Stockham,
Atkins,	Habbyshaw,	Parks,	Stott,
Baldi,	Hamilton, R. S.,	Peters,	Surface,
Barnhardt,	Hart,	Phillips,	Tahl,
Bernhard,	Hefferon,	Reynolds,	Terry,
Blumberg,	Hermansen,	Roan,	Trout,
Boose,	Hoffner,	Rooney,	Turner,
Boyd, R.,	Hoopes,	Root,	Van Allsburg,
Boyer,	Horst,	Schrock,	Wall,
Brennan,	Jackson,	Schrope,	Wasserman,
Castor,	Jones,	Schwartz,	Weidemann,
Condon,	Kane,	Shortz,	White,
Conner,	Linderman,	Shreiner,	Wickersham,
Cordier,	Longaker,	Simpson,	Wilson,
Davies,	Mason,	Sloan,	Witkin,
Duffort,	McDevitt,	Snyder, F. E.,	Wood,
Ederer,	McKinney,	Snyder, J. L.,	Woodside,
Ferko,	Merrell,	Sowers,	Yeakel,
Gates,	Moore,	Sproul,	Yourishin,
Gillette,	Muir,	Stewart,	Zimmerman,

So the question was determined in the affirmative and the motion was agreed to.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 304, as follows:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotives trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualification of certain employes and to provide a penalty for the violation thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when used in this act and for the purposes of this act (a) the word "carrier" means a common carrier by railroads or partly by railroad and partly by water and any receiver or any other individual or body judicial or otherwise when in possession of the business of carriers covered by this act excluding street suburban and interurban electric railways unless operated as a part of a general railroad system of transportation

(b) The word "locomotive" means any self propelled unit operated by any form of energy or power whether produced thereon or furnished from any outside source and adopted for use in moving cars upon rails or for the transportation of passengers or freight or property except locomotive cranes pile drivers brown hoists and other self propelled engines or machines not used for the transportation of passengers or freight or property for hire

(c) The term "light engine" means any locomotive operated without cars and not transporting passengers freight or property

(d) The term "passenger train" means any self propelled unit while transporting passengers or any locomotive with one or more cars constructed for the purpose of transporting passengers baggage mail express or combination of either or any

(e) The term "freight train" means any train composed of one or more lcoomotives with one or more cars or other vehicles constructed for the purpose of transporting freight or other property not specifically referred to in the above definition of a passenger train

(f) The word "engineer" means a person who operates a locomotive and performs related work

(g) The word "fireman" means a person who fires a locomotive and assists an engineer in the performance of his duties as such or performs either of said duties

(h) The word "conductor" means a person having charge of the operation of a train en route at stations and between stations and who performs related work

(i) The word "brakeman" means a person who assists a conductor in the operation and protection of a train and who performs related work

(j) The word "baggageman" means a person whose duties include receiving caring for and handling baggage mail and express on trains and who performs related work

(k) The term "yard conductor" or "foreman" means a person whose duties are to supervise and assist in the work of switching and yard work train service including supervision of the breaking up of trains and to perform related work

(1) The term "yard brakeman" or "helper" means a person whose duties are to couple uncouple and ride cars in connection with the breaking up and making up of trains to handle switches and to perform related work in connection with yard switching service

(m) The term "main track" means any continuous track over which through trains operate through and between stations

(n) The term "competent employe" means

(1) One who is able to read and understand the time tables of the carrier by whom he is employed and read ordinary hand writing in the English language and who is able to speak hear and understand the English language and to see distinguish and understand the signals required by the book of rules of the carrier governing the operation of the locomotive and trains of such carrier when defective sight can be remedied by the use of glasses or other means such defective sight shall not thereby render an employe incompetent under this act

(2) As applied to an engineer one who in addition to being possessed of the qualifications prescribed in paragraph (1) hereof shall have passed the regular examination prescribing by the carrier concerning rules and regulations governing the position of an engineer

(3) As applied to a conductor one who in addition to being possessed of the qualifications prescribed in paragraph (1) hereof shall have passed the regular examination prescribed by the carrier concerning rules and regulations governing conductors

(4) As applied to a fireman a brakeman or a yard

brakeman or helper one who in addition to being possessed of the qualifications prescribed in paragraph (1) hereof shall have passed the regular examination prescribed by the carrier concerning rules and regulations governing firemen brakeman or yardman or helpers

(5) As applied to a yard conductor or fireman one who in addition to being possessed of the qualifications prescribed in paragraph (1) hereof shall have passed a regular examination prescribed by the carrier concerning rules and regulations governing yard conductors or firemen

(6) As applied to a baggageman one who in addition to being possessed of the qualifications prescribed in paragraph (1) hereof has before being so employed as a baggageman passed the regular examination prescribed by the carrier concerning rules and regulations governing the position of a baggageman

Section 2 It shall be unlawful for any carrier to operate or permit to be operated any passenger train this Commonwealth consisting of less than five cars unless said train shall be manned by a full crew of competent employes which crew shall consist of not less than one engineer one fireman one conductor and one brakeman when any passenger train consists of five cars or more any one or more of which carries passengers or consisting of ten or more cars none of which is carrying passengers such passenger train shall be manned by one additional brakeman when baggage is received cared for handled and transported on any such train at least one baggageman shall be added to the members of the crew above described in this section

Section 3 It shall be unlawful for any carrier to operate or permit to be operated in the State of Pennsylvania any freight train consisting of less than fifty cars without a full crew of competent employes which crew shall consist of not less than one engineer one fireman one conductor and two brakemen

Section 4 It shall be unlawful for any carrier to operate or permit to be operated any freight train consisting of fifty cars or more without a full crew of competent employes which crew shall consist of not less than one engineer one fireman one conductor and three brakemen

Section 5 It shall be unlawful for any carrier to operate or permit to be operated any local freight train doing any switching or unloading of any freight of any nature whatever without a full crew of competent employes which crew shall consist of not less than one engineer one fireman one conductor and three brakemen

Section 6 All other trains not specifically referred to hereinbefore shall be manned by a crew of not less than one engineer one fireman one conductor and two brakemen

Section 7 It shall be unlawful for any carrier to use operate or permit any locomotive to be used or operated in any railroad yard or on any railroad track to handle or switch cars or to transfer cars from one railroad to another or from one railroad yard to another railroad yard unless each and every such locomotive while handling or switching cars shall be manned by a full crew of competent employes which crew shall consist of not less than one engineer one fireman one yard conductor or foreman and two yard brakemen or helpers when any such locomotive is so used or operated over or upon a highway or street within the corporate limits of a municipality such locomotive shall be manned by one additional yard brakeman or helper No such employe shall be detailed to more than one locomotive at the same time or be assigned to any other service unless his place be filled by another competent employe or the locomotive laid up while short handed except that in case of the sudden disability of a member of such crew through sickness accident or death the carrier shall have three hours to replace such member during which time such lomotive may be operated short handed

Section 8 It shall be unlawful for any carrier to operate or permit to be operated on its main track any single locomotive unless said locomotive is manned by a full crew of competent employes which crew shall consist of not less than one engineer one fireman one conductor or brakeman Provided however that where two or more locomotives are operated under their own power on any main track and coupled together there shall be provided a crew of one engineer and one fireman for each locomotive and in addition thereto one conductor or brakeman

Section 9 It shall be unlawful for any carrier to operate as a locomotive or permit to be operated as a locomotive on its main track any self propelled crane pile driver brown hoist or other self propelled engine or machine not used for the transportation of passengers or freight or property for hire which has sufficient power to draw or propel itself and one or more standard railroad cars unless such engine or machine shall be manned by a full crew of competent employes consisting of not less than one engineer one conductor and one brakeman

Section 10 In the case of the disability of a member of a full crew between terminals the carrier shall have the right to operate the locomotive or train shorthanded until such locomotive or train arrives at the next terminal or other intermediate place on the line where men of the same class as the person disabled are available when such carrier shall fill the vacancy on such crew this Act shall not apply to relief or wrecking trains where sufficient men are not available

Section 11 Any railroad company its officers or agents officers of the court receiver or any person or persons operating a railroad violating any of the provisions of this act shall be guilty of a misdemeanor and liable to a penalty of one hundred dollars ($100) for each and every such violation to be recovered with costs as debts are now by law recoverable by a suit in the name of the Commonwealth for the use of the county in which such violation takes place provided however that nothing in this act shall apply or relate to trains owned or operated by manufacturers made up of hot metal ladles ingots slag or table trucks

Section 12 It shall be the duty of the Public Service Commission of the Commonwealth of Pennsylvania or any other agency empowered to enforce the law to execute and enforce the provisions of this act and for such purposes shall have all the powers granted to it under the laws of this Commonwealth

Section 13 The provisions of this act are severable and if any of the provisions hereof are held to be unconstitutional the decision shall not be construed to impair any other provision of this act it is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 14 All acts or parts of acts inconsistent herewith are hereby repealed

Section 15 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. KANE. Mr. Speaker, I move that this bill be recommitted to the Committee on Railroads and Railways in order that a public hearing may be held on it.

On the question,

Will the House agree to the motion?

Mr. EROE. Mr. Chairman and members of the House I rise to oppose this motion to recommit this bill. I am the author of this bill and I have had no communications whatsoever asking me for a hearing. I do not think a hearing is necessary. I do not think the public demands it, and it is my understanding that there will be a hearing in the Senate if this bill passes the House and goes to the Senate. I see no need for two hearings. I ask the members of this House to vote "No" on the motion to recommit.

Mr. KANE. Mr. Speaker, I do not want to disagree with the remarks of the gentleman who is the sponsor of the bill. It was sent to the Committee on Railroads and Railways, and with the understanding that if this bill was allowed to come out and pass second hearing, that a public hearing would be held on it if there was a demand made

for it, and it would be referred to a committee. I understand also that there is to be a request for public hearings by the Senate, but I think this House should have the benefit of these hearings before any of us unfamiliar with the technique of railroad procedure be asked to vote on the merits of this bill.

Mr. LOVETT. Mr. Speaker, as Chairman of the Committee, the bill was reported out as the gentleman said. I only received about two letters in request for a public hearing on this bill and possibly not more than half a dozen of the members received any such requests. I feel that there were not enough requests for a public hearing and I ask that this motion be voted down.

Mr. CANNON. Mr. Speaker, in answer to the gentleman who moved to refer the bill to the committee for the benefit of a hearing, I sat here last session and the special session of 1933 and saw how hard it was to get the bill out of that committee. Today this bill is before the public in this House, and I am opposed to its going back to Committee. In the prior session the regular session of 1933 it was still harder to get the bill out of committee.

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Witkin, will state his point of order.

Mr. WITKIN. Mr. Speaker, the gentleman is not confining his remarks to the motion to recommit.

The SPEAKER. The gentleman will confine his remarks to the motion to recommit.

Mr. CANNON. Mr. Speaker, I am through.

Mr. SUMNEY. Mr. Speaker, if I could be assured that there would be a public hearing before the Senate I would cheerfully vote to pass the bill. I have received various requests that there be a public hearing, and I want to be very sure that the Senate will grant one.

Mr. ANDREWS. Mr. Speaker, I have observed the proceedings of this House for twenty years and I have never seen an occasion when a bill affecting such a wide range of economic interests as this bill affects was denied a public hearing. It was my understanding, Mr. Speaker, from responsible leaders in this House that there would be a public hearing and it is my understanding that because the labor lobby said "no public hearing" that it was decided not to hold a public hearing.

Mr. SPEAKER, I am opposed to accepting dictation at the hands of a railroad lobby and as a member of this House I am equally opposed to accepting dictation at the hands of a labor lobby. We should give a hearing to any important constituency that demands one.

Mr. FITCH. Mr. Speaker and members of this House, the gentleman has just told you that never in the history of this House has any party been denied a hearing, in all these years. I wish to say that in the last seventeen years I can safely say that there have been many bills in this House that have not had a hearing. I happen to be on that committee and there was an understanding that if there was a universal demand for a hearing we would give it to them. I am the sponsor of one of these bills. I can truthfully say, as the Chairman of the committee has said, that there has been no demand except on one side.

This is no new law that we are presenting; this is a law that has already been on the statute books of Pennsylvania. This is a law that was taken off the statute books of the State of Pennsylvania—

The SPEAKER. Will the gentleman from Philadelphia please confine himself to the motion to recommit? The merits of the bills are not under discussion.

Mr. FITCH. Mr. Speaker, I bitterly oppose the motion to recommit for this reason, that there have not been a proper number of people that have submitted requests for the bill to be committed for a hearing to be held in the State of Pennsylvania.

Mr. HOLLAND. Mr. Speaker, no labor lobby has asked me about this bill. No labor lobby has approached me and I have received no letters asking for a public hearing on this bill. I feel that this bill should go through without a public hearing in the House.

Mr. REISING. Mr. Speaker, I have given close attention to the movement of this bill, and the only requests that I have come in contact with for a recommission of this bill to the committee has come from the railroad lobby and not from an employes' lobby, and the inference to the contrary is made for the purpose of stopping something that should go through, so therefore, I would ask in all sincerity that you vote against returning this bill to the committee.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the gentleman from Beaver, Mr. Reising.

The SPEAKER. Will the gentleman from Beaver permit himself to be interrogated?

Mr. REISING. Mr. Speaker, I will.

Mr. ANDREWS. Mr. Speaker, does the gentleman not believe that a railroad lobby is entitled to the same consideration as far as hearings are concerned as any other lobby?

Mr. REISING. Mr. Speaker, I would say in answer that the railroad lobby should not receive any more consideration than the employes' lobby. The employe's lobby have said "No;" the employes have said "No." Why grant this hearing on the request of the railroads? In further answer I will say if the public demands a hearing we should grant it.

Mr. ANDREWS. Mr. Speaker, the gentleman has made out my case entirely. He says that his decision, and, I have no doubt, the decisions of other men of similar minds have not been determined upon the basis of the issue, but have been determined by the dictates of the labor lobby.

Mr. HARKINS. Mr. Speaker, this measure was reported out of committee with the understanding that if there were sufficient requests and demands for a public hearing that such would be granted. I am a member of that committee and I have but one request, which of course comes from an interested source, from a railroad representative. There has been no demand or no pressure by any labor interest brought to bear upon me in any manner whatsoever with regard to this bill. I ask that this motion to recommit be defeated.

Mr. CAPUTO. Mr. Speaker and members of the House, I feel that this motion should be defeated. The Chairman of the Committee has stated that if a hearing is to be held the Senate of Pennsylvania will give that hearing, and on this explanation and explanation given by the various members of that committee that they have not received sufficient requests to allow a hearing, that no action should be taken in this house except to pass this bill on to the Senate.

I feel sure that if the proper lobby brings pressure upon the Senate for a public hearing that they will be granted a public hearing. I have not received any communications or any pressure from the labor lobby and I feel sure that

the members of the committee who have so stated here have told you the truth, that no communication or requests have come to this House except from one lobby and therefore I say that the motion to recommit should be defeated and the bill sent over to the Senate.

This bill has been before this House not only at the present time but in previous legislatures and everyone knows the contents of the bill, so it should not be necessary for the House to consider this bill any further and I therefore ask not only the Democratic members of this House but also the Republican members of this House to vote this motion down and send the bill over to the Senate.

Mr. LOVETT. Mr. Speaker and members of the House, I have it from very good authority that this bill will receive a public hearing in the Senate. I also wish to state that as Chairman of this committee I was not guided by any lobbyists from any source other than that there was not public sentiment enough for a public hearing on this bill.

Mr. JAMES W. PATTERSON. Mr. Speaker, I was approached on this bill by one lobby. That was the lobby for the railroads, not for the labor element. I received one letter on this bill, and that came from a Chamber of Commerce. I do not feel that there has been any pressure put on me at any time to be for the railroad labor interests. I campaigned on this bill,—most of us on this side of the House campaigned on this bill; we believe in it. In the fourteen years since it was repealed the people of this Commonwealth have had ample opportunity to present their case. Every one knows how he stands on this measure. I think unquestionably in the Senate it will receive public hearings, and I think that is not all it will receive. I therefore ask that the members of the House vote against the motion to recommit this bill.

Mr. KANE. Mr. Speaker, as one of the new members of this House I made this motion because I honestly want this information before this House before its members cast their votes. There is no member who has any power to bind the Senate as to what the Senate is going to do. Members of the Committee on Railroads were assured that if there was a public demand a public hearing would be granted and I now make the demand for a public hearing in this House. I think the debate has shown that there is a demand besides my own.

Mr. MORAN. Mr. Speaker, I had the honor to report this bill out of Committee and I do not see any reason for having two public hearings. We understand that the Senate is going to grant a public hearing. This bill, I understand also, was up in the last session and there isn't any question but that everybody here understands all about it. Now, are we going to favor big business or are we going to favor the common man? Let us vote this motion down. Let us put the Atterburys and the Mellons where they belong.

On the question recurring

Will the House agree to the motion?

The yeas and nays were required by Mr. BARBER and Mr. EROE and were as follows:

YEAS—40

Altenburg,	Condon,	Male,	Stockham,
Andrews,	Conner,	McDevitt,	Stott,
Baker, F. T.,	Duffort,	McHenry,	Surface,
Baldi,	Ederer,	Nothnagle,	Terry,
Blumberg,	Ferko,	Peters,	Turner,
Boose,	Hart,	Reynolds,	Van Sickle,
Boyd, R.,	Hindman,	Root,	Weidemann,
Boyer,	Horst,	Snyder, F. E.,	White,
Brennan,	Kane,	Sproul,	Wood,
Castor,	Longaker,	Stewart,	Sarig,

NAYS—153

Achterman,	Flanagan,	McDermott,	Schwartz,
Alexander,	Flinchbaugh,	McElroy,	Shaw,
Allen,	Forrest,	McKinney,	Shepard,
Arnold,	Furman,	Melchiorre,	Shortz,
Atkins,	Gates,	Mentzer,	Shreiner,
Aukerman,	Gerard,	Merrell,	Shugarts,
Baine,	Gillette,	Mooney,	Siegel,
Baker, J J.,	Green,	Moore,	Simon,
Barber,	Greenstein,	Moran,	Simpson,
Barnhardt,	Habbyshaw,	Moul,	Sinwell,
Bernhard,	Haberlen,	Muir,	Sloan,
Bradley,	Hagerty,	Munley,	Smith, J. A.,
Brancato,	Haluska,	Murrin,	Smith, W. G.,
Brown, H. S.,	Hamilton, F. P.,	Nagel,	Snyder, J. L.,
Brown, J. E.,	Hamilton, R. S.,	O'Keefe,	Sowers,
Brownfield,	Harkins,	Ominsky,	Stank,
Brumbaugh,	Harmuth,	O'Neill,	Stevens,
Burke,	Hartman,	Panton,	Stone,
Cannon,	Hefferon,	Parks,	Sumney,
Caputo,	Hermansen,	Patterson, C.,	Tahl,
Carson,	Hirsch,	Patterson, J. W.,	Tronzo,
Chervenak,	Holland,	Pearson,	Trout,
Coakley,	Holstrom,	Pfaff,	Tumelty,
Cochran,	Hoopes,	Phillips,	Van Allsburg,
Cohen,	Jackson,	Piole,	Walker,
Coleman,	Jones,	Powers,	Wall,
Coolahan,	Kelso,	Reising,	Wasserman,
Cordier,	Kilroy,	Rinn,	Weiss,
Davies,	Kinney,	Roan,	Welliver,
Dent,	Klingler,	Robinson,	Welsh,
Diehl,	Kobelak,	Rooney,	Westrick,
Dilley,	Larue,	Ruffennach,	Wickersham,
Downey, G. E.,	Linderman,	Ruth,	Wilson,
Downey, J. J.,	Long,	Sarraf,	Witkin,
Eberharter,	Lovett,	Scanlon,	Woodside,
Eroe,	Lynch,	Schrock,	Yourishin,
Falkenstein,	Mason,	Schrope,	Zappala,
Finnerty,	McCreary,	Schwab,	Zimmerman,
Fitch,			

So the question was determined in the negative and the motion was not agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 311, as follows:

An Act to promote the safety of travelers and employes upon railroads by prohibiting carriers by railroad hauling trains excessive in length providing penalties and providing for enforcement by the Public Service Commission or any other agency empowered to enforce the law

Sction 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any railroad corporation its officers or agents officers of the court receiver or any person copartnership or association operating a railroad in this Commonwealth to run or operate over its road or any part of its road any freight train more than one half mile in length but in no event consisting of more than seventy cars exclusive of caboose

Section 2 It shall be unlawful for any carrier to operate or permit to be operated in this Commonwealth over any line of railroad owned or operated by it any passenger train consisting of more than fourteen cars

Section 3 It shall be unlawful for any carrier to operate or permit to be operated in this Commonwealth over any line of railroad owned or operated by it any mixed train more than one half mile in length but in no event consisting of more than seventy cars in all or of which more than fourteen are cars constructed for the purpose of transporting passengers mail express or a combination or combinations of any of the same

Section 4 Any railroad corporation its officers or agents officers of the court receiver or any person copartnership

or association violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a penalty of one hundred dollars for each violation

Section 5 It shall be the duty of the Public Service Commission or any other agency empowered to enforce the law to enforce the provisions of this act

Section 6 The provisions of this act are severable and if any of the provisions hereof are held to be unconstitutional the decision shall not be construed to impair any other provision of this act it is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 7 All acts or parts of acts inconsistent herewith are hereby repealed

Section 8 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. KANE. Mr. Speaker, I move that this bill be recommitted to the Committee on Railroads and Railways for the purpose of a public hearing. The vote on the previous bill having demonstrated that at least forty members of this House are in favor of such a hearing, and I again make a demand that this bill be recommitted with a request for a public hearing.

On the question,

Will the House agree to the motion?

Mr. EROE. Mr. Speaker, I rise to oppose the recommitment of this bill for the same reason I opposed the recommitment of House Bill No. 304, and I ask for a roll call.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. EROE and Mr. MORAN and were as follows:

YEAS—31

Andrews,	Castor,	Longaker,	Stockham,
Baker, F. T.,	Duffort,	McHenry,	Stott,
Baldi,	Ederer,	Parks,	Surface,
Blumberg,	Ferko,	Peters,	Trout,
Boose,	Hart,	Reynolds,	Turner,
Boyd, R.,	Hindman,	Snyder, F. E.,	White,
Boyer,	Horst,	Sproul,	Sarig,
Brennan,	Kane,	Stewart,	

NAYS—154

Achterman,	Finnerty,	McCreary,	Schwartz,
Alexander,	Fitch,	McDermott,	Shaw,
Allen,	Flanagan,	McDevitt,	Shepard,
Arnold,	Flinchbaugh,	McElroy,	Shortz,
Atkins,	Forrest,	McKinney,	Shreiner,
Aukerman,	Furman,	Melchiorre,	Shugarts,
Baine,	Gates,	Mentzer,	Siegel,
Baker, J J.,	Gerard,	Merrell,	Simon,
Barber,	Gillette,	Mooney,	Simpson,
Barnhardt,	Green,	Moore,	Sinwell,
Bernhard,	Greenstein,	Moran,	Sloan,
Bradley,	Habbyshaw,	Moul,	Smith, J. A.,
Brancato,	Haberlen,	Munley,	Smith, W. G.,
Brown, H. S.,	Hagerty,	Murrin,	Snyder, J. L.,
Brown, J. E.,	Haluska,	Nagel,	Sowers,
Brownfield,	Hamilton, F. P.,	O'Keefe,	Stank,
Brumbaugh,	Hamilton, R. S.,	Ominsky,	Stevens,
Burke,	Harkins,	O'Neill,	Stone,
Cannon,	Harmuth,	Panton,	Sumney,
Caputo,	Hartman,	Patterson, C.,	Tahl,
Carson,	Hefferon,	Patterson, J. W.,	Terry,
Chervenak,	Hermansen,	Pearson,	Tronzo,
Coakley,	Hirsch,	Pfaff,	Tumelty,
Cochran,	Holland,	Phillips,	Van Allsburg,
Cohen,	Holstrom,	Piole,	Van Sickle,
Coleman,	Hoopes,	Powers,	Walker,
Condon,	Jones,	Reising,	Wall,
Coolahan,	Kelso,	Rinn,	Wasserman,
Cordier,	Kilroy,	Roan,	Welliver,
Davies,	Kinney,	Robinson,	Welsh,
Decker,	Klingler,	Rooney,	Westrick,
Dent,	Kobelak,	Ruffennach,	Wickersham,
Diehl,	Larue,	Ruth,	Wilson,
Dilley,	Linderman,	Sarraf,	Witkin,
Downey, G. E.,	Long,	Scanlon,	Woodside,
Downey, J. J.,	Lovett,	Schrock,	Yourishin,
Eberharter,	Lynch,	Schrope,	Zappala,
Eroe,	Male,	Schwab,	Zimmerman,
Falkenstein,	Mason,		

So the question was determined in the negative and the motion was not agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 89, as follows:

An Act to prohibit discrimination on account of race or color in employment under contracts for public buildings or public works

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every contract for or on behalf of the Commonwealth of Pennsylvania or of any county city borough town township school district and poor district for the construction alteration or repair of any public building or public work shall contain provisions by which the contractor agrees

(a) That in the hiring of employes for the performance of work under this contract or any sub-contract hereunder no contractor sub-contractor nor any person acting on behalf of such contractor or sub-contractor shall by reason of race creed or color discriminate against any citizen of the Commonwealth of Pennsylvania who is qualified and available to perform the work to which the employment relates

(b) That no contractor sub-contractor nor any person on his behalf shall in any manner discriminate against or intimidate any employe hired for the performance of work under his contract on account of race creed or color

(c) that there may be deducted from the amount payable to the contractor under this contract a penalty of five dollars for each person for each calendar day during which such person was discriminated against or intimidated in violation of the provisions of the contract and

(d) That this contract may be cancelled or terminated by the Commonwealth or the city borough town township school district or poor district and all money due or to become due hereunder may be forfeited for a second or any subsequent violation of the terms or conditions of this portion of the contract

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreebly to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 284, as follows:

An Act granting power to counties cities boroughs towns townships school districts and poor districts to redeem unmatured bonds and obligations by a new issue of bonds at a lesser rate of interest

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county city borough town township poor district or school district which has heretofore issued bonds or other interest-bearing evidences of indebtedness with or without interest coupons attached and which bonds or obligations have not matured shall

have the option to redeem such bonds or interest-bearing obligations in whole or in part prior to maturity at or subsequent to any date when any issue or any part of any issue of such bonds or obligations is callable or if not callable then if the consent of the holders thereof to such redemption is first secured and for the purpose of redeeming or paying off any or all of such bonds or obligations shall have power to issue and sell registered or coupon bonds at any rate of interest but less than the rate specified in the bonds or obligations to be redeemed maturing at any time not exceeding twenty years after the date thereof and not exceeding in the aggregate the amount of the bonds and obligations redeemed and to be paid off The bonds issued in accordance with the provisions of this act shall be exempt from taxation except for State purposes Provided however That all moneys in the sinking fund properly applicable to any such issue of bonds or obligations to be so redeemed shall first be applied to the payment so far as applicable of the principal of such bonds or obligations and the balance of such issue only shall be redeemed by the issue of new bonds

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill 371, entitled:

An Act to amend an act approved the twenty-fifth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand twenty-four) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by establishing certain sanitary regulations in the establishments in which they work by requiring certain abstracts and notice to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for violations thereof by defining the procedure in prosecutions and by repealing all acts and parts of acts inconsistent with the provisions thereof" as amended by excepting from the provisions of the act domestic service in private homes and further regulating the hours of labor

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-fifth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand twenty-four) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by establishing certain sanitary regulations in the establishments in which they work by requiring certain abstracts and notices to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for violations thereof by defining the procedure in prosecutions and by repealing all acts and parts of acts inconsistent with the provisions thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and the House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "establishment" when used in this act shall mean any place within this Commonwealth where work is done for compensation of any sort to whomever payable Provided That this act shall not apply to [work] domestic service in private homes and farming

The term "person" when used in this act shall be construed to include any individual partnership or other unincorporated association corporation and municipality

The term "week" when used in this act shall mean any seven consecutive days and the term "day" shall mean any twenty-four consecutive hours

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I have the following amendments to offer.

The SPEAKER. The Chair would like to inquire of the gentleman from Philadelphia, Mr. Sowers, whether he has any amendment to offer to section one.

Mr. SOWERS. I have, sir. I offer an amendment to section one.

Mr. SHEPARD. Mr. Speaker, I offer an amendment.

The SPEAKER. The Chair wishes to inquire does the gentleman from Philadelphia, Mr. Shepard, have an amendment to section one.

Mr. SHEPARD. I have, sir. I have the following amendment and I move its adoption.

The SPEAKER. The gentleman from Philadelphia will please send his amendments to the desk.

The CHAIR wishes to inform the gentleman from Philadelphia, Mr. Shepard, that the amendments he has presented are amendments to the pink bill and cannot be accepted at this time. The amendments are, therefore, returned. The amendments must be made to the last printing of the bill.

The amendment of the gentleman from Philadelphia, Mr. Sowers, will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 1, page 2, lines 25 and 26 by striking out the following:

work domestic service in private homes and

On the question,

Will the House agree to the amendment?

Mr. SOWERS. Mr. Speaker and members of the House, I want nobody to misunderstand the amendment that I have offered. If you will turn to House bill 371, printer's number 33, which is here on the files, and turn to page 2, and then turn to line 18, you will find section one, as amended by this bill. Now, the amendment that I have offered is to strike out in line 25, page 2, the words "work domestic service in private homes and." The effect of the amendment is to make this bill applicable to domestic servants. Domestic servants can well be classed as luxury employees. If employees of mills and factories are entitled to the protection of only forty hours, then why shall not luxury employees have the same protection, and I ask the members of this House not to discriminate against the luxury employees in favor of the other employees.

Mr. REYNOLDS. Last night I made a motion to recommit this bill to the committee for the same purpose, but since it has been taken care of by amendment, I hope that Mr. Ruth will do what he said he would do last night, take care of that part of the section which we are vitally interested in. I was on the Labor Committee, and we were promised in that Committee that in the event letters and protests came in that they would have this amended to include just what Mr. Sowers has offered. I have here some fifty or sixty telegrams. I have statistics that there are domestic workers here in the State of Pennsylvania numbering over one hundred and seventy-five thousand. I feel it would be an injustice to pass these bills helping other organizations and discriminating against one hun-

dred and seventy-five thousand workers in the State of Pennsylvania. We remember very well on Inauguration Day that the Governor in his speech said that the difference between certain classes of workers in the State of Pennsylvania and other classes of industrialists is too wide, and he proposed to have the gap closed. I think this is a step forward. We should at least give to these people some protection under the law.

This bill for taking care of females sets the number of hours at fifty-four and they are not satisfied. They want forty, and I think they ought to have them. But, at least, in the name of God, let us give to domestic workers the same protection in order that they may not be exploited during the time of depression.

I ask the members to vote for this bill, not as a partisan measure, but in fairness to the workers of the State of Pennsylvania.

Mr. SHEPARD. Mr. Speaker and members of the House, I have offered an amendment to the bill, excepting domestic workers from the provisions of this act, because it is a tremendous problem. There are over two million people throughout this country employed in domestic service.

The first Lady of the Land, Mrs. Franklin Delano Roosevelt, is in favor of such action, and I feel, in justice to the people who are farthest down in the economic scale that we ought to pass this amendment to this bill. We cannot expect that organized labor shall move forward to advanced social and economic position and at the same time ignore that large body of people who are at the bottom.

In the home the child gets its first impression of labor contact with the domestic servant, and it is important for future labor legislation that the children should have this finest kind of contact with labor problems, in order that they may carry on in the future in the interest of labor.

I urge the adoption of this amendment.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. SOWERS and Mr. SCHWARTZ.

Mr. SOWERS. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—80

Baine,	Gates,	Moore,	Sowers,
Baker, J J.,	Green,	Nothnagle,	Sproul,
Baldi,	Greenstein,	Parks,	Stewart,
Bernhard,	Habbyshaw,	Perry,	Stockham,
Blumberg,	Hamilton, R. S.,	Peters,	Stott,
Boyd, R.,	Hart,	Pfaff,	Surface,
Bradley,	Holland,	Phillips,	Tahl,
Brennan,	Holstrom,	Piole,	Terry,
Brown, H. S.,	Hoopes,	Reising,	Trout,
Castor,	Horst,	Reynolds,	Tumelty,
Condon,	Jackson,	Rinn,	Turner,
Conner,	Jones,	Rooney,	Van Sickle,
Cordier,	Kane,	Root,	Wasserman,
Davies,	Longaker,	Ruffennach,	Weidemann,
Denning,	Male,	Schwartz,	White,
Duffort,	Mallen,	Shepard,	Wilson,
Ederer,	Mason,	Shreiner,	Witkin,
Ferko,	McDermott,	Simpson,	Woodside,
Flinchbaugh,	McDevitt,	Snyder, F. E.,	Yeakel,
Forrest,	McKinney,	Snyder, J. L.,	Zimmerman,

NAYS—107

Achterman,	Dilley,	Long,	Schrock,
Alexander,	Downey, G. E.,	Lovett,	Schrope,
Allen,	Downey, J. J.,	Lynch,	Schwab,
Arnold,	Eberharter,	McCreary,	Shaw,
Atkins,	Falkenstein,	McElroy,	Shortz,
Aukerman,	Finnerty,	Melchiorre,	Shugarts,
Baker, F. T.,	Fitch,	Mentzer,	Siegel,
Barber,	Flanagan,	Merrell,	Simon,
Barnhardt,	Furman,	Mooney,	Sinwell,
Boose,	Gerard,	Moran,	Sloan,
Boyer,	Haberlen,	Moul,	Smith, W. G.,
Brancato,	Hagerty,	Muir,	Stank,
Brown, J. E.,	Haluska,	Munley,	Stevens,
Brownfield,	Hamilton, F. P.,	Murrin,	Sumney,
Brumbaugh,	Harkins,	Nagel,	Tronzo,
Burke,	Harmuth,	O'Keefe,	Van Allsburg,
Cannon,	Hartman,	Ominsky,	Walker,
Caputo,	Hermansen,	O'Neill,	Wall,
Carson,	Hindman,	Panton,	Weiss,
Chervenak,	Hirsch,	Patterson, C.,	Welliver,
Coakley,	Kelso,	Patterson, J. W.,	Welsh,
Cochran,	Kilroy,	Pearson,	Westrick,
Cohen,	Kinney,	Powers,	Wickersham,
Coleman,	Klingler,	Robinson,	Yourishin,
Coolahan,	Kobelak,	Ruth,	Zappala,
Decker,	Larue,	Sarraf,	Sarig,
Dent,	Linderman,	Scanlon,	

So the question was determined in the negative and the amendment was not agreed to.

On the question recurring,

Will the House agree to the section?

Mr. SHEPARD. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 25, by striking out in heavy-faced brackets the following: "domestic service"

Amendment sec. 1, page 2, lines 25 and 26, by striking out with light-faced brackets the following: "in private homes and"

On the question,

Will the House agree to the amendments?

Mr. SHEPARD. Mr. Speaker and members of the House, I recognize the fact that to include domestic workers on a forty hour week does have its advantages,—

QUESTION OF INFORMATION

Mr. WITKIN. Mr. Speaker, I do not want to interrupt the gentleman from Philadelphia, but I rise to a question of information.

The SPEAKER. The gentleman from Philadelphia will state his question of information.

Mr. WITKIN. Mr. Speaker, will the Speaker please explain the amendments as introduced by the gentleman from Philadelphia, Mr. Shepard? He refers to the amendments in heavy brackets and light brackets on certain words. I do not see that there are any heavy brackets or light brackets in this bill; and I would, therefore, like to have an explanation.

The SPEAKER. The Chair will ask the gentleman from Philadelphia, Mr. Shepard, to explain his amendments.

Mr. SHEPARD. Mr. Speaker, my amendment calls for not a forty hour week, as the previous amendment; it calls for a fifty-four hour week for domestic workers. It also exempts from the provisions of the act persons who are living on the premises on which they are employed, and it makes a difference in the act.

Mr. WITKIN. Mr. Speaker, I thank the gentleman from Philadelphia for his explanation, but what I would like to know is merely how if these amendments were adopted, lines 25 and 26 would read. I ask that of the Chair, may it please the Speaker.

BILL RECOMMITTED

Mr. RUTH. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor for the purpose of amendment.

On the question,

Will the House agree to the motion?

Mr. SOWERS. Mr. Speaker, I oppose this motion to recommit. I prefer that this bill be considered on the floor of this House, in the open. I hate to see this bill go back into the dark chambers of intrigue and combination. I realize—

The SPEAKER. Will the gentleman please confine himself to the motion?

Mr. SOWERS. Mr. Speaker, the motion to recommit can only mean to send this bill back to a committee and there let it die. We certainly have had time to consider this bill. It is really now like in the Committee of the Whole. Can't all the members of this House consider it in the open, as well as any committee could consider it secretely?

I ask that this bill be considered on this floor, so that the people of Pennsylvania may know what our positions are on so important economic problems as are involved here.

Mr. HOLLAND. Mr. Speaker, I would like to answer my colleague from Philadelphia. I happen to be on the Labor Committee, and voted for the amendment. So, therefore, that committee is not a committee working in darkness.

Mr. YOURISHIN. Mr. Speaker and members of the House, as Chairman of the Committee on labor, I want to assure the gentleman from Philadelphia that if the bill is going back to the Committee on Labor, it is not going back to be pickled. It will come out, either as amended or as committed.

Mr. REYNOLDS. Mr. Speaker and members of the House, last night I asked that this bill be sent back to committee for further consideration. The democratic floor leader objected on the ground that he would prepare an amendment to be offered here on this floor. If he does not have the talent to have it drawn right, that is no fault of ours. We have men acting in this Committee of the Whole who are fully capable of putting this bill through in the proper form. I was on that Labor Committee and we tried our best to have it amended before, and it looks like a useless effort to send it back there again, because I sat here and saw some gentleman from Westmoreland who voted there to amend it and put it in its proper form, and then change his vote on the floor and vote against it. I am fearful that if we send it back there we will not have it out here again on this floor during this session, because all of the bills that were referred to this committee, except this bill, were put in the pocket of this Chairman and we never knew what they were.

Mr. SOWERS. Mr. Speaker, I ask for a roll call.

Mr. DENT. Mr. Speaker and members of the House, in answer to the gentleman who spoke previously, on the inconsistency of the gentleman from Westmoreland, meaning me, inasmuch—

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to point of order.

Mr. SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, there is nothing before this House but the roll call. Debate has been closed and a roll call asked for, therefore, the gentleman is out of order.

The SPEAKER. The point of order is not well taken, because the roll call has not yet been started.

Mr. DENT. Mr. Speaker, may I change my stance and ask for permission to make a statement, with the unanimous consent of the House?

The SPEAKER. The question before the House is the motion to recommit by the gentleman from Berks, Mr. Ruth, and the gentleman must confine his remarks to that motion.

Mr. DENT. Mr. Speaker, all right, then, with the kind permission of the gentleman from Philadelphia, I will proceed. In the vote I was recorded as voting "no" against that amendment for this particular reason: Inasmuch as the amendment did not specify in which manner this domestic help should be taken care of. In committee I fought for this amendment and voted against bringing the bill on the floor unless the amendment was considered.

As a member of the committee I wish to state that in committee again I will do my best to see that the proper amendment is added to the bill.

Mr. SOWERS. Mr. Speaker, I would like to interrogate the gentleman from Westmoreland, Mr. Dent.

The SPEAKER. Will the gentleman from Westmoreland permit himself to be interrogated?

Mr. DENT. I will, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, will the gentleman inform me whether he thinks he has better prospects of success now than he did before.

Mr. DENT. Mr. Speaker, may I say for the information of the gentleman, "yes."

The yeas and nays were required by Mr. SOWERS and Mr. SCHWARTZ and were as follows:

YEAS—109

Achterman,	Eroe,	Long,	Ruth,
Alexander,	Falkenstein,	Lovett,	Sarraf,
Allen,	Finnerty,	Lynch,	Scanlon,
Altenburg,	Fitch,	Male,	Schrock,
Andrews,	Flanagan,	McCreary,	Schrope,
Arnold,	Flinchbaugh,	McDermott,	Schwab,
Atkins,	Furman,	Melchiorre,	Shaw,
Aukerman,	Gerard,	Mentzer,	Shepard,
Baker, J J.,	Haberlen,	Mooney,	Shugarts,
Barber,	Hagerty,	Moran,	Siegel,
Boyd, R.,	Haluska,	Moul,	Simon,
Bradley,	Hamilton, F. P.,	Murrin,	Sinwell,
Brown, H. S.,	Harkins,	Nagel,	Smith, J. A.,
Brown, J. E.,	Harmuth,	O'Keefe,	Smith, W. G.,
Brownfield,	Hartman,	Ominsky,	Stank,
Brumbaugh,	Hermansen,	Panton,	Stevens,
Burke,	Hindman,	Patterson, C.,	Stone,
Cannon,	Hirsch,	Patterson, J. W.,	Sumney,
Caputo,	Holland,	Pearson,	Tronzo,
Cohen,	Holstrom,	Pfaff,	Tumelty,
Coleman,	Kane,	Piole,	Van Sickle,
Coolahan,	Kelso,	Powers,	Walker,
Decker,	Kilroy,	Reising,	Weiss,
Dent,	Kinney,	Rinn,	Welliver,
Diehl,	Klingler,	Robinson,	Welsh,
Dilley,	Kobelak,	Rooney,	Westrick,
Downey, G. E.,	Larue,	Ruffennach,	Sarig,
Eberharter,			

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Baine,	Gillette,	Muir,	Stott,
Baker, F. T.,	Green,	Nothnagle,	Surface,
Baldi,	Greenstein,	Parks,	Tahl,
Barnhardt,	Habbyshaw,	Peters,	Terry,
Bernhard,	Hamilton, R. S.,	Phillips,	Trout,
Blumberg,	Hart,	Reynolds,	Turner,
Boose,	Hefferon,	Roan,	Van Allsburg,
Boyer,	Hoffner,	Root,	Wall,
Brennan,	Hoopes,	Schwartz,	Wasserman,
Coakley,	Horst,	Shortz,	Weidemann,
Condon,	Jackson,	Shreiner,	White,

Conner,	Jones,	Simpson,	Wickersham,
Cordier,	Linderman,	Sloan,	Wilson,
Davies,	Longaker,	Snyder, F. E.,	Witkin,
Denning,	Mallen,	Snyder, J. L.,	Wood,
Duffort,	Mason,	Sowers,	Woodside,
Ederer,	McDevitt,	Sproul,	Yeakel,
Ferko,	McKinney,	Stewart,	Yourishin,
Forrest,	Merrell,	Stockham,	Zimmerman,
Gates,	Moore,		

So the question was determined in the affirmative and the motion was agreed to.

REASONS FOR VOTE

Mr. HART. Mr. Speaker, having voted "no," on this question I want to explain my vote. I voted "no," when would have liked to have voted "yes," but the motion was made apparently with all the earmarks of partisanship, and that is why I voted as I did.

POINT OF ORDER

Mr. COHEN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. COHEN. Mr. Speaker, the reasons for the vote should be sent in writing to the Chair.

The SPEAKER. The gentleman is permitted to state his reasons.

Mr. HART. Mr. Speaker, my reasons will be sent to the Chair in writing. I have already made my statement orally, but since the gentleman from York desires it in writing, I shall comply with his wishes.

The SPEAKER. The gentleman from Philadelphia, Mr. Hart, is informed that he has the privilege of giving his reasons either orally or in writing.

Mr. HART. Mr. Speaker, since it is the ruling of the Chair that I can give them orally, I want to repeat them.

The SPEAKER. The gentleman has already stated his reasons orally and the Chair has accepted them.

BILLS ON SECOND READING

Agreebly to order,

The House proceeded to the second reading and consideration of House Bill No. 339, entitled:

An Act To repeal the act approved the eighteenth day of April one thousand nine hundred twenty-nine (Pamphlet Laws five hundred forty-six) entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies asociations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties"

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-six) entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties" is hereby repealed

On the question,

Will the House agree to the section?

Mr. COOLAHAN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk, as follows:

Amend Sec. 1, page 2, line 2, by striking out the word "periodical" and inserting in lieu thereof the word:

periodical

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 This act shall become effective immediately upon final enactment

An Act to repeal the act, approved the eighteenth day of April one thousand nine hundred twenty-nine (P. L. 546), entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties."

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreebly to order,

The rule requiring bills to be considered in Committee of Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 354, as follows:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof by any person copartnership association or corporation of compensation to such deputy sheriffs and fixing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the compensation of all deputy sheriffs appointed or employed in any county of this Commonwealth shall be paid only by such county and in the amount and in the manner now or hereafter fixed by law

Section 2 Any and all contracts or agreements between the sheriff and any county in this Commonwealth or between such county and any person copartnership association or corporation for the payment of any compensation or expenses to any such sheriff or any such county on account of the employment of any deputy sheriff or for the reimbursement to the sheriff or such county of any compensation or expenses by any person copartnership association or corporation be and the same hereby declared to be against public policy and void and are forbidden and declared unlawful

Section 3 Any person entering into an agreement or contract in violation of any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not less than Fifty Dollars ($50.00) nor more than Five Hundred Dollars ($500.00) or shall undergo an imprisonment of not more than six (6) months or both in the discretion of the court

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 120, entitled:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended by adding thereto clause fifty-eight to read as follows

LVIII INCLINED PLANES To acquire by purchase from a public service company any existing inclined plane passenger transportation facilities and to operate the same in the transportation of passengers for hire and for the accommodation of the public

On the question,

Will the House agree to the section?

Mr. CHERVENAK. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, lines 8 and 9 of title, by striking out the words "and bus feeder lines in connection therewith."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 42, entitled:

An act to amend section eight of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223, 1933-1934), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for alternative methods of proving that compensation has not been paid to an applicant by another state where official records of such other state have been damaged or destroyed.

And said bill having been real at length the third time, considered and agree to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Achterman,	Ederer,	McDevitt,	Shortz,
Alexander,	Eroe,	McElroy,	Shreiner,
Allen,	Falkenstein,	McHenry,	Shugarts,
Altenburg,	Ferko,	McKinney,	Siegel,
Andrews,	Finnerty,	Melchiorre,	Simon,
Arnold,	Fitch,	Mentzer,	Simpson,
Atkins,	Flanagan,	Merrell,	Sinwell,
Aukerman,	Flinchbaugh,	Mooney,	Smith, J. A.,
Baine,	Furman,	Moore,	Smith, W. G.,
Baker, F. T.,	Gates,	Moran,	Snyder, F. E.,
Baker, J. J.,	Gillette,	Moul,	Snyder, J. L.,
Baldi,	Green,	Muir,	Sproul,
Barber,	Greenstein,	Munley,	Stank,
Barnhardt,	Habbyshaw,	Murrin,	Stevens,
Bernhard,	Haberlen,	Nagel,	Stewart,
Blumberg,	Hagerty,	Nothnagle,	Stockham,
Boose,	Haluska,	O'Keefe,	Stone,
Boyd, R.,	Hamilton, F. P.,	Ominsky,	Stott,
Bradley,	Hamilton, R. S.,	O'Neill,	Sumney,
Brancato,	Harkins,	Panton,	Surface,
Brennan,	Harmuth,	Parks,	Tahl,
Brown, H. S.,	Hart,	Patterson, C.,	Terry,
Brown, J. E.,	Hefferon,	Patterson, J. W.,	Tronzo,
Brownfield,	Hermansen,	Pearson,	Trout,
Brumbaugh,	Hindman,	Perry,	Tumelty,
Burke,	Hoffner,	Peters,	Turner,
Cannon,	Holstrom,	Pfaff,	Van Allsburg,
Caputo,	Hoopes,	Phillips,	Van Sickle,
Carson,	Horst,	Piole,	Walker,
Castor,	Jackson,	Powers,	Wall,
Chervenak,	Jones,	Reising,	Wasserman,
Coakley,	Kane,	Reynolds,	Weidemann,
Cochran,	Kelso,	Rinn,	Weiss,
Cohen,	Kilroy,	Roan,	Welliver,
Coleman,	Kinney,	Robinson,	Welsh,
Conner,	Klingler,	Rooney,	Westrick,
Coolahan,	Kobelak,	Root,	White,
Cordier,	Larue,	Ruffennach,	Wickersham,
Davies,	Linderman,	Ruth,	Wilson,
Decker,	Long,	Sarraf,	Witkin,
Denning,	Longaker,	Scanlon,	Wood,
Dent,	Lovett,	Schrock,	Woodside,
Diehl,	Lynch,	Schrope,	Yeakel,
Dilley,	Male,	Schwab,	Yourishin,
Downey, G. E.,	Mallen,	Schwartz,	Zappala,
Downey, J. J.,	Mason,	Shaw,	Zimmerman,
Duffort,	McCreary,	Shepard,	Sarig,
Eberharter,	McDermott,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

ACTING CHAIRMEN OF COMMITTEES APPOINTED

The SPEAKER. The Chair wishes to read a statement from the Committee on Committees:

Due to the illness of Harry N Boyd and Edward Labar the Committee on Committees requests that the following members be appointed to act as chairmen in their absence:

Committee on Counties—D. Murray Hetrick.

Committee on Pensions and Gratuities—L. Kenneth Harkins.

JOHN J. O'KEEFE,
CHARLES MELCHIORE,
HARRY J. BROWNFIELD,
ARNOLD M. BLUMBERG,
ELLWOOD J. TURNER.

The SPEAKER. The Chair will explain that these are only acting chairmen during the illness of the members mentioned. The members who are ill will retain their chairmanships and the members just named will merely act in their stead during their illness.

ANNOUNCEMENTS

RECORDS OF SERVICE MEN

The SPEAKER. The Chief Clerk requests the Chair to read the following announcement:

All service men in the House are asked to send the following information at once to the Office of the Chief Clerk: name, organization and service connection.

COMMITTEE MEETINGS

The Republican members of this House will meet in the Senate Caucus Room immediately after the session to be held this afternoon, which will be about 4:30 or 5:00 o'clock P. M.

All members from fourth class counties will meet in the House Caucus Room one hour after the morning session.

The Committee on Game will meet Wednesday, February 6, 1935, at 9:30 o'clock A. M. in the room 323.

The Committee on Elections will meet immediately after this session in the House Caucus Room.

The Committee on Bills of the Republican Steering Committee will meet immediately after this session in room 245.

The Committee on Labor will meet immediately after this session in room 324.

The Pennsylvania Motor Truck Association requests the attendance of the members of the House at the dinner to be held at the Penn-Harris Hotel at 6.30 P. M. to hear Lowell Thomas in his broadcast.

RECESS

The SPEAKER. If there are no objections the Chair will declare a recess until 4.00 o'clock this afternoon. The Chair hears none and declares a recess until 4.00 o'clock P. M.

AFTER RECESS

The House reconvened at 4:00 o'cock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

REPORT FROM COMMITTEES

Mr. HARKINS, from the Committee on Labor, reported as committed, House Bill No. 355, entitled:

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school district wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

ADJOURNMENT

Mr. SIEGEL. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:00 o'clock.

The motion was agreed to, and (at 4:08 o'clock P. M.) the House adjourned until Wednesday, February 6, 1935, at 10:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., WEDNESDAY, FEBRUARY 6, 1935 No. 12

SENATE

WEDNESDAY, February 6, 1935.

The Senate met at 9:30 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O God, Thou art great and we bow before Thy Majesty. Thou art wise and we sit humbly at Thy feet to be taught by Thee. Thou art love and we confidently put our trust in Thee. To strive without Thy help is but to fail. Our thinking is vain unless we learn to think Thy thoughts over after Thee. The strongest, purest human passion is but the echo of Thy throbbing heart.

These law-makers, we are persuaded, earnestly desire to do Thy will and to serve the people of our State and nation. Kill all prejudice and partisanship which might retard them in their work. Through them manifest Thy power and speak Thy truth. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WOODWARD, the further reading was dispensed with, and the Journal was approved.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" prohibiting candidates for office from being candidates for more than one party nomination and requiring candidates' affidavits from candidates for additional offices

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" which was amended by the act approved the eighteenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred forty-four) is hereby further amended to read as follows

Section 6 The names of candidates for nomination as President of the United States and the names of all other party candidates shall be printed upon the official ballot of a designated party upon the filing of nomination petitions in their behalf signed by qualified electors of the State or of the political district or division as the case may be within which the nomination is to be made or election is to be held and the filing of affidavits by the candidates as provided in this act and the names of no candidates shall be printed upon an official ballot of a political party to be used at any primary unless such petitions shall have been filed and unless such candidates except they be candidates for the office of President of the United States shall have filed affidavits as hereinafter provided

(a) Each signer of a nomination petition shall sign but one such petition for each office to be filled and shall declare therein that he is a member of the party designated in such petition Provided however That where there are to be elected two or more persons to the same office each signer may sign petitions for as many candidates for such office as and no more than he could vote for at the succeeding election He shall also declare therein that he is a qualified elector of this county therein named and in case the nomination is not to be made or candidates are not to be elected by the electors of the State at large of the political district or division therein named in which the nomination is to be made or the election is to be held He shall add his occupation and residence giving city borough or township with street and number if any and shall also add the date of signing No nomination petition shall be circulated prior to forty (40) days before the last day on which such petition may be filed and no signature shall be counted unless it bears date within forty (40) days of the last day for filing the same

Said nomination petition may be on one or more sheets and different sheets must be used for signers resident in different counties. Each sheet shall have appended thereto the affidavit of some person not necessarily a signer and not necessarily the same person on each sheet setting forth that the affiant is a qualified elector of the State or of the political district or division as the case may be referred to in said petition his residence giving city borough or township with street and number if any that the signers signed with full knowledge of the contents of the petition that their respective residences are correctly stated therein that they all reside in the county named in the affidavit and that each signed on the date set opposite his name and that to the best of affiant's knowledge and belief the signers are qualified electors and members of the designated party of the State or of the political district or division as the case may be

(b) Each candidate for United States Senator or Representative in Congress or for any State county [or] city borough incorporated town township school or poor district office shall file with his nomination petition his affidavit stating his residence with street and number if any and his postoffice address his election district the name of the office for which he consents to be a candidate that he is eligible for such office [and] that he will not knowingly violate any election law or any law regulating and limiting nomination and election expenses and prohibiting corrupt practices in connection therewith and that he is not a candidate for nomination for the same office of any party other than the one designated in such petition In no event shall petitions of any candidates be accepted for filing for nomination by more than one party for the same office in no event shall the name of any person consenting to be a candidate for nomination for any one office be printed as a candidate for such office upon the official primary ballot of more than one party and [Provided That] in no event shall any person's name be printed upon the official ballot of any party as a candidate for delegate State committeeman National committeeman or party officer unless he is a qualified elector of said party

In the case of a candidate for nomination as President of the United States it shall not be necessary for such candidate to file the affidavit required in this section to be filed by candidates but the postoffice address of such candidate shall be stated in such nomination petition

(c) Each candidate for election as delegate or alternate delegate to a National party convention may include with his affidavit the statement hereinafter set forth in this section but his failure to include such statement shall not be a valid ground on the part of the Secretary of the Commonwealth for refusal to receive and file his nomination petition Such statement if any be made shall be in substantially the following form

Delegate's Statement

I hereby declare to the voters of my political party in the (here insert "State of Pennsylvania" if a delegate or alternate delegate at large otherwise insert ".....District") that if elected and in attendance as a delegate to the National convention of the party I shall with all fidelity to the best of my judgment and ability in all matters coming before the convention support that candidate for President of the United States who shall have received the highest number of votes cast in the (here insert "State" if a delegate or alternate delegate at large otherwise insert ".....District") by the voters of my party for said office at the ensuing primary and shall use all honorable means within my power to aid in securing the nomination for such candidate for President

.....
(Signature of candidate for delegate or alternate delegate)

On the ballot used at a primary after or under the name of each candidate for delegate or alternate delegate to a National party convention shall appear the words "Promises to support popular choice of party in the (here insert "State" if a delegate or alternate delegate at large otherwise insert ".....District") for President" or "Does not promise to support popular choice of party in the (here insert "State" if a delegate or alternate delegate at large otherwise insert ".....District") for President" according as if the candidate included or failed to include the above statement with his affidavit

Section 2 That section eight of said act is hereby amended to read as follows

Section 8 No nomination petition shall be refused or set aside except for

(a) Material error or defects apparent on the face thereof or on the face of the appended or accompanying affidavits or

(b) Material alterations made after signing without the consent of the signers or

(c) Want of a sufficient number of genuine signatures of persons qualified with respect to age [sex] residence [and] citizenship and party membership to be [electors] signers or

(d) The fact that nomination petitions have been filed for printing of the name of the same person for the same office upon the official ballot of more than one political party

The invalidity of any sheet of a petition shall not affect the validity of such petition if a sufficient petition remain after eliminating such invalid sheet

Application to set aside any nomination petition shall be by petition to the court of common pleas of the county in which such nomination petition has been filed setting forth specifically the matters objected to and must be filed within five days after the last day for filing said nomination petition Upon the presentation of such a petition the court shall make an order fixing a time for hearing which shall not be later than ten days after the last day for filing said nomination petition and specifying the time and manner of notice that shall be given to the candidate named in the nomination petition sought to be set aside

If the matters objected to are such as are specified in subdivision (a) of this section the court upon hearing the case may in its discretion permit amendments within such time and upon such terms as to payment of costs as the said court may specify

In case the petition to set aside a nomination petition is dismissed the petitioner shall pay the whole of the costs of the proceeding including all witness fees

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 33, entitled:

An Act authorizing the transfer to and acceptance by the Commonwealth of the Philadelphia Hospital for Mental Diseases at Byberry and for the management and operation thereof as a State Mental Health Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Welfare is hereby authorized with the consent of the Governor to accept on behalf of the Commonwealth a grant and conveyance by the city and county of Philadelphia without consideration of the Philadelphia Hospital for Mental Diseases at Byberry together with the grounds thereto annexed and other buildings located thereon used as an institution for feeble minded and upon said grant and conveyance to operate and maintain such hospital as a State mental health hospital in accordance with the laws of the Commonwealth relating to such hospitals No such grant shall be made or accepted until the council of the city of Philadelphia shall by ordinance direct such transfer to be made Power is hereby conferred upon the council of such city to authorize such grant and conveyance by ordinance

Section 2 If and when the Commonwealth assumes the control and management of said hospital the terms of the officers and employes and the local management of such hospital shall cease and terminate The officers and employes of the hospital shall thereupon become employes of the Commonwealth subject to removal by the board

trustees appointed to manage said hospital All mental patients and feeble minded persons in such hospital shall remain therein when such hospital is taken over by the Commonwealth in the same manner as if committed or admitted to a State Mental Health Hospital

Section 3 If said hospital is conveyed to the Commonwealth the Governor shall appoint for such hospital a board of trustees as a departmental administrative board in the Department of Welfare in the same manner and with like terms as in the case of the boards of trustees of State mental health hospitals Such board shall manage such hospital and shall have all the powers and perform all the duties vested in and imposed upon boards of trustees of State mental health hospitals and departmental administrative boards under the Administrative Code of one thousand nine hundred and twenty-nine

Section 4 Commitments may be made to said hospital mental patients detained maintained and cared for therein and transfers of mental patients made therefrom in the same manner and in accordance with laws applying to other State mental health hospitals The Department of Welfare shall have power to designate the counites of the Commonwealth from which commitments may be made to such State hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 56, entitled:

An Act to amend clause (d) of section ten of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred sixteen) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" as amended by defining the powers of the courts on appeals from the Department of Public Instruction

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (d) of section ten of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred sixteen) entitled "An act to define real estate brokers and real estate salesmen and providing for the licensing regulation and supervision of resident and nonresident real estate brokers and real estate salesmen and their business" as amended by section six of the act approved the twenty-sixth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand four hundred ten) is hereby further amended to read as follows

(d) The decision of the department in suspending or revoking any license issued under this act shall be subject to review by the court of common pleas of Dauphin County The department shall maintain in its main office a public docket or other record in which it shall record from time to time as made the rulings or decisions upon all complaints filed with it and all investigations instituted by it in the first instance upon or in connection with which any such hearings shall have been had or in which the license charged shall have made no defense The department shall also give immediate notice in writing of such ruling or decision to the licensee affected thereby and as well where the investigation shall have been instituted by complaint filed to the party or parties by whom the complaint was made If such ruling shall be to the prejudice of or shall injuriously affect the licensee the department shall also state in said notice the date upon which the said ruling or decision shall become effective if not theretofore appealed from and such date shall be not less than thirty (30) days from and after the date of the said notice If the licensee cannot at such time be found his whereabouts being then unknown such notice may be given by the department by advertisement inserted in one issue of a newspaper of general circulation published within the county where was located the principal office of the licensee as designated in the license

Such ruling or decision of the department shall be final when in favor of the licensee and in dismissal of the complaint filed if any If against the licensee or in any way to the licensee's injury or prejudice the licensee may at any time prior to the date fixed by the department in its said notice as the date it shall become effective appeal from such decisions to the court of common pleas of Dauphin County by serving upon the department written notice of such appeal together with reasons for such appeal Such service shall be made either by filing the said notice of appeal in the office of the department or by delivering the same to the deputy whether general or special before whom the hearing in the case was had

Within thirty (30) days after the service of such notice of appeal the department shall file with the prothonotary of the said court of common pleas a transcript of the records of the proceedings in its office duly certified over the seal of the department which record shall include all papers on file with the department affecting or relating to the inquiry or investigation conducted by the department and all the evidence taken in the said hearing including the stenographic notes of testimony Notice of the filing of the said transcript with the term and number to which filed shall be forthwith given by the department to the licensee and as well to the party or parties if any upon whose complaint the proceedings before the department were instituted The cost of the said transcript at twenty-five cents per folio and one dollar for certification shall be entered as part of the record costs in the cause to be paid as the court may direct In all proceedings upon such appeal the Department of Justice shall appear for and represent the Commonwealth

The appeal shall thereupon be heard in due course by the judge or judges of the said court of common pleas without a jury by whom the proceedings before the department its findings and rulings shall be given similar weight force and effect as are accorded to the findings and reports of a referee selected or appointed under the provisions of the act entitled "An act to provide for the submission of civil cases by agreement of the parties to a referee learned in the law" approved the fourteenth day of May one thousand eight hundred and seventy-four and its supplements] both of fact and law shall be fully scrutinized and reviewed by the court which may in its discretion receive and consider any additional pertinent evidence whether oral or written either in open court or by deposition as the said court shall direct

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 87, entitled:

An Act to further amend clause (a) of section six and sections ten and eleven of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants by permitting verdicts and judgments rendered after trial before a judge without a jury to be made

liens upon real estate by changing the effect of appeals from the county court upon judgments of that court by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (a) of section six and sections ten and eleven of the act approved the fifth day of May one thousand nine hundred and eleven (Pamphlet Laws one hundred ninety-eight) entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" as amended by the act approved the second day of April one thousand nine hundred and thirteen (Pamphlet Laws twenty-one) are hereby further amended to read as follows

Section 6 The court hereby created shall have jurisdiction

(a) In all civil actions wherein only a money judgment is sought to be recovered and in all actions of replevin in which the sum demanded or the value of the property replevined does not exceed [fifteen] twenty-five hundred dollars except in cases where the title to lands or tenements may come in question

Sction 10 A defendant who shall neglect or refuse in any civil action brought in said court to set off his demand whether founded upon bond note penal or single bill writing obligatory book accounts or damages of assumption against a plaintiff which shall not exceed the sum of [fifteen] twenty-five hundred dollars shall be and is hereby forever barred from recovering against the party plaintiff by any after suit but in case of judgment by default the defendant if he has any account to set off against the plaintiff's demand shall be entitled to a hearing before said court within thirty days on proof being made either on oath or affirmation of the defendant or other satisfactory evidence that the defendant was absent when the process was served and did not return home before the return day of such process or that he was prevented by sickness of himself or other unavoidable cause and the said court shall have power to render judgment for the balance in favor of the plaintiff or defendant as justice may require Each party shall have the same right of appeal or certiorari from judgment as though a separate suit had been brought therefor

It shall be the duty of the defendant desiring to avail himself by way of set-off defalcation or recoupment of his demand against the plaintiff to file a statement of such counter-claim with the proper clerk of the court on or before the time fixed by this act for the filing of his answer unless the time for the filing of such statement be extended by the court A statement of counter claim shall be replied to by plaintiff within such time and in such manner as the court may prescribe

Section 11 Upon rendition of [the] any judgment [of] or verdict in the County Court the party to whom such judment or verdict is awarded shall be entitled to file in the office of the prothonotary of said county a transcript from the docket of the County Court showing the judgment or verdict so rendered which judgment or verdict shall be entered upon the judgment index of said county and from the date of such entry shall bind the real estate of the party against whom such judgment or verdict is rendered Provided however That if the court thereafter grants a new trial or enters for the opposite party judgment upon the whole record or judgment non obstante veredicto the lien of such judgment or verdict shall thereupon cease and determine [and thereupon] The judgment creditor shall be entitled to preserve and continue the lien of or enforce any such judgment so entered upon said judgment index by execution attachment or other process in the same manner and to the same extent as though it had originally been recovered in the common pleas court [But upon perfection of an appeal from such judgment or the granting of a certiorari operating as a supersedeas as herein provided the lien of such judgment on real estate shall be thereby removed] and the lien thereof shall remain pending appeal from the County Court to the Supreme or Superior Court unless discharged in the manner provided by law provided however that if the judgment so entered by transcript filed as aforesaid is shown by the transcript to be a judgment rendered after trial before a judge without a jury no execution or attachment shall issue thereon unless and until the execution creditor files in the prothonotary's office at the number and term of such judgment a transcript from the docket of the County Court showing no after-trial motion to be pending in said Court Transcripts from the docket of the County Court showing any proceedings subsequent to the issuance of the first transcript therefrom in any case may be issued such additional transcripts shall issue without charge and shall be filed and docketed in the prothonotary's office at the same number and term at which the first transcript was filed and docketed

The County Court may issue writs of fieri facias capias ad satisfaciendum or attachment execution upon its money judgments and writs de retorno habendo in replevin as provided by law relating to the enforcement of judgments of the common pleas courts These writs shall be executed by the sheriff of the county and the practice in the execution of writs of fieri facias capias ad satisfaciendum and de retorno habendo shall be the same as is provided by law in the case of writs issuing out of the court of common pleas except that such writs shall be returnable as the County Court may by rule prescribe In writs of attachment execution the practice shall be the same as in cases of other civil suits in the County Court subject to such special rules as the court may prescribe No writ of fieri facias or attachment execution issuing out of the County Court shall in any manner operate as a lien on or be used for the sale of real estate Provided however That when a transcript of the record of the County Court showing a final judgment rendered in that Court shall have been filed in the office of the prothonotary as provided in this section no process of execution or atttachment execution shall thereafter issue out of the County Court but this provision shall not be taken to prevent the final disposition of any execution or attachment proceedings in the County Court then pending

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 107, entitled:

An Act to amend section three of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" defining the rights of policemen and firemen becoming separated from the service through no fault or delinquency of their own

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine) entitled "An act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same" is hereby amended to read as follows

Section 3 Whenever any person shall become entitled to receive a benefit from the police pension fund and shall have been admitted to participate therein he shall not be deprived of his right to an equal and proportionate participation therein upon the basis upon which he first became entitled thereto save from one or more of the following causes that is to say conviction of a crime or misdemeanor becoming an habitual drunkard becoming a nonresident of the state or failing to comply with some general regulation to the management of said fund which may be made by ordinance and which may provide that a failure to comply therewith shall terminate the right to participate in the pension fund after such due notice and hearing as shall be prescribed by ordinance Provided however That whenever any policeman or fireman shall become separated from the service through no fault or delinquency of the said fireman or policeman and who has not been separated from the service after having been found guilty of charges preferred in accordance with the method and procedure prescribed for the trial of policemen and firemen by the duly constituted police authority in accordance with existing law and upon reinstatement to the service of said fireman or policeman he shall be entitled to continue enjoying the benefits of membership in said police pension fund and to continue to participate therein to the same extent as he enjoyed prior to his separation without being required to pay into said fund any arrears of dues which would have been payable during the period of said separation and thereafter he shall be credited upon the books of said police pension fund with all of the payments made by him prior to his separation from the service so that at the termination of a full service period of twenty years he shall be entitled to be retired with the full benefits of said fund accruing from said service in like manner as other members of said fund whose service has been continuous and uninterrupted for the required period of twenty years in accordance with law

Section 2 The provisions of this act shall become effective immediately upon final enactment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" is hereby amended to read as follows

6 Regulations governing the reinstatement within one year of persons who without fault or delinquency on their part have resigned or have been separated from the service Provided That persons who have voluntarily resigned from the service shall not be reinstated within six months Provided however That the civil service commission shall not certify for appointment to the Director of Public Safety any policeman or fireman under probationary appointment or otherwise in the event of vacancies occurring in the department or any increase in the number of policemen and firemen required to be filled if there are available for appointment policemen or firemen who without fault or delinquency or their part have been separated from the service or whose separation from the service was not occasioned by reason of a finding of guilt by the commission after the filing of charges against the policeman or fireman the entering of a defense to the same and full hearing allowed in accordance with the terms of this act And provided further That the civil service commission shall not hold any examination for any vacancies existing as aforesaid until such list of policemen and firemen separated as aforesaid shall have been exhausted by appointment to such vacancies

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 109, entitled:

An Act to amend section twelve of the act approved the twenty-fifth day of April one thousand nine hundred and thirty-three (Pamphlet Laws sixty-nine) entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools granting power to the Superintendent of Public Instruction to permit as to certain school districts temporary reductions in the salary schedules authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and of its amendments and supplements prohibiting school districts from demanding requesting or accepting gifts or donations from members of the teaching and supervisory staffs and empowering the Superintendent of Public Instruction to forfeit certain State subsidies for violations thereof relating to the effect of payment of salaries which are less than those prescribed by salary schedules granting certain options to the members of the School Employes' Retirement System and temporarily superseding any inconsistent acts and parts of acts" by reducing the period of time said act shall remain in effect in school districts of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twelve of the act approved the twenty-fifth day of April one thousand nine hundred and thirty-three (Pamphlet Laws sixty-nine) entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools granting power to the Superintendent of Public Instruction to permit as to certain school districts temporary reductions in the salary schedules authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act approved the eighteenth day of May one thousand nine hundred eleven (Pamphlet Laws three hundred nine) entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general special or local or any parts thereof that are or may be inconsistent therewith' and of its amendments and supplements prohibiting school districts from demanding requesting or accepting gifts or donations from members of the teaching and supervisory staffs and empowering the Superintendent of Public In-

struction to forfeit certain State subsidies for violations thereof relating to the effect of payment of salaries which are less than those prescribed by salary schedules granting certain options to the members of the School Employes' Retirement System and temporarily superseding any inconsistent acts and parts of acts" is hereby amended to read as follows

Section 12 Effective Date Period During Which Act Shall Be Effective This act shall become effective immediately upon its passage by the General Assembly and its approval by the Governor and shall remain in effect as to school districts of the first second third and fourth classes until the first day of July one thousand nine hundred thirty-five [and as to school districts of the first class until the first day of January one thousand nine hundred and thirty-six]

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 115, entitled:

An Act making certain persons ineligible to be elected or hold Public office

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person who is a conscientious objector to the bearing of arms or who has heretofore or shall hereafter refuse to bear arms during any war in which the United States was or shall be engaged or who as a student in any State-aided educational institution has heretofore refused or shall hereafter refuse to engage in any military training while a student in such institution or who has heretofore or shall hereafter be convicted of sedition under the laws of this Commonwealth shall forever be ineligible to be elected to or to hold any public office under this Commonwealth or under any political subdivision thereof

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. REED (Dauphin). Mr. President, I move that Senate Bill No. 115, the bill just read, be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. BENNETT. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceedd to the second reading and consideration of Senate Bill No. 149, entitled:

An Act Authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That if in any trial civil or criminal in any of the courts of common pleas quarter sessions of the peace or oyer and terminer and general jail delivery of any county the district attorney or counsel for the plaintiff or for the defendant or both shall request the selection of two additional jurors as alternates the court shall have power to allow the drawing of two additional jurors who shall sit with the jury of twelve Such alternate jurors shall not retire with the jury of twelve after the case is submitted to it unless one or two of the jurors in the opinion of the trial judge shall have become incapacitated in which case the thirteenth juror shall take the place of the first juror becoming incapacitated and the fourteenth juror shall take the place of the second juror becoming incapacitated Such juror or jurors so taking the place of any incapacitated juror or jurors shall thereafter be deemed to be members of the jury of twelve and shall have full power to take part in the deliberations of the jury and the finding of the verdict Any verdict found by any such jury having thereon alternates shall have the same force effect and validity as if found by the original jury of twelve

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor defining the powers of such political subdivisions and providing for the audit of accounts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all moneys hereafter appropriated by the Commonwealth of Pennsylvania for unemployment relief shall be appropriated to the Department of Welfare and all moneys received from the Federal Government or any agency of the Federal Government for relief and work relief is hereby added to any appropriations made by the Commonwealth for such purposes and part of all of said moneys shall be allocated monthly for expenditure in the several counties of this Commonwealth by political subdivisions of this Commonwealth charged with the care of the poor on a ratio that the estimated number of unemployed persons in a county bears to the estimated total number of unemployed persons in the entire Commonwealth as shown from time to time by the latest available tables compiled and issued by the Department of Labor and Industry

Section 2 Where a political subdivision charged with the care of the poor is coextensive with a county the amount allocated to the county from time to time shall be forthwith paid by the State Treasurer on requisition of the Department of Welfare to such political subdivision

Where the territory of such a political subdivision or divisions is not coextensive with a county the amount allocated to the county other than a county coextensive with a city shall from time to time be paid by the State Treasurer on requisition of the Department of Welfare to the county treasury and shall in turn be allocated to the various political subdivisions charged with the care of the poor located wholly or partly within such county by the county commissioners with the approval of the court of common pleas on the basis of unemployed persons resident within the several subdivisions but within the county as ascertained from the best sources of information obtainable and when such allocation has been made the amounts paid into the county treasury by the department shall be paid to the respective subdivisions entitled thereto

In counties coextensive with cities the moneys allocated to the county shall be paid by the State Treasurer on requisition of the State Department of Welfare into the city treasury and shall be allocated by the Department of Welfare of such city among the various political subdivisions charged with the care of the poor within such city on the basis of unemployed persons within the respective subdivisions as ascertained from the best sources of information obtainable and when such allocation has been made the amounts paid into the city treasury shall be paid to the respective subdivisions entitled thereto

Section 3 Each political subdivision charged by law with the care of the poor shall have authority under the provisions of this act any law to the contrary notwithstanding to expend the moneys received from the appropriation made by this act for the purpose of providing food clothing fuel shelter and work for residents within their districts who are without means of support.

Section 4 The amounts allocated to political subdivisions under the provisions of this act and by them expended shall be audited by the auditors of the respective political subdivisions in the same manner and with like effect as other moneys expended by such subdivisions and shall also be audited by the Department of the Auditor General in the same manner as other expenditures of Commonwealth moneys

Section 5 The act approved the nineteenth day of August one thousand nine hundred and thirty-two (Pamphlet Laws eighty-eight) entitled "An act creating the State Emergency Relief Board consisting of the Governor the Lieutenant Governor the Auditor General State Treasurer and the Speaker of the House of Representatives prescribing its powers and duties empowering the Governor to disburse moneys received from the Federal Government for the relief of the unemployed in accordance with plans adopted by the board and making an appropriation" together with the amendments thereto are hereby repealed

Section 6 This act shall become effective on the first day of June one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 171, entitled:

An Act making an appropriation for the support of the American Legislators' Association

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order to assist in the support of the American Legislators' Association and the Interstate Legislative Reference Bureau established by it to coordinate the work of the various state Legislative Reference Bureaus and other official agencies dealing with legislative matters the sum of four thousand dollars ($4,000) is hereby specifically appropriated for the fiscal biennium beginning June first one thousand nine hundred and thirty-five One half of said appropriation shall be paid during each fiscal year of the biennium in equal quarterly installments on requisition drawn by the Auditor General Warrants for such payments shall be drawn to the order of the Director of the Interstate Legislative Reference Bureau

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 185, entitled:

An Act to amend section eleven of the act approved the sixth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred twenty) entitled "An act regulating the practice of the profession of engineering in all of its branches including surveying providing for the registration of certain persons practicing or offering to practice said profession conferring certain powers and imposing certain duties upon the State registration board for professional engineers upon the court of common pleas of Dauphin County and providing penalties" by removing the penalty for failure to renew certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the sixth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred twenty) entitled "An act regulating the practice of the profession of engineering in all of its branches including surveying providing for the registration of certain persons practicing or offering to practice said profession conferring certain powers and imposing certain duties upon the State registration board for professional engineers upon the court of common pleas of Dauphin County and providing penalties" is hereby amended to read as follows

Section 11 Renewal of Certificates of Registration certificates of registration shall expire on the last day of December following their issuance or renewal and shall become invalid unless renewed as hereinafter provided It shall be the duty of the board on or before the last day of November to notify by mail every person registered hereunder of the date of the expiration of his or her certificate and the amount of fee required for its renewal for one year Renewal may be effected at any time during the month of December by the payment of a fee of one dollar to the board The failure on the part of any registrant to renew his or her certificate annually in the month of December as required above shall not deprive such person of the right to practice the profession of engineering during the year succeeding but if renewal fee [as hereinafter provided] is not paid within the succeeding year the registration shall expire on the last day of December of that year [The fee to be paid for the renewal of a certificate after the month of December shall be increased fifty per centum for each month or fraction of a month that the payment of renewal is delayed Provided however That a] A certificate of registration not renewed within one year after it has become invalid shall thereby be rendered null and void

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on County Government, reported as amended, Senate Bill No. 118, entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

Raymond F. Hale, of Tionesta, Forest County, as Justice of the Peace in the Borough of Tionesta, Forest County, vice W. H. Hood, deceased, until the first Monday in January, 1936.

Daniel S. J. Buckley, of Freeland, Luzerne County, as Justice of the Peace in the Borough of Freeland, Luzerne County, vice his father, Daniel S. Buckley, deceased, until the first Monday in January, 1936.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

CRAWFORD COUNTY

Miss Jennie E. Kline, Cambridge Springs, February 10, 1935.

MONTGOMERY COUNTY

Allen S. Dunn, Oaks, February 10, 1935.

POTTER COUNTY

Mrs. Fannie R. Sharp, Austin, February 10, 1935.

PHILADELPHIA COUNTY

Jacob H. Yocum, Philadelphia, February 16, 1935.
Henry DiBerardino, Philadelphia, February 21, 1935.
Fred W. Wagner, Philadelphia, February 21, 1935.

LUZERNE COUNTY

Don Wilkinson, Forty Fort, February 23, 1935.

NORTHAMPTON COUNTY

Miss Alice Fenicle, Easton, February 26, 1935.

LUZERNE COUNTY

Wm. W. Hall, Pittston, February 27, 1935.
Thom. V. Davis, Wilkes-Barre, February 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Michael V. Blagovich, East Pittsburgh.
Mrs. Willa R. Davis, 1st Nat'l Bank Bldg., Pittsburgh.

BUTLER COUNTY

John E. Kocher, Zelienople.

ERIE COUNTY

Frederick H. Bartholme, Union City.

INDIANA COUNTY

Miss C. H. Abel, Indiana.

McKEAN COUNTY

Thomas J. Garin, Bradford.

NORTHAMPTON COUNTY

Erwin H. Shawde, Easton.

PHILADELPHIA COUNTY

Samuel J. Fisher, 2311 Wharton St., Philadelphia.

WYOMING COUNTY

Mrs. Elizabeth E. Stevens, Meshoppen.

GEORGE H. EARLE.

ADJOURNMENT

Mr. GELDER. Mr. President, I move that the Senate do now adjourn.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 10:00 A. M. until nine o'clock Monday evening, February 11, 1935

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 6, 1935.

The House met at 10:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Frank W. Ruth, a member of the House, offered the following prayer:

Oh, Lord, God Almighty, we come to Thee this morning and thank Thee for the rest and strength that Thou hast given to us during the past night. We thank Thee that Thou hast restored to our number some of those who have been afflicted, and we pray that Thy Holy Spirit will be with those who are still upon their beds of illness, that Thou wilt give understanding and wisdom to those who minister unto Thee, that they may soon be restored again to our midst.

We ask Thee to guide us in this day's deliberations, that everything we do and say shall be for Thy honor and glory.

We ask it in the Master's name, Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Welliver the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. CASTOR. HOUSE BILL No. 541.

An Act limiting the lien of judgments entered on certain bonds, notes and other obligations.

Referred to the Committee on Judiciary General.

By Mr. SINWELL. HOUSE BILL No. 542.

An Act making an appropriation to the Saint Luke's Hospital, located at Bethlehem, Lehigh County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CONNER. HOUSE BILL No. 543.

An Act making an appropriation to the Nazarene Home for the Aged, at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ANDREWS. HOUSE BILL No. 544.

An Act to amend sections two, three and fifteen of article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An Act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals:' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by limiting the terms of Public Service Commissioners now in office, and providing for the election, appointment and removal of Public Service Commissioners.

Referred to the Committee on Public Utilities.

By Mr. POWERS. HOUSE BILL No. 545.

An Act providing for the instruction of school pupils and pedestrians in traffic regulations by political subdivisions.

Referred to the Committee on Education.

By Mr. COAKLEY. HOUSE BILL No. 546.

An Act to amend section three hundred and five of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by fixing the compensation of elected assessors except in townships of the first class, and repealing inconsistent legislation.

Referred to the Committee on Counties.

By Mr. RUTH. HOUSE BILL No. 547.

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand forty-three), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments thereform, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe, as defined in the act, to elect to be covered by the Retirement System; and providing for the making of back contributions.

Referred to the Committee on Education.

By Mr. ZAPPALA. HOUSE BILL No. 548.

An Act making an appropriation to the Pittsburgh Homeopathic Medical and Surgical Hospital, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 549.

An Act requiring and regulating the licensing of private detectives, detective agencies, and investigators for reward and hire, and providing the procedure in such cases; imposing license fees, and requiring bonds; defining the powers of the courts of quarter sessions; extending the provisions of this act to detectives presently licensed; and providing penalties.

Referred to the Committee on Judiciary General.

By Messrs. ROBERT S. HAMILTON and SOWERS. HOUSE BILL No. 550.

An Act to amend section 18, Article XIX of the Act of June 25, 1919 (P. L. 581), providing for better protection to faithful civil service employes and prevention of sub-

stitution of others in their place and for restoration and maintenance on eligible lists of officers, clerks and employes in the classified service, police and firemen, removed solely for want of funds or lack of appropriations to pay compensation, wages or salary due, and declaring the effective date of this amendment to be December 1st, 1931.

Referred to the Committee on Cities.

By Mr. CLIFF PATTERSON. HOUSE BILL No. 551.

An Act making an appropriation to the Memorial Hospital Association of Monongahela City, Washington County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FURMAN. HOUSE BILL No. 552.

An Act authorizing the insurance of deposits of funds of political subdivisions of this Commonwealth with the Federal Deposit Insurance Corporation or other similar agency; and prohibiting requiring further security for amounts so insured.

Referred to the Committee on Municipal Corporations.

By Mr. SHEPARD. HOUSE BILL No. 553.

An Act relating to mob violence and lynching; making members of a mob and accessories thereto when death results guilty of murder, and guilty of a felony where no death results; providing for the enforcement of this act by district attorneys, the Attorney General and prosecutors designated by the Governor; fixing civil liabilities in such cases; and prescribing penalties.

Referred to the Committee on Judiciary General.

By Mr. PHILLIPS. HOUSE BILL No. 554.

An Act declaring the mayor of a city of the second class A ineligible for the next succeeding term.

Referred to the Committee on Cities.

By Mr. HAGERTY. HOUSE BILL No. 555.

An Act making an appropriation to the Wills Eye Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CARSON (By Request). HOUSE BILL No. 556.

An Act to amend section two hundred four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by exempting personages and manses from all county, city, borough, town, township, road, poor and school tax.

Referred to the Committee on Municipal Corporations.

By Mr. HAGERTY. HOUSE BILL No. 557.

An Act making an appropriation to the Board of Trustees of the Philadelphia Museums.

Referred to the Committee on Appropriations.

By Mr. TURNER. HOUSE BILL No. 558.

An Act making an appropriation to Sleighton Farm School for Girls, situated in Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WITKIN. HOUSE BILL No. 559.

An Act relating to the preparation of amendments and revisions to the Constitution of the Commonwealth by a convention and their adoption or rejection by the people; providing for the nomination of delegates to the convention and for their election, and also for a vote by the electors on the question of calling such a convention; and making an appropriation.

Referred to the Committee on Constitutional Amendments.

By Mr. SCANLON. HOUSE BILL No. 560.

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. SCANLON. HOUSE BILL No. 561.

An Act making an appropriation to the Friends' Home for Children, of the City of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PIOLE. HOUSE BILL No. 562.

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies toward the maintenance of the Organized Reserve of the Army of the United States, and validating, ratifying and approving all such appropriations heretofore made.

Referred to the Committee on Counties.

By Mr. PIOLE. HOUSE BILL No. 563.

An Act to amend paragraph (b) of section six of the act approved the twelfth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, seven hundred nineteen), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by providing for the requirements of this paragraph to apply also to candidates for ward, borough, township, school district or party offices.

Referred to the Committee on Elections.

By Mr. SCANLON. HOUSE BILL No. 564.

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries.

Referred to the Committee on Appropriations.

By Mr. JONES. HOUSE BILL No. 565.

An Act making an appropriation to the Florence Crittenton Shelter, of Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JONES. HOUSE BILL No. 566.

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JONES. HOUSE BILL No. 567.

An Act making an appropriation to the Mercy Hospital, Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SARRAF. HOUSE BILL No. 568.

An Act making an appropriation to the Saint Francis Hospital, of the City of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCANLON. HOUSE BILL No. 569.

An Act making an appropriation to the Frankford Hospital at Frankford, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MURRIN. HOUSE BILL No. 570.

An Act making an appropriation to the Board of Finance and Revenue for the refund of license taxes erroneously paid for circus licenses.

Referred to the Committee on Appropriations.

By Mr. SCANLON. HOUSE BILL No. 571.

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCANLON. HOUSE BILL No. 572.

An Act making an appropriation to the Hahnemann Medical College and Hospital, of Philadelphia.

Referred to the Committee on Appropriations.

By Mr. McKINNEY. HOUSE BILL No. 573.

An Act to amend Route 60044 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act."

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 574.

An Act to amend Route 60046 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act."

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 575.

An Act to amend Route 60045 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act."

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 576.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 577.

An Act to amend section twelve of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting anuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," as amended, by providing a State annuity in case of involuntary retirement.

Referred to the Committee on Education.

By Mr. MORAN. HOUSE BILL No. 578.

An Act to amend section two of the act approved the fifteenth day of July, one thousand eight hundred and ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation," by imposing an additional tax on the capital stock of distillers; and appropriating the proceeds thereof to the Department of Public Instruction for distribution among school districts.

Referred to the Committee on Ways and Means.

By Mr. PEARSON. HOUSE BILL No. 579.

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate moneys for the payment of reasonable, fair and proper expenses of conventions of the Reserve Officers Associations of the United States, the American Legion, the Veterans of Foreign Wars, the Grand Army of the Republic, the United Spanish War Veterans and veterans associations of units of the War with Germany and her Allies, providing said conventions are held within the said county.

Referred to the Committee on Counties.

By Mr. PEARSON. HOUSE BILL No. 580.

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

Referred to the Committee on Counties.

By Mr. HAGERTY. HOUSE BILL No. 581.

An Act making an appropriation to the Nazarene Home for the Aged at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HAGERTY. HOUSE BILL No. 582.

An Act making an appropriation to the Women's Homeopathic Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TRONZO. HOUSE BILL No. 583.

An Act making an appropriation to the Tuberculosis League of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PEARSON. HOUSE BILL No. 584.

An Act authorizing the recorder of deeds of any county of the second class to record, or where re-recording is authorized by law to re-record by a photographic or photostatic process or method, all papers required or authorized to be recorded or re-recorded by him, and fixing the fees for such recording and re-recording, providing that any such photographic or photostatic record or re-record or any photographic or photostatic exemplification thereof shall be legal evidence in all cases where such original paper would be competent, authorizing the board of county commissioners of any such county to contract, purchase and pay for out of the county funds such apparatus, equipment and supplies as shall be necessary to enable such recorder to record and re-record such instruments by such photographic or photostatic process or method, authorizing the employment of such skilled employes and assistants as shall be necessary to administer such process or method and providing for fixing the kind, number and compensation of such skilled employes and assistants, and providing that such compensation shall be paid only out of the fees of said office collected or earned.

Referred to the Committee on Judiciary General.

By Mr. ROOT. HOUSE BILL No. 585.

An Act making an appropriation to the Pennsylvania Seamen's Friend Society, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CARSON (By request). HOUSE BILL No. 586.

An Act relating to the employment of persons in the service of the Commonwealth, and of its political subdivisions.

Referred to the Committee on State Government.

By Mr. LOVETT. HOUSE BILL No. 587.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Westmoreland.

Referred to the Committee on Highways.

By Mr. MUIR. HOUSE BILL No. 588.

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EROE. HOUSE BILL No. 589.

An Act making an appropriation to the Margaret Henry Children's Home, New Castle, Pennsylvania.

Referred to the Committee on Appropriations.

My Messrs. CAPUTO, NAGEL and REISING. HOUSE BILL No. 590.

An Act authorizing cities of the third class to surrender their charter and be constituted a borough; providing the procedure therefor, and terminating the terms of the officers of such city when the borough government is organized.

Referred to the Committee on Cities.

By Mr. EROE. HOUSE BILL No. 591.

An Act making an appropriation to the Jamison Hospital Association, New Castle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FLANAGAN. HOUSE BILL No. 592.

An Act making an appropriation to the Board of Commissioners of Navigation for the River Delaware and its navigable tributaries.

Referred to the Committee on Appropriations.

By Mr. FLANAGAN. HOUSE BILL No. 593.

An Act making an appropriation to the Western Temporary Home of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. VAN ALLSBURG. HOUSE BILL No. 594.

An Act requiring the county commissioners to give notice of the days when registry assessors sit at the polling places to register and enroll voters in boroughs and townships.

Referred to the Committee on Elections.

By Mr. MORAN. HOUSE BILL No.595.

An Act to amend section 23 of the act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," as amended, by imposing an additional tax on the gross receipts of certain public utilities; and appropriating the proceeds thereof to the Department of Public Instruction for distribution among school districts.

Referred to the Committee on Ways and Means.

By Mr. MORAN. HOUSE BILL No. 596.

An Act to further amend section twenty-one of this act approved the first day of June, one thousand eight hundred and eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June. Anno Domini

one thousand eight hundred and seventy-nine," by imposing an additional tax on capital stock; and appropriating the proceeds thereof to the Department of Public Instruction for distribution among school districts.

Referred to the Committee on Ways and Means.

By Mr. MELCHIORRE. HOUSE BILL No. 597.

An Act to further amend section two thousand one hundred three of the act approved the twenty-third day of June, one thousand nine hundred thirty-one (Pamphlet Laws, nine hundred and thirty-two), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing for a three-shift or platoon system of eight hours each in each day for firemen in cities of the third class.

Referred to the Committee on Cities.

By Mr. MELCHIORRE. HOUSE BILL No. 598.

An Act making an appropriation to the American Italian Hospital of Philadelphia, Tenth and Carpenter Streets, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MELCHIORRE. HOUSE BILL No. 599.

An Act making an appropriation to the Children's Hospital, Bainbridge Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MELCHIORRE. HOUSE BILL No. 600.

An Act making an appropriation to the Hospital of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MELCHIORRE. HOUSE BILL No. 601.

An Act making an appropriation to the Graduate Hospital of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MELCHIORRE. HOUSE BILL No. 602.

An Act making an appropriation of the Trustees of the University of Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KILROY. HOUSE BILL No. 603.

An Act making an appropriation to the Women's Medical College of Pennsylvania, located at East Falls, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KILROY. HOUSE BILL No. 604.

An Act making an appropriation to the Memorial Hospital at Roxborough, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KILROY. HOUSE BILL No. 605.

An Act making an appropriation to the Hospital of the Women's Medical College of Pennsylvania, located at Henry Avenue and Abbotsford Road, East Falls, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BROWNFIELD. HOUSE BILL No. 606.

An Act to amend section six as amended, and section eight of an act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same! authorizing the State committee of a political party to make, and to alter, amend and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates from being candidates for more than one party nomination and requiring candidates' affidavits from candidates for additional offices.

Referred to the Committee on Elections.

By Mr. BRUMBAUGH. HOUSE BILL No. 608.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associaitons and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 609.

An Act to further amend section seventeen of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," permitting the assignment of rights by members in certain cases.

Referred to the Committee on State Government.

By Mr. BRUMBAUGH. HOUSE BILL No. 610.

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FORREST. HOUSE BILL No. 611.

An Act to amend section three hundred and nine as amended, and sections five hundred and two and five hundred and eight of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," further regulating the payment by the counties of the cost of admission, care and discharge of mental patients.

Referred to the Committee on Counties.

By Mr. SHORTZ. HOUSE BILL No. 612.

An Act to establish as State highway a certain section of public road in the County of Luzerne and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bill numbered and entitled as follows:

SENATE BILL No. 105. (HOUSE BILL No. 607.)

An Act empowering private corporations hereafter formed and municipalities to establish operate and maintain foreign-trade zones in or adjacent to ports of entry of the United States in accordance with the act of Congress of the United States and prescribing the powers and duties of such corporations and municipalities in connection therewith.

Referred to the Committee on Corporations.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. JOHN J. DOWNEY. RESOLUTION No. 42.

In the House of Representatives, February 5, 1935.

Whereas, A terrible mine disaster happened on the morning of January 21st, between the hours of nine and ten o'clock at Gilberton, in Schuylkill County, which resulted in the loss of many lives; therefore be it

Resolved, That the Committee on Mines and Mining of the House of Representatives shall have power to fully investigate the mine disaster referred to in the preamble hereof to determine the cause thereof, whether said disaster was due to negligence of any person or company or failure on the part of the laws of this Commonwealth to make ample provision to safeguard the lives of persons employed in the anthracite coal mines, and what provision, if any, shall be made to correct such laws.

Resolved, That the Committee on Mines and Mining shall make a report of its findings to the House of Representatives as early as possible.

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the law of the Commonwealth in such cases.

Referred to the Committee on Mines and Mining.

By Mr. HALUSKA. RESOLUTION No. 43.

In the House of Representatives, February 5, 1935.

Whereas, The rates of the Associated Gas and Electric Company, the Penn Central Light and Power Company and the Johnstown Water Company of Delaware, operating in the City of Johnstown and in the County of Cambria and elsewhere, are higher than those of any other similar companies in the State, and are unfairly discriminatory; and

Whereas, Although the attention of the Public Service Commission has been repeatedly called to this situation, it has taken no action or made any investigation in the matter; therefore be it

Resolved, That the Public Service Commission is hereby urged to forthwith commence and carry on to an early conclusion an investigation of the service and charges of the said Associated Gas and Electric Company, the Penn Central Light and Power Company and the Johnstown Water Company of Delaware, and to take such further steps as are necessary pursuant to such investigation to compel said companies to establish and charge uniform and reasonable rates for the service furnished and supplied; and, be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to the Chairman and members of the Public Service Commission.

Referred to the Committee on Municipal Corporation.

By Messrs. WEISS and JAMES W. PATTERSON. RESOLUTION No. 44.

Committee to Investigate Operation and Conduct of Allegheny County Emergency Relief Board

In the House of Representatives, February 6, 1935.

Whereas, The General Assembly, in the session of 1931, created a State Emergency Relief Board, to aid the thousands of unfortunate and starving citizens of this Commonwealth, forced to desperation by the depression, and

Whereas, The Emergency Relief Administrator of the Commonwealth of Pennsylvania appointed a Board consisting of several citizens in the County of Allegheny to administer relief and welfare to the people of that county, and

Whereas, There have been numerous complaints of gross abuse of the discretionary power and authority vested in the Allegheny County Relief Board, and it is further reported that certain groups and individuals have been discriminated against, and

Whereas, The Allegheny County Emergency Relief Board recently resigned their offices, and have left the affairs of their office in a very unsettled and unstable condition, therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of five Members of the House of Representatives whose duty it shall be to make a rigid investigation of the conduct and operation of the Allegheny County Emergency Relief Board, dating back to its inception, and to investigate such other facts and circumstances surrounding the conduct of the Allegheny County Emergency Relief Board as it deems necessary for the information of the House of Representatives.

Resolved, That said Committee shall make a report to the House of Representatives during this session as early as possible, and

Resolved, That said Committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the Committee, and to produce such books, papers, records and documents as the Committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of the Commonwealth. Each member of said Committee shall have power to administer oaths and affirmations to witnesses appearing before the Committee. Any person who shall wilfully neglect or refuse to testify before said Committee, or to produce any book, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

Referred to the Committee on State Government.

By Mr. SIMON. RESOLUTION No. 45.

In the House of Representatives, February 5, 1935.

Resolved, That the rules of the House of Representatives be amended by adding thereto the following rule:

Rule . There shall be a standing committee on Interstate Cooperation, to be appointed by the Speaker, whose duty it shall be to devote its attention primarily

to the improvement of relationships between the government of this State and those of other States, and more especially the governments of neighboring States, and which committee shall also constitute the Council of the American Legislators' Association for the House of Representatives of Pennsylvania.

Referred to the Committee on Rules.

COMMUNICATIONS

The SPEAKER laid before the House the following communications which were read by the Clerk.

HIGHWAY FUNDS.

A communication addressed to Mr. George E. Downey, from the Susquehanna River Road Association, in opposition to transfer of Highway Fund.

Referred to the Committee on Appropriations.

A communication addressed to Mr. Furman, from the Pittsburgh Motor Club in opposition to transfer of Highway Funds.

Referred to the Committee on Appropriations.

REPORT OF WESTERN SAVING FUND SOCIETY

The SPEAKER laid before the House the report of the Western Saving Fund Society of Philadelphia bearing date February 4, 1935.

The SPEAKER. The communication will be noted in the Journal and printed in the appendix to the Legislative Journal.

REPORTS FROM COMMITTEES

Mr. ALLEN, from the Committee on Game, reported as committed, House Bill No. 195, entitled:

An Act to further amend section seven hundred-four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," prohibiting the use of dogs in hunting bear or the chasing of bear by dogs.

Mr. LaRUE, from the Committee on Game, reported as committed, House Bill No. 329, entitled:

An Act to amend sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended; making it unlawful to throw or cast the rays of any headlight, spotlight or other artificial light upon a deer, bear or elk.

Mr. PERRY, from the Committee on Game, reported as committed, House Bill No. 164, entitled:

An Act to amend section seven hundred and eighteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, permitting dogs to be trained on Sunday during the training season.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 434, entitled:

An Act validating adoptions in courts of record of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 435, entitled:

An Act to amend section one as amended, and section four, of the act approved the fourth day of April, one thousand nine hundred and twenty-five (P. L. 127), entitled "An act relating to adoption," authorizing adoptions by adult citizens of the United States, and providing for appeals in adoption cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration House Bill No. 355, entitled:

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school districts wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 304, entitled:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotives trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualification of certain employes and to provide a penalty for the violation thereof.

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—130

Achterman,	Eberharter,	Mallen,	Schrope,
Alexander,	Eroe,	Mason,	Schwab,
Allen,	Falkenstein,	McCreary,	Schwartz,
Altenburg,	Ferko,	McDermott,	Shaw,
Andrews,	Finnerty,	McDevitt,	Shepard,
Arnold,	Fitch,	McElroy,	Shortz,
Atkins,	Flanagan,	McKinney,	Shreiner,
Aukerman,	Flinchbaugh,	Melchiorre,	Shugarts,
Baine,	Furman,	Mentzer,	Siegel,
Baker, F. T.,	Gates,	Merrell,	Simon,
Baker, J J.,	Gerard,	Moomaw,	Simpson,
Baldi,	Gillette,	Mooney,	Sinwell,
Barber,	Greenstein,	Moore,	Sloan,
Barnhardt,	Habbyshaw,	Moran,	Smith, J. A.,
Bernhard,	Haberlen,	Moul,	Smith, W. G.,
Blumberg,	Hagerty,	Muir,	Snyder, J. L.,
Boyd, R.,	Haluska,	Munley,	Sowers,
Boyer,	Hamilton, F. P.,	Murrin,	Stank,
Bradley,	Hamilton, R. S.,	Nagel,	Stevens,
Brancato,	Harkins,	Nothnagle,	Stewart,
Brown, H. S.,	Harmuth,	O'Keefe,	Stockham,
Brown, J. E.,	Hart,	Ominsky,	Sumney,
Brownfield,	Hartman,	O'Neill,	Tahl,
Brumbaugh,	Hefferon,	Panton,	Tronzo,
Burke,	Hermansen,	Parks,	Trout,
Cannon,	Hindman,	Patterson, C.,	Tumelty,
Caputo,	Hirsch,	Patterson, J. W.,	Van Sickle,
Carson,	Hoffner,	Pearson,	Walker,
Castor,	Holland,	Perry,	Wall,
Chervenak,	Holstrom,	Pfaff,	Wasserman,
Coakley,	Hoopes,	Phillips,	Weidemann,
Cochran,	Horst,	Piole,	Weiss,
Cohen,	Jones,	Powers,	Welliver,
Coleman,	Kelso,	Reising,	Welsh,
Condon,	Kilroy,	Reynolds,	Westrick,
Conner,	Kinney,	Rhys,	White,
Coolahan,	Klingler,	Rinn,	Wickersham,
Cordier,	Kobelak,	Roan,	Wilson,
Davies,	Larue,	Robinson,	Witkin,
Dent,	Linderman,	Rooney,	Woodside,
Diehl,	Long,	Ruffennach,	Yeakel,
Dilley,	Longaker,	Ruth,	Yourishin,
Downey, G. E.,	Lovett,	Sarraf,	Zappala,
Downey, J. J.,	Lynch,	Scanlon,	Zimmerman,
Duffort,	Male,	Schrock,	Sarig,

NAYS—11

Boose,	Kane,	Sproul,	Van Allsburg,
Brennan,	McHenry,	Terry,	Wood,
Ederer,	Peters,	Turner,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. SPROUL. Mr. Speaker, I voted in the negative on this bill and I desire to file my reasons.

I take it the major reason for H. B. 304 is increased employment, therefore, it should be discussed from that angle and the general effect on others already employed with respect to their jobs.

Let us review first present conditions. There are some 19 railroads in Pennsylvania, about 16 of which are in the red. All of them are struggling to make ends meet and are definitely faced with increased taxes and expenses this year. Hiring of men in one department compels the saving of that money in another, such as maintenance, clerk lay off, etc. Because of continuing deficits this bill compels a full crew on a single gasoline coach providing service in a rural community where a larger train is not practical on account of the loss of revenue involved. Therefore a net increase in employment is not the result and this legislation will be at the expense of some one elses job. For 20 years, I have helped to employ labor in a modest way and we have always been fair with each other—have reasoned things out together. The same reasoning should be applied to this bill which concerns the welfare of those already employed by the railroads and the public.

I therefore desire to vote naye on account of the above reasons.

Mr. TERRY. Mr. Speaker, I desire to file the following reason for my vote on this bill:

My reason for voting against House Bill No. 304 is because of one lobbist only, named McCarty. Owing to his nasty method of lobbying.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 311, entitled:

An Act to promote the safety of travelers and employes upon railroads by prohibiting carriers by railroad hauling trains excessive in length providing penalties and providing for enforcement by the Public Service Commission or any other agency empowered to enforce the law.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—181

Achterman,	Downey, J. J.,	Lynch,	Schrock,
Alexander,	Duffort,	Male,	Schrope,
Allen,	Eberharter,	Mallen,	Schwab,
Altenburg,	Ederer,	Mason,	Schwartz,
Andrews,	Eroe,	McCreary,	Shaw,
Arnold,	Falkenstein,	McDermott,	Shepard,
Atkins,	Ferko,	McDevitt,	Shortz,
Aukerman,	Finnerty,	McElroy,	Shreiner,
Baine,	Fitch,	McKinney,	Shugarts,
Baker, F. T.,	Flanagan,	Melchiorre,	Siegel,
Baker, J J.,	Flinchbaugh,	Mentzer,	Simon,
Baldi,	Furman,	Moomaw,	Simpson,
Barber,	Gates,	Mooney,	Sinwell,
Barnhardt,	Gerard,	Moore,	Smith, J. A.,
Bernhard,	Gillette,	Moran,	Smith, W. G.,
Blumberg,	Green,	Moul,	Snyder, J. L.,
Boose,	Greenstein,	Muir,	Sowers,
Boyd, R.,	Habbyshaw,	Munley,	Spangler,
Boyer,	Haberlen,	Murrin,	Stank,
Bradley,	Hagerty,	Nagel,	Stevens,
Brancato,	Haluska,	Nothnagle,	Stewart,
Brown, H. S.,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brown, J. E.,	Hamilton, R. S.,	Ominsky,	Tahl,

Brownfield,	Harkins,	O'Neill,	Tronzo,
Brumbaugh,	Harmuth,	Panton,	Trout,
Burke,	Hartman,	Patterson, C.,	Tumelty,
Cannon,	Hefferon,	Patterson, J. W.,	Van Allsburg,
Caputo,	Hermansen,	Pearson,	Van Sickle,
Carson,	Hirsch,	Perry,	Wall,
Castor,	Hoffner,	Peters,	Wasserman,
Chervenak,	Holland,	Pfaff,	Weidemann,
Coakley,	Holstrom,	Phillips,	Weiss,
Cochran,	Hoopes,	Piole,	Welliver,
Cohen,	Horst,	Powers,	Welsh,
Coleman,	Jackson,	Reising,	Westrick,
Condon,	Jones,	Reynolds,	White,
Conner,	Kelso,	Rhys,	Wickersham,
Coolahan,	Kilroy,	Rinn,	Wilson,
Cordier,	Kinney,	Roan,	Witkin,
Davies,	Klingler,	Robinson,	Wood,
Decker,	Kobelak,	Rooney,	Woodside,
Denning,	Larue,	Ruffennach,	Yourishin,
Dent,	Linderman,	Ruth,	Zappala,
Diehl,	Long,	Sarraf,	Zimmerman,
Dilley,	Longaker,	Scanlon,	Sarig,
Downey, G. E.,	Lovett,		

NAYS—10

Brennan,	Merrell,	Sproul,	Terry,
Kane,	Sloan,	Stockham,	Turner,
McHenry,	Snyder, F. E.,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. KANE. Mr. Speaker, I would like to file my reasons for voting "no" on this bill.

Yesterday a public hearing before the House committee on Railroads and Railways was refused on this bill on my motion to re-refer to committee for public hearings. Since that time I have diligently investigated the effect of the bill without the aid of such a hearing. I find there is a great misconception among the members of this House as to both the Safety effect—purported purpose of the bill—and the financial effect upon the citizens of the Commonwealth. Inasmuch as a large part of our population vitally concerned in this measure were refused a chance to be heard before the House Committee with us assurance of a hearing before the Senate, I vote against the Bill.

Mr. SPROUL. Mr. Speaker, I voted in the negative on this bill and I desire to file the following reason:

I understand the National Government will have before it a similar bill, and feel it should be passed on by such a body instead of by individual States. Believing that the regulation of the length of trains is a Federal matter, and that there has been no demand for this legislation on the part of the Interstate Commerce Commission, I desire to vote naye.

Mr. TERRY. Mr. Speaker, I voted against this bill and desire to file my reason:

Reason for voting against House Bill No. 311 is due to dirty methods of the railroad engineer Marino McCarthy in lobbying.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 89, entitled:

An Act to prohibit discrimination on account of race or color in employment under contracts for public buildings or public works.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—194

Achterman,	Eberharter,	Mason,	Shaw,
Alexander,	Ederer,	McCreary,	Shepard,
Allen,	Eroe,	McDermott,	Shortz,
Altenburg,	Falkenstein,	McDevitt,	Shreiner,
Andrews,	Ferko,	McElroy,	Shugarts,
Arnold,	Finnerty,	McHenry,	Siegel,
Atkins,	Fitch,	McKinney,	Simon,
Aukerman,	Flanagan,	Melchiorre,	Simpson,
Baine,	Flinchbaugh,	Mentzer,	Sinwell,
Baker, F. T.,	Furman,	Merrell,	Sloan,
Baker, J. J.,	Gates,	Moomaw,	Smith, J. A.,
Baldi,	Gerard,	Mooney,	Smith, W. G.,
Barber,	Gillette,	Moore,	Snyder, F. E.,
Barnhardt,	Green,	Moran,	Snyder, J. L.,
Bernhard,	Greenstein,	Moul,	Sowers,
Blumberg,	Habbyshaw,	Muir,	Sproul,
Boose,	Haberlen,	Munley,	Stank,
Boyd, R.,	Hagerty,	Murrin,	Stevens,
Boyer,	Haluska,	Nagel,	Stewart,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stockham,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stone,
Brennan,	Harkins,	Ominsky,	Stott,
Brown, H. S.,	Harmuth,	O'Neill,	Sumney,
Brown, J. E.,	Hart,	Panton,	Terry,
Brownfield,	Hartman,	Parks,	Tronzo,
Brumbaugh,	Hefferon,	Patterson, C.,	Trout,
Burke,	Hermansen,	Patterson, J. W.,	Tumelty,
Cannon,	Hindman,	Pearson,	Turner,
Caputo,	Hirsch,	Perry,	Van Allsburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holland,	Pfaff,	Wall,
Chervenak,	Holstrom,	Piole,	Wasserman,
Coakley,	Hoopes,	Powers,	Weidemann,
Cochran,	Jackson,	Reising,	Weiss,
Cohen,	Jones,	Reynolds,	Welliver,
Coleman,	Kane,	Rinn,	Welsh,
Condon,	Kelso,	Roan,	Westrick,
Conner,	Kilroy,	Robinson,	White,
Coolahan,	Kinney,	Rooney,	Wickersham,
Cordier,	Klingler,	Root,	Wilson,
Davies,	Kobelak,	Ruffennach,	Witkin,
Decker,	Larue,	Ruth,	Wood,
Denning,	Linderman,	Sarraf,	Woodside,
Dent,	Long,	Scanlon,	Yeakel,
Diehl,	Longaker,	Schrock,	Yourishin,
Dilley,	Lovett,	Schrope,	Zappala,
Downey, G. E.,	Lynch,	Schwab,	Zimmerman,
Downey, J. J.,	Male,	Schwartz,	Sarig,
Duffort,	Mallen,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 284, entitled:

An Act granting power to counties, cities, boroughs, towns, townships, school districts and poor districts to redeem unmatured bonds and obligations by a new issue of bonds at a lesser rate of interest.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sinwell,
Baker, F. T.,	Furman,	Mentzer,	Sloan,
Baker, J. J.,	Gates,	Merrell,	Smith, J. A.,
Baldi,	Gerard,	Moomaw,	Smith, W. G.,
Barber,	Gillette,	Mooney,	Snyder, F. E.,
Barnhardt,	Green,	Moore,	Snyder, J. L.,
Bernhard,	Greenstein,	Morgan,	Sowers,
Blumberg,	Habbyshaw,	Moul,	Sproul,
Boose,	Haberlen,	Muir,	Stank,
Boyd, R.,	Hagerty,	Munley,	Stevens,
Boyer,	Haluska,	Murrin,	Stewart,
Bradley,	Hamilton, F. P.,	Nagel,	Stockham,
Brancato,	Hamilton, R. S.,	Nothnagle,	Stone,
Brennan,	Harkins,	O'Keefe,	Stott,
Brown, H. S.,	Harmuth,	Ominsky,	Sumney,
Brown, J. E.,	Hart,	O'Neill,	Tahl,
Brownfield,	Hartman,	Panton,	Terry,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hindman,	Patterson, J. W.,	Tumelty,
Caputo,	Hirsch,	Pearson,	Van Allsburg,
Carson,	Hoffner,	Perry,	Van Sickle,
Castor,	Holland,	Peters,	Wall,
Chervenak,	Holstrom,	Pfaff,	Wasserman,
Coakley,	Hoopes,	Piole,	Weidemann,
Cochran,	Jackson,	Powers,	Weiss,
Cohen,	Jones,	Reising,	Welliver,
Coleman,	Kane,	Reynolds,	Welsh,
Condon,	Kelso,	Rhys,	Westrick,
Conner,	Kilroy,	Rinn,	White,
Coolahan,	Kinney,	Roan,	Wickersham,
Cordier,	Klingler,	Robinson,	Wilson,
Davies,	Kobelak,	Rooney,	Witkin,
Decker,	Larue,	Ruffennach,	Wood,
Denning,	Linderman,	Ruth,	Woodside,
Dent,	Long,	Sarraf,	Yeakel,
Diehl,	Longaker,	Scanlon,	Yourishin,
Dilley,	Lovett,	Schrock,	Zappala,
Downey, G. E.,	Lynch,	Schrope,	Zimmerman,
Downey, J. J.,	Male,	Schwartz,	Sarig,
Duffort,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 339, as follows:

An Act To repeal the act approved the eighteenth day of April one thousand nine hundred twenty-nine (Pamphlet Laws five hundred forty-six) entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-six) entitled "An act authorizing the appointment by the Governor of industrial police upon application of certain corporations companies associations and individuals prescribing the powers of such police authorizing the Governor to investigate their work and require periodical reports from them imposing duties upon the Secretary of the Commonwealth and recorders of deeds and imposing penalties" is hereby repealed

Section 2 This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker and members of the House, in asking the members of this House to support this bill, I cannot help but draw the attention of the House and particularly the Republican members thereof, to the fact that the principle and the identical bill in substance and in wording before you was unanimously endorsed by the Republican caucus of this House at the very beginning of this session, and in pursuance thereof there was introduced by a Republican member on January 14 1935, House Bill No. 63, which was referred on January 15, 1935, to the Committee on Corporations. That bill in—

POINT OF ORDER

Mr. CAPUTO. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Beaver will state his point of order.

Mr. CAPUTO. Mr. Speaker, the gentleman from Philadelphia is not speaking on the bill.

The SPEAKER. The gentleman from Philadelphia will confine himself to the bill.

Mr. WITKIN. Mr. Speaker, there the bill providing the same substance as this bill went to the Committee on Corporations, and there it was feloniously, wilfully —

POINT OF ORDER

Mr. EROE. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Lawrence will state his point of order.

Mr. EROE. The gentleman from Philadelphia, Mr. Witkin, insists on not speaking on the bill. I ask that he be requested to confine his speaking to the bill.

The SPEAKER. The gentleman from Philadelphia will please confine himself to speaking on the bill. What occurred in committee does not belong in the discussion on the bill itself.

QUESTION OF INFORMATION

Mr. WITKIN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Philadelphia will state his question of information.

Mr. WITKIN. Where a bill, bearing number 339, is identical with a bill of another number, and I discuss the merits or the contents of either bill, am I not speaking on the bill itself?

The SPEAKER. As long as the gentleman deals with the subject matter of the bill, he is entirely in order.

Mr. WITKIN. Mr. Speaker, may I say to the Republican members of this House as well as to my Democratic friends of the House, that House Bill No. 339 ought to be supported because it deals with a subject of importance, to-wit, industrial police, and repealing that act.

The Republican members of this House ought to support the bill because the Republican party platform is for that principle, and because you have from the very beginning

of this session done everything possible that you could do to carry out the Republican party platform, by having enacted into law such a bill and such a measure.

The mere fact that a particular bill, bearing a particular number, that was introduced by a Republican, has been changed to a larger number, should be no reason why you should fail to support House Bill No. 339, because although the numbers are different — — one being a large number and the other a small number—the contents are the same, and while it is a Republican measure, it bears a Democratic label.

Mr. COOLAHAN. Mr. Speaker and members of the House, I wish to say that Mr. Witkin's apology is accepted and we hope that the vote will go on.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

Achterman,	Eberharter,	Mason,	Shepard,
Alexander,	Eroe,	McCreary,	Shortz,
Allen,	Falkenstein,	McDermott,	Shreiner,
Altenburg,	Ferko,	McDevitt,	Shugarts,
Andrews,	Finnerty,	McElroy,	Siegel,
Arnold,	Fitch,	McHenry,	Simon,
Atkins,	Flanagan,	McKinney,	Simpson,
Aukerman,	Flinchbaugh,	Melchiorre,	Sinwell,
Baine,	Furman,	Mentzer,	Sloan,
Baker, F. T.,	Gates,	Moomaw,	Smith, J. A.,
Baker, J. J.,	Gerard,	Mooney,	Smith, W. G.,
Baldi,	Gillette,	Moore,	Snyder, F. E.,
Barber,	Green,	Moran,	Snyder, J. L.,
Barnhardt,	Greenstein,	Moul,	Sowers,
Bernhard,	Habbyshaw,	Muir,	Spangler,
Blumberg,	Haberlen,	Munley,	Sproul,
Boose,	Hagerty,	Murrin,	Stank,
Boyd, R.,	Haluska,	Nagel,	Stevens,
Boyer,	Hamilton, F. P.,	Nothnagle,	Stewart,
Bradley,	Hamilton, R. S.,	O'Keefe,	Stockham,
Brancato,	Harkins,	Ominsky,	Stone,
Brennan,	Harmuth,	O'Neill,	Stott,
Brown, H. S.,	Hart,	Panton,	Sumney,
Brown, J. E.,	Hartman,	Parks,	Tahl,
Brownfield,	Hefferon,	Patterson, C.,	Terry,
Brumbaugh,	Hermansen,	Patterson, J. W.,	Tronzo,
Burke,	Hindman,	Pearson,	Trout,
Cannon,	Hirsch,	Perry,	Tumelty,
Caputo,	Hoffner,	Peters,	Turner,
Carson,	Holland,	Pfaff,	Van Allsburg,
Castor,	Holstrom,	Phillips,	Van Sickle,
Chervenak,	Hoopes,	Piole,	Wall,
Coakley,	Horst,	Powers,	Wasserman,
Cochran,	Jackson,	Reising,	Weidemann,
Cohen,	Jones,	Reynolds,	Weiss,
Coleman,	Kane,	Rhys,	Welliver,
Condon,	Kelso,	Rinn,	Welsh,
Conner,	Kilroy,	Roan,	Westrick,
Coolahan,	Kinney,	Robinson,	White,
Cordier,	Klingler,	Rooney,	Wickersham,
Davies,	Kobelak,	Ruffennach,	Wilson,
Decker,	Larue,	Ruth,	Witkin,
Denning,	Long,	Sarraf,	Wood,
Dent,	Longaker,	Scanlon,	Woodside,
Diehl,	Lovett,	Schrock,	Yeakel,
Dilley,	Lynch,	Schrope,	Yourishin,
Downey, G. E.,	Male,	Schwab,	Zappala,
Downey, J. J.,	Mallen,	Schwartz,	Zimmerman,
Duffort,		Shaw,	Sarig,

NAYS—1

Linderman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affiramative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 354, entitled:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, co-partnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HARMUTH. Mr. Speaker, I move that this bill be placed upon the postponed calendar for amendment.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 120, as follows:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire and operate inclined plane passenger transportation facilities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended by adding thereto clause fifty-eight to read as follows

LVIII INCLINED PLANES To acquire by purchase from a public service company any existing inclined plane passenger transportation facilities and to operate the same in the transportation of passengers for hire and for the accommodation of the public

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Achterman,	Ederer,	Mason,	Shaw,
Alexander,	Eroe,	McCreary,	Shepard,
Allen,	Falkenstein,	McDermott,	Shortz,
Altenburg,	Ferko,	McDevitt,	Shreiner,
Andrews,	Finnerty,	McElroy,	Shugarts,
Arnold,	Fitch,	McHenry,	Siegel,
Atkins,	Flanagan,	McKinney,	Simon,
Aukerman,	Flinchbaugh,	Melchiorre,	Simpson,
Baine,	Furman,	Mentzer,	Sinwell,
Baker, F. T.,	Gates,	Merrell,	Sloan,
Baker, J. J.,	Gerard,	Moomaw,	Smith, J. A.,
Baldi,	Gillette,	Mooney,	Smith, W. G.,
Barber,	Green,	Moore,	Snyder, F. E.,
Barnhardt,	Greenstein,	Moran,	Snyder, J. L.,
Bernhard,	Habbyshaw,	Moul,	Sowers,
Blumberg,	Haberlen,	Muir,	Sproul,
Boose,	Hagerty,	Munley,	Stank,
Boyd, R.,	Haluska,	Murrin,	Stevens,
Boyer,	Hamilton, F. P.,	Nagel,	Stewart,
Bradley,	Hamilton, R. S.,	Nothnagle,	Stockham,

Brancato,	Harkins,	O'Keefe,	Stone,
Brennan,	Harmuth,	Ominsky,	Stott,
Brown, J. E.,	Hart,	O'Neill,	Sumney,
Brown, H. S.,	Hartman,	Panton,	Tahl,
Brownfield,	Hefferon,	Parks,	Terry,
Brumbaugh,	Hermansen,	Patterson, C.,	Tronzo,
Burke,	Hindman,	Patterson, J. W.,	Trout,
Cannon,	Hirsch,	Pearson,	Tumelty,
Caputo,	Hoffner,	Perry,	Turner,
Carson,	Holland,	Peters,	Van Allsburg,
Castor,	Holstrom,	Pfaff,	Van Sickle,
Chervenak,	Hoopes,	Phillips,	Wall,
Coakley,	Jackson,	Piole,	Wasserman,
Cochran,	Jones,	Powers,	Weidemann,
Cohen,	Kane,	Reising,	Weiss,
Coleman,	Kelso,	Reynolds,	Welliver,
Condon,	Kilroy,	Rhys,	Welsh,
Conner,	Kinney,	Rinn,	Westrick,
Coolahan,	Klingler,	Roan,	White,
Cordier,	Kobelak,	Robinson,	Wickersham,
Davies,	Larue,	Rooney,	Wilson,
Decker,	Linderman,	Ruffennach,	Witkin,
Dent,	Long,	Ruth,	Wood,
Diehl,	Longaker,	Sarraf,	Woodside,
Dilley,	Lovett,	Scanlon,	Yeakel,
Downey, G. E.,	Lynch,	Schrock,	Yourishin,
Downey, J. J.,	Male,	Schrope,	Zappala,
Duffort,	Mallen,	Schwab,	Zimmerman,
Eberharter,		Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILLS INTRODUCED AND REFERRED

By Mr. WEIDEMANN. HOUSE BILL No. 613.

An Act to amend section seven hundred and one, clause forty-three of section one thousand five hundred and two, and sections one thousand nine hundred and forty-five and two thousand and ninety-four of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto," by changing the day for commissioners to organize; providing for the licensing of certain businesses; making certain reports of viewers prima facie evidence of benefits; and further regulating contracts with taxpayers to make highways and bridges.

Referred to the Committee on Boroughs and Townships.

By Mr. WEIDEMANN. HOUSE BILL No. 614.

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims or to revive judgments on such claims where more than five years have elapsed since said claims were filed or such judgments were entered or revived, and to reduce such claims to judgment or to revive such judgments, and providing for the revival and collection of such judgments.

Referred to the Committee on Boroughs and Townships.

By Mr. WEIDEMANN. HOUSE BILL No. 615.

An Act to amend section one thousand eight hundred and two of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by abolishing the right of taxpayers to prevent the letting of certain contracts.

Referred to the Committee on Boroughs and Townships.

By Mr. WEIDEMANN. HOUSE BILL No. 616.

An Act requiring fire insurance companies, associations and exchanges to pay all unpaid county, city, borough, town, township, school and poor taxes and the interest and penalties thereon, out of the proceeds of any policy of insurance on any property against which such taxes are levied; and making such companies, associations or exchanges liable for the amount of such taxes, interest and costs in certain cases.

Referred to the Committee on Insurance.

By Mr. CASTOR. HOUSE BILL No. 617.

An Act making an appropriation to the Frankford Hospital, located at Frankford, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEIDEMANN. HOUSE BILL No. 618.

An Act to authorize boroughs and townships of the first class to sue out writs of scire facias on certain tax liens or to revive judgments on such liens where more than five years have elapsed since said liens were filed or such judgments were entered or revived, and to reduce such liens to judgment or to revive such judgments, and providing for the revival and collection of such judgments.

Referred to the Committee on Boroughs and Townships.

By Mr. CONNER. HOUSE BILL No. 619.

An Act to amend sections four hundred and three and four hundred and eleven of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," authorizing hotel, restaurant and club liquor licenses to sell liquor for consumption off the premises where sold.

Referred to the Committee on Law and Order.

By Mr. MORAN. HOUSE BILL No. 620.

An Act relating to local taxation; changing the time for making levies; establishing a centralized system for the collection of all county, city, borough, town, township, school and poor taxes through the county treasurer as county tax collector, and through the department of receiver of taxes of cities of the first class; defining the powers and duties of county tax collectors and of counties, cities, boroughs, towns, townships and school and poor districts; abolishing the office of city, borough, town and township tax collector; amending, revising, changing and consolidating the laws relating to the collection of taxes; making tax duplicates public records and admissible in evidence, making taxes first liens upon real property until fully paid, making tenants of land liable for the taxes thereon, requiring employers to pay certain taxes of employes out of money due or to become due the employes, providing for abatments and exonerations, providing for returns of seated and unseated lands for non-payment of taxes; imposing duties on the Bureau of Municipalities in the Department of Internal Affairs; and imposing penalties.

Referred to the Committee on Counties.

By Mr. FLINCHBAUGH. HOUSE BILL No. 621.

An Act to amend article twelve of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by adding thereto section one thousand two hundred and two A, requiring every teacher, official and employe in the public schools and in educational institutions receiving State aid, to subscribe to a certain oath or affirmation.

Referred to the Committee on Education.

By Mr. WOOD. HOUSE BILL No. 622.

An Act to amend section sixty-nine of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by providing for the responsibility of certain bridges and viaducts by the Commonwealth.

Referred to the Committee on Highways.

By Mr. KELSO. HOUSE BILL No. 623.

An Act making an appropriation to the Ellwood City Hospital, Ellwood City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCREARY. HOUSE BILL No. 624.

An Act imposing an annual charge on lands of State institutions for road and school purposes.

Referred to the Committee on State Government.

By Mr. McCREARY. HOUSE BILL No. 625.

An Act to amend section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," making the real estate of public service companies subject to taxation for local purposes.

Referred to the Committee on Municipal Corporations.

By Mr. McCREARY. HOUSE BILL No. 626.

An Act to amend section one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by changing the fixed charges payable by the Commonwealth under the provisions of this act.

Referred to the Committee on Forestry.

By Mr. McCREARY. HOUSE BILL No. 627.

An Act requiring owners of property claiming exemptions from taxation under the laws of the Commonwealth to make proof of the right to exemption at each triennial assessment.

Referred to the Committee on Municipal Corporations.

By Mr. COLEMAN. HOUSE BILL No. 628.

An Act to further amend section seventeen of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by providing lesser fees for parts of a year.

Referred to the Committee on Military Affairs.

By Mr. BLUMBERG. HOUSE BILL No. 629.

An Act to amend sections twenty-nine and thirty-one of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; and the method for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by providing that under certain circumstances a municipality may purchase for the record costs, subject to the lien of taxes and municipal claims, property sold to satisfy a judgment on a tax or municipal claim, and that a judicial sale on a tax or municipal claim shall discharge all mortgages, ground-rents and other charges on or estates in the land included in the lien.

Referred to the Committee on Municipal Corporations.

By Mr. McCREARY. HOUSE BILL No. 630.

An Act providing for the management and administration of the Erie County Poor District by the county commissioners of said county as directors of the poor; abolishing the appointed directors, and repealing existing laws.

Referred to the Committee on Counties.

By Mr. McDEVITT. HOUSE BILL No. 631.

An Act to amend section twenty-four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the prop-

erty therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing additional powers for a sequestrator of property appointed by court under the provisions of the act.

Referred to the Committee on Municipal Corporations.

By Mr. MALLEN. HOUSE BILL No. 632.

An Act to amend section fifteen of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," changing the time in certain cases when suggestions of non-payment and averments of default shall be filed.

Referred to the Committee on Municipal Corporations.

By Mr. CHERVENAK. HOUSE BILL No. 633.

An Act to establish as a State highway a certain section of public road in the County of Cambria, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. CHERVENAK. HOUSE BILL No. 634.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways; and local authorities, persons, associations and corporoations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Cambria.

Referred to the Committee on Highways.

By Mr. CHERVENAK. HOUSE BILL No. 635.

An Act to amend Route 11028 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by changing a route in Cambria County.

Referred to the Committee on Highways.

By Mr. CHERVENAK. HOUSE BILL No. 636.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Cambria.

Referred to the Committee on Highways.

By Mr. CHERVENAK. HOUSE BILL No. 637.

An Act to insure bituminous coal miners of correct weight for coal loaded by them; and providing penalties.

Referred to the Committee on Mines and Mining.

By Mr. COAKLEY. HOUSE BILL No. 638.

An Act to amend clauses (b) and (c) of section seven, and eight of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesman and their business," as amended; providing an expiration date of licenses; defining the qualifications of applicants for licensure, and providing for the examination and licensure of those who desire to engage in the occupation of real estate broker and real estate salesman, conferring powers and duties upon the Department of Public Instruction in connection therewith; and eliminating penalties for failure to renew.

Referred to the Committee on Education.

By Mr. McKINNEY. HOUSE BILL No. 639.

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McKINNEY. HOUSE BILL No. 640.

An Act making an appropriation to the Franklin Hospital, Franklin, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCREARY. HOUSE BILL No. 641.

An Act to amend section one hundred and seventy-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto;" as amended, fixing the compensation and mileage of viewers in counties of the fourth, fifth, sixth, seventh and eighth classes.

Referred to the Committee on Counties.

By Messrs. ATKINS and GATES. HOUSE BILL No. 642.

An Act making an appropriation to the Kittanning General Hospital, Kittanning, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BRANCATO. HOUSE BILL No. 643.

An Act making an appropriation to the Wills Eye Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CHERVENAK. HOUSE BILL No. 644.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," establishing certain streets in Lilly Borough, Cambria County as State highways.

Referred to the Committee on Highways.

By Mr. CHERVENAK. HOUSE BILL No. 645.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," establishing certain streets in Portage Borough, Cambria County as State highways.

Referred to the Committee on Highways.

ANNOUNCEMENT

COMMITTEE MEETINGS.

The Liquor Control Investigating Committee will meet in executive session in the Chief Clerk's Office immediately after adjournment.

All members interested in the Rural League will meet in the House Cacus Room on Monday, February 11, 1935, at 5:00 o'clock P. M.

COMMUNICATION FROM THE PRESIDENT

The SPEAKER laid before the House a communication from the President of the United States which was read by the Clerk as follows:

The White House, Washington,
February 1, 1935.

My dear Mr. Gallagher:

I am very deeply touched by the resolution adopted at the joint session of the General Assembly of the State of Pennsylvania. If an opportunity offers, will you please be good enough to express my sincere appreciation to the members?

Thank you for sending the resolution to me.

Very sincerely yours,

FRANKLIN D. ROOSEVELT.

W. P. Gallagher, Esq.,
Chief Clerk,
House of Representatives,
Harrisburg, Pennsylvania.

The SPEAKER. The communication will be noted in the Journal and printed in the Legislative Journal.

ADJOURNMENT

Mr. FALKENSTEIN. Mr. Speaker, I move that this House do now adjourn until Monday evening, February 11, 1935, at 9:00 o'clock.

The motion was agreed to, and (at 11:31 o'clock A. M.) the House adjourned until Monday, February 11, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, FEBRUARY 11, 1935 No. 13

SENATE

MONDAY, FEBRUARY 11, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

During these short moments of devotion, O Lord, teach us the secret of prayer. Thou didst reveal this mystery to men of long ago—show it also unto us.

We need speak no word, we need assume no pose in order to pray. Even mute desire to know Thee—even silent waiting for Thee—even intense listening for Thy voice—these constitute prayer. Coupled with faith they bind together the hearts of man and God, permitting God to work His will through men.

Grant unto us such close alliance with Thee that the deliberations and decisions of this legislative body may be made in reality by Thee.

We make this petition humbly hoping that the coming of Thy kingdom may be hastened. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. WOODWARD, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 89 (Senate Bill No. 214), entitled:

An Act to prohibit discrimination on account of race or color in employment under contracts for public buildings or public works.

Which was committed to the Committee on Judiciary General.

House Bill No. 120, (Senate Bill No. 215), entitled:

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "General Borough Act," authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith.

Which was committed to the Committee on Municipal Government.

House Bill No. 284, (Senate Bill No. 216), entitled:

An Act granting power to counties, cities, boroughs, towns, townships, school districts and poor districts to redeem unmatured bonds and obligations by a new issue of bonds at a lesser rate of interest.

Which was committed to the Committee on Municipal Government.

House Bill No. 339, (Senate Bill No. 217), entitled:

An Act to repeal the act, approved the eighteenth day of April, one thousand nine hundred twenty-nine (P. L. 546), entitled "Industrial Police Law."

Which was committed to the Committee on Labor and Industry.

House Bill No. 304, (Senate Bill No. 218), entitled:

An Act to promote the safety of employes and travelers upon railroads by compelling common carriers by railroad to man locomotive trains and other self propelled engines or machines with competent employes to provide the least number of men that may be employed on locomotive trains and other self propelled engines or machines to provide the qualification of certain employes and to provide a penalty for the violation thereof.

Which was committed to the Committee on Judiciary Special.

House Bill No. 311, (Senate Bill No. 219), entitled:

An Act to promote the safety of travelers and employes upon railroads by prohibiting carriers by railroad hauling trains excessive in length providing penalties and providing for enforcement by the Public Service Commission or any other agency empowered to enforce the law.

Which was committed to the Committee on Judiciary Special.

RESIGNATION FROM THE COMMITTEE ON JUDICIARY SPECIAL

The Chair cleared his table and laid before the Senate the following communication:

In the Senate, February 11, 1935.

Honorable John G Homsher,
President Pro Tempore,
Senate of Pennsylvania.

My dear Senator:

I hereby tender my resignation as a member of the Judiciary Special Committee of the Senate of 1935.

Thanking you for your consideration of me in making the appointment, I am

Sincerely yours,

JOHN J McCLURE.

ASSIGNMENT TO COMMITTEE

The Chair announces on behalf of the President Pro Tempore the following appointment:

COMMITTEE ON JUDICIARY SPECIAL

The Senator from Dauphin, the Honorable George L. Reed, vice the Senator from Delaware, the Honorable John J. McClure.

REPORT FROM COMMITTEE

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

CRAWFORD COUNTY

Miss Jennie E. Kline, Cambridge Springs, February 16, 1935.

MONTGOMERY COUNTY

Allen S. Dunn, Oaks, February 10, 1935.

POTTER COUNTY

Mrs. Fannie R. Sharp, Austin, February 10, 1935.

PHILADELPHIA COUNTY

Jacob H. Yocum, Philadelphia, February 16, 1935.
Henry DiBerardino, Philadelphia, February 21, 1935.
Fred W. Wagner, Philadelphia, February 21, 1935.

LUZERNE COUNTY

Don Wilkinson, Forty-Fort, February 23, 1935.

NORTHAMPTION COUNTY

Miss Alice Fenicle, Easton, February 26, 1935.

LUZERNE COUNTY

Wm. W. Hall, Pittston, February 27, 1935.
Thos. V. Davis, Wilkes-Barre, February 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Michael V. Blagovich, East Pittsburgh.
Mrs. Willa R. Davis, Pittsburgh, 1st. Nat'l Bank Bldg.

BUTLER COUNTY

John E. Kocher, Zelienople.

ERIE COUNTY

Frederick H. Bartholme Union City.

INDIANA COUNTY

Miss C. H. Abel, Indiana.

McKEAN COUNTY

Thomas J. Garin, Bradford.

NORTHAMPTION COUNTY

Erwin H. Shawde, Easton.

PHILADELPHIA COUNTY

Samuel J. Fisher, Phila., 2311 Wharton St.

WYOMING COUNTY

Mrs Elizabeth E. Stevens, Meshoppen.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES.

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HARVEY. Mr. President, I move that the Executive Session do now rise.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows:

REQUEST FOR JOINT SESSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session on Tuesday, February 12, 1935, at twelve o'clock noon.

GEORGE H. EARLE.

NOMINATIONS BY THE GOVERNOR

He also presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations.

MEMBERS OF REGISTRATION COMMISSION

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

John L. Barrett, 5101 N. 15th Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Romain C. Hassrick, removed from office, to serve until July 11, 1935, or until his successor shall be duly qualified.

James P. McGrannery, 1137 S. 23rd Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Thomas E. McDermott, removed from office, to serve until July 11, 1935, or until his successor shall be duly qualified.

John B. Albany, 5311 Parrish Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice C. Burgess Taylor, removed from office, to serve until July 11, 1935, or until his successor shall be duly qualified.

Austin Meehan, 7012 Rising Sun Avenue, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Mrs. Margaretta Morris Scott, resigned, to serve until July 11, 1935, or until his successor shall be duly qualified.

Edward J. Hunter, 2022 Diamond Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Todd Daniel, resigned, to serve until July 11, 1935, or until his cessor shall have been appointed and qualified.

WORKMEN'S COMPENSATION REFEREE

Michael R. Kerwick, 2205 Madison Street, Philadelphia, Philadelphia County, as a Workmen's Compensation Referee, vice Joseph R. Burns, whose term expired, to serve until the third Tuesday of January, 1939, or until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

J. D. Daugherty, of Kittanning, Armstrong County, as Justice of the Peace in the Borough of Kittanning, Armstrong County, vice Frank J. Atkins, resigned, until the first Monday in January, 1936.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Wm. G. Andes, Philadelphia, February 15, 1935.

DAUPHIN COUNTY

Josiah W. Kline, Harrisburg, February 16, 1935.

ALLEGHENY COUNTY

W. J. Steen, Pittsburgh, February 21, 1935.

PERRY COUNTY

Charles E Deckard, Liverpool, February 21, 1935.

PHILADELPHIA COUNTY

Ernest H. Brown, Philadelphia, February 21, 1935.

BEDFORD COUNTY

C. A. Bradley, Saxton, March 5, 1935.

CUMBERLAND COUNTY

Paul L. Bender, Enola, March 5, 1935.

LACKAWANNA COUNTY

Shandor Kovacs, Throop, March 5, 1935.

MONTGOMERY COUNTY

E. R. Ambler, Abington, March 5, 1935.

ALLEGHENY COUNTY

Louis J. Groudine, Pittsburgh, March 6, 1935.
Mrs. Anna M. Hawkins, Pittsburgh, March 6, 1935.
Joseph L. McLane, McKeesport, March 6, 1935.
Sydney H. Shaw, Pittsburgh, March 6, 1935.
W. R. Shoup, Pittsburgh, March 6, 1935.
Harold L. Wilson, Pittsburgh, March 6, 1935.

BEAVER COUNTY

Christian Henderson, Aliquippa, March 6, 1935.

BUTLER COUNTY

Harry U. Flowers, Harmony, March 6, 1935.
H. T. Rattigan, Butler, March 6, 1935.
G. J. Yoas, Butler, March 6, 1935.

CLEARFIELD COUNTY

Miss Jennie E. Bailey, Clearfield, March 6, 1935.

DAUPHIN COUNTY

Charles M. Hartrick, Hershey, March 6, 1935.

ERIE COUNTY

Miss Bernice Borland, Erie, March 6, 1935.

FAYETTE COUNTY

C. C. Montgomery, Point Marion, March 6, 1935.

LUZERNE COUNTY

Thomas Dobson, Wilkes-Barre, March 6, 1935.
Mrs. Olive E Pace, Wilkes-Barre, March 6, 1935.

PHILADELPHIA COUNTY

Charles M. Bacon, Sr., Philadelphia, March 6, 1935.
Harry Ginsburg, Philadelphia, March 6, 1935.
David E. Longacre, Philadelphia, March 6, 1935.
Charles McFadden, Philadelphia, March 6, 1935.
T. P. McFarland, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

John Leitzel, Klingerstown, March 6, 1935.

ALLEGHENY COUNTY

Geo. D. Faris, Pittsburgh, March 7, 1935.

DAUPHIN COUNTY

Miss Henrietta M. Haertter, Harrisburg, March 7, 1935.

DELAWARE COUNTY

Peter De Augustine, Chester, March 7, 1935.

McKEAN COUNTY

Arthur W. Lupfer, Kane, March 7, 1935.

MONTGOMERY COUNTY

H. Eugene Gardner, Glenside, March 7, 1935.

PHILADELPHIA COUNTY

Paul S. Franz, Philadelphia, March 7, 1935.

YORK COUNTY

Mrs. Cordula H. Hamme, Thomasville, March 7, 1935.

ALLEGHENY COUNTY

P. J. Long, Duquesne, March 9, 1935.
S. W. Kleinman, Pittsburgh, March 9, 1935.
Louis D. Reilly, Pittsburgh, March 9, 1935.
Miss E. E. Shaw, Pittsburgh, March 9, 1935.
Miss Lillian R. Stitt, Pittsburgh, March 9, 1935.
J. M. Stull, Pittsburgh, March 9, 1935.
Miss Helen M. Watson, Pittsburgh, March 9, 1935.
David A. Weaver, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

J. O. Bothel, Leechburg, March 9, 1935.

BEAVER COUNTY

Charles K. Anderson, New Brighton, March 9, 1935.
Paul M. Henderson, Aliquippa, March 9, 1935.

BUCKS COUNTY

C. Leroy Frack, Doylestown, March 9, 1935.
Robert B. Henry, Quakertown, March 9, 1935.
Mrs. Elsie Klenk, Southampton, March 9, 1935.

BUTLER COUNTY

John B. Findley, Butler, March 9, 1935.
C. H. Gould, Butler, March 9, 1935.
C. E. McGinnis, Evans City, March 9, 1935.
S. N. Pollock, Butler, March 9, 1935.

CAMERON COUNTY

Frank G. Judd, Emporium, March 9, 1935.

CUMBERLAND COUNTY

George B. Kirsch, Lemoyne, March 9, 1935.

DAUPHIN COUNTY

Mrs. Anna B. Leader, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Charles E. Pennington, Chester, March 9, 1935.
Miss Ann O'Toole, Chester, March 9, 1935.

FAYETTE COUNTY

J. H. Dunn, Uniontown, March 9, 1935.

FRANKLIN COUNTY

John L. Etchberger, Chambersburg, March 9, 1935.
Mrs. Genevieve M. Jenkins, Waynesboro, March 9, 1935.

JEFFERSON COUNTY

Frank A. Boyd, Brookville, March 9, 1935.
Mahlon J. Stahl, Sykesville, March 9, 1935.

LACKAWANNA COUNTY

Albert S. Rosenberg, Scranton, March 9, 1935.
Mrs. Elizabeth B. Stocker, Scranton, March 9, 1935.

LEHIGH COUNTY

Miss Georgianna Althenn, Allentown, March 9, 1935.
Paul A. Lauster, Allentown, March 9, 1935.
Harry A. Zellers, Allentown, March 9, 1935.

LUZERNE COUNTY

Miss Leonore R. Klein, Kingston, March 9, 1935.

MONTGOMERY COUNTY

Joseph P. Weber, Conshohocken, March 9, 1935.

PHILADELPHIA COUNTY

Horace R. Baker, Philadelphia, March 9, 1935.
Crawford A. Battle, Philadelphia, March 9, 1935.
H. Bepperling, Jr., Philadelphia, March 9, 1935.
Morris Bobman, Philadelphia, March 9, 1935.
Joseph De Carlo, Philadelphia, March 9, 1935.
William L. Dull, Philadelphia, March 9, 1935.
Hiram W. Eastman, Philadelphia, March 9, 1935.
Anthony Grieco, Philadelphia, March 9, 1935.
John W. Firefile, Philadelphia, March 9, 1935.
Miss R. M. Kelley, Philadelphia, March 9, 1935.
Joseph P. McGuckin, Philadelphia, March 9, 1935.
W. A. O'Donnell, Philadelphia, March 9, 1935.
Miss M. N. Probst, Philadelphia, March 9, 1935.
William J. Russell, Philadelphia, March 9, 1935.
Mrs. Clara B. Shaw, Philadelphia, March 9, 1935.
Louis G. Shmidheiser, Philadelphia, March 9, 1935.
Mrs. Lillyan F. Smith, Philadelphia, March 9, 1935.
J. Edgar Spielman, Philadelphia, March 9, 1935.
Charles P. Stocke, Philadelphia, March 9, 1935.
Benj. S. Thorp, Philadelphia, March 9, 1935.
Miss Margaret Tredick, Philadelphia, March 9, 1935.
Richard J. Walsh, Philadelphia, March 9, 1935.

UNION COUNTY

Edwin D. Mensch, Lewisburg, March 9, 1935.

WARREN COUNTY

Mrs. Mary MacCorah, Warren, March 9, 1935.
Gilbert B. Pierce, Sheffield, March 9, 1935.

WASHINGTON COUNTY

Mrs. Mildred L. Irwin, Washington, March 9, 1935.

YORK COUNTY

Miss Gladys E. Doll, York, March 9, 1935.

ALLEGHENY COUNTY

Miss Emma M. Haller, Pittsburgh, March 10, 1935.

FAYETTE COUNTY

Miss Anna S. Nobel, Brownsville, March 10, 1935.

MONTGOMERY COUNTY

Leonard Hatfield, Pottstown, March 10, 1935.

FRANKLIN COUNTY

Ernest N Pala, Fairbank, March 14, 1935.

ADAMS COUNTY

Mrs. Luella Lerew, East Berlin, March 16, 1935.

BUTLER COUNTY

John W. Krisko, Butler, March 16, 1935.

MONTGOMERY COUNTY

Miss Lizzie Weiss, Norristown, March 22, 1935.

BLAIR COUNTY

Jno. I. Dewey, Tyrone, March 23, 1935.

FAYETTE COUNTY

Chauncey D. Harader, Uniontown, March 23, 1935.

PHILADELPHIA COUNTY

Earl Godwin, Philadelphia, March 24, 1935.

COLUMBIA COUNTY

Norman E. Crawford, Bloomsburg, March 26, 1935.

BUCKS COUNTY

Ralph D. Schlichter, Sellersville, March 31, 1935.

LEBANON COUNTY

Irving K. Walborn, Lebanon, March 31, 1935.

ALLEGHENY COUNTY

Richard F. McCrea, Pittsburgh, April 1, 1935.

DELAWARE COUNTY

William N. Goff, Marcus Hook, April 1, 1935.

ERIE COUNTY

Ralph R. Riehl, Erie, April 1, 1935.

MIFFLIN COUNTY

John L. Pandel, Burnham, April 1, 1935.

PHILADELPHIA COUNTY

Chas. H. Amos, Philadelphia, April 1, 1935.
John J. Burns, Philadelphia, April 1, 1935.
George A. Gaul, Philadelphia, April 1, 1935.

WESTMORELAND COUNTY

H. H. Dinsmore, Greensburg, April 1, 1935.

INDIANA COUNTY

Carroll D. Oakes, Clymer, April 4, 1935.

JEFFERSON COUNTY

Miss Amy M. Stufft, Brookville, April 4, 1935.

ALLEGHENY COUNTY

Jos. H. Hammill, Carnegie, April 6, 1935.

PHILADELPHIA COUNTY

Geo. J. Hofmann, Philadelphia, April 6, 1935.
P. J. McFarland, Philadelphia, April 7, 1935.

MONTGOMERY COUNTY

Harry M. Detwiler, Souderton, April 9, 1935.

PHILADELPHIA COUNTY

Joseph J. O'Neill, Philadelphia, April 9, 1935.
Wm. F. Sullivan, Philadelphia, April 13, 1935.
George E. Goldbeck, Philadelphia, April 23, 1935.
Joseph W. McDowell, Philadelphia, April 25, 1935.
Frank L. Lambert, Philadelphia, April 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

John F. Hinnebusch, Pittsburgh, February 14, 1935.

PHILADELPHIA COUNTY

Joseph J. Conley, Philadelphia, February 14, 1935.

ALLEGHENY COUNTY

George E. Flaccus, Pittsburgh, February 17, 1935.

LEBANON COUNTY

Samuel T. Meyer, Lebanon, February 21, 1935.

McKEAN COUNTY

Miss Margaret O'Mara, Bradford, February 21, 1935.

PHILADELPHIA COUNTY

Harry B. Ladner, Philadelphia, February 21, 1935.
Chas. H Schreiner, Philadelphia, February 21, 1935.

LEBANON COUNTY

Miss Nancy E. Hammond, Lebanon, February 26, 1935.

PHILADELPHIA COUNTY

Meyer Sack, Philadelphia, February 26, 1935.
William J. David, Philadelphia, February 28, 1935.

ALLEGHENY COUNTY

R. Frank, Pittsburgh, March 1, 1935.

BRADFORD COUNTY

Lee Brooks, Canton, March 1, 1935.

PHILADELPHIA COUNTY

Miss Helen H. Fullerton, Philadelphia, March 1, 1935.

MONROE COUNTY

Roy M. Houser, Stroudsburg, March 2, 1935.

PHILADELPHIA COUNTY

Alfred Griffith, Philadelphia, March 4, 1935.

ALLEGHENY COUNTY

J. J. Meisel, Pittsburgh, March 5, 1935.

PHILADELPHIA COUNTY

Joseph J. Harris, Philadelphia, March 5, 1935.

ALLEGHENY COUNTY

Miss Isabella D. Baldwin, Sewickley, March 6, 1935.
Jos. W. Beeh, Pittsburgh, March 6, 1935.
Maurice Finkelhor, Pittsburgh, March 6, 1935.
Miss Grace Horn, Pittsburgh, March 6, 1935.
Victor E. Voss, Pittsburgh, March 6, 1935.

CAMBRIA COUNTY

Miss Freda M. Karr, Johnstown, March 6, 1935.

DAUPHIN COUNTY

Miss Mary Ellen Ritter, Harrisburg, March 6, 1935.

LANCASTER COUNTY

Hubert Miller, Lancaster, March 6, 1935.

LYCOMING COUNTY

Henry A. Bussler, Williamsport, March 6, 1935.
Fay C. Doane, Jersey Shore, March 6, 1935.

PHILADELPHIA COUNTY

Cornelius S. Deegan, Jr., Philadelphia, March 6, 1935.
John A. Dermit, Philadelphia, March 6, 1935.
Charles Hackenberg, Philadelphia, March 6, 1935.
Benjamin B. Leider, Philadelphia, March 6, 1935.
Sanford L. Miller, Philadelphia, March 6, 1935.
E. Witherden Nock, Philadelphia, March 6, 1935.
Norman Stuart Straw, Philadelphia, March 6, 1935.
Edward P. Worthington, Philadelphia, March 6, 1935.

UNION COUNTY

Miss Kathryn Eisley, Lewisburg, March 6, 1935.

WAYNE COUNTY

Miss Maud S. Howe, Lake Ariel, March 6, 1935.

YORK COUNTY

Miss A. Viola Wagaman, Hanover, March 6, 1935.

ALLEGHENY COUNTY

Miss Marie E. Griffin, Pittsburgh, March 7, 1935.
Sanford E. Stuhlfire, Pittsburgh, March 7, 1935.

BLAIR COUNTY

Miss Ruth K. Davis, Altoona, March 7, 1935.

LUZERNE COUNTY

Michael Repa, Wilkes-Barre, March 7, 1935.

MONTOUR COUNTY

S. M. Jacobs, Danville, March 7, 1935.

PHILADELPHIA COUNTY

Charles Isador, Philadelphia, March 7, 1935.
William F. Mann, Philadelphia, March 7, 1935.
Arthur C. Young, Philadelphia, March 7, 1935.

YORK COUNTY

Raymond P. Groft, York, March 7, 1935.

LACKAWANNA COUNTY

Herbert L. Taylor, Jr., Scranton, March 8, 1935.

ALLEGHENY COUNTY

Miss Dorothy C Cole, Pittsburgh, March 9, 1935.
Miss Mary L. Crawford, Pittsburgh, March 9, 1935.
H. H. Garver, Pittsburgh, March 9, 1935.
Harry W. Gosser, Pittsburgh, March 9, 1935.
W. L. Hamilton, Ben Avon, March 9, 1935.
Alex B. Herman, Jr., Pittsburgh, March 9, 1935.
Charles M. Johnson, Pittsburgh, March 9, 1935.
Miss Stella M. Kane, Pittsburgh, March 9, 1935.
Miss Jean K. Kinlough, Pittsburgh, March 9, 1935.
Harry B. Pavitt, Tarentum, March 9, 1935.
Miss Jane H. Stark, Pittsburgh, March 9, 1935.
J. M. Votaw, Pittsburgh, March 9, 1935.

BEAVER COUNTY

John R. McLaughlin, Beaver, March 9, 1935.

BLAIR COUNTY

Miss Elizabeth W. Smith, Hollidaysburg, March 9, 1935.

BUCKS COUNTY

Mrs. Bertha S. Shelly, Quakertown, March 9, 1935.

BUTLER COUNTY

C. A. Drane, Slippery Rock, March 9, 1935.

CAMBRIA COUNTY

Miss Goldie I. Noon, Johnstown, March 9, 1935.
Seymour S. Silverstone, Johnstown, March 9, 1935.

CARBON COUNTY

William M. Kleckner, E. Mauch Chunk, March 9, 1935.

CRAWFORD COUNTY

Miss Helen Aaron, Meadville, March 9, 1935.

DAUPHIN COUNTY

Tryon E. Benner, Harrisburg, March 9, 1935.
Mrs. Jean R. Gerr, Harrisburg, March 9, 1935.
Mrs. Mary E. Settino, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Nicholas Del Guercio, Drexel Hill, March 9, 1935.
Carroll L. Marsden, Upper Darby, March 9, 1935.
Miss Janet N. Mentzer, Chester, March 9, 1935.

ERIE COUNTY

Orin C. Owens, Erie, March 9, 1935.
Mrs. Freda F. Powell, Corry, March 9, 1935.

FOREST COUNTY

Mrs. Grace E. Pickens, Marienville, March 9, 1935.

FRANKLIN COUNTY

Harold T. Beach, South Mountain, March 9, 1935.
Earl G. Mentzer, Waynesboro, March 9, 1935.
Mrs. Rose U. Plough, Chambersburg, March 9, 1935.

LACKAWANNA COUNTY

Miss Margaret Evans, Scranton, March 9, 1935.
Miss Ella A. Hawks, Scranton, March 9, 1935.
Miss Clare Murray, Scranton, March 9, 1935.
Miss Clara L. Oakley, Scranton, March 9, 1935.

LANCASTER COUNTY

Joseph R. Byars, Lancaster, March 9, 1935.
Miss Ada B. Herr, Quaryville, March 9, 1935.

LUZERNE COUNTY

Edward G. Berk, Wilkes-Barre, March 9, 1935.
Robert F. Dilley, Wilkes-Barre, March 9, 1935.
Charles L. Rice, Hazleton, March 9, 1935.

LYCOMING COUNTY

Miss Helen M. Beeber, Hughesville, March 9, 1935.
J. Fred Russ, Williamsport, March 9, 1935.
Mrs. Leota J. Starr, Hughesville, March 9, 1935.

MONTGOMERY COUNTY

J. Walter Gallagher, Willow Grove, March 9, 1935.

NORTHUMBERLAND COUNTY

Donald I. Berger, Sunbury, March 9, 1935.

PHILADELPHIA COUNTY

Miss Elizabeth Birney, Philadelphia, March 9, 1935.
Alvin Dattle, Philadelphia, March 9, 1935.
Edward M. Davitt, Philadelphia, March 9, 1935.
Miss Ruth E. Erickson, Philadelphia, March 9, 1935.
Samuel Hall, Jr. Philadelphia, March 9, 1935.

E. Walter Helm, Jr., Philadelphia, March 9, 1935.
Maryan Kaminski, Philadelphia, March 9, 1935.
Walter Koniuszeski, Philadelphia, March 9, 1935.
Miss Eleanor E. LeBon, Philadelphia, March 9, 1935.
Louis A. Neyman, Philadelphia, March 9, 1935.
Howard Othoson, Philadelphia, March 9, 1935.
Miss Catharine M. Scheiber, Philadelphia, March 9, 1935.
Emil O. Schillinger, Philadelphia, March 9, 1935.
A. Seltz, Philadelphia, March 9, 1935.
Aubrey R. Sheetz, Philadelphia, March 9, 1935.
William F. Sherwood, Philadelphia, March 9, 1935.
John F. Solomon, Philadelphia, March 9, 1935.
Edgar L. Steel, Philadelphia, March 9, 1935.
Kenneth W. Stowman, Philadelphia, March 9, 1935.
W. E. Ungerbuehler, Philadelphia, March 9, 1935.
Joseph Wenlock, Philadelphia, March 9, 1935.

SNYDER COUNTY

H. G. Winey, Middleburg, March 9, 1935.

SOMERSET COUNTY

Russell R. Deaner, Somerset, March 9, 1935.

TIOGA COUNTY

Miss Reba C. Davis, Westfield, March 9, 1935.

WARREN COUNTY

Miss Kathryn Butterfield, Warren, March 9, 1935.

WASHINGTON COUNTY

Ralph L. Amos, W. Brownsville, March 9, 1935.
J. R. Irwin Knox, Washington, March 9, 1935.

WAYNE COUNTY

Miss Catherine Beilman, Hawley, March 9, 1935.

PHILADELPHIA COUNTY

Jacob Zausmer, Philadelphia, March 10, 1935.

BERKS COUNTY

Miss M. Bessie Detweiler, Reading, March 13, 1935.

DAUPHIN COUNTY

Miss Mary E. Winn, Harrisburg, March 16, 1935.

PHILADELPHIA COUNTY

Alvin E. Goodman, Philadelphia, March 20, 1935.
Miss Alice M. Brown, Philadelphia, March 26, 1935.

SOMERSET COUNTY

Robert Cook, Meyersdale, March 26, 1935.

ERIE COUNTY

Timothy F. Carroll, Erie, March 31, 1935.

ALLEGHENY COUNTY

John H. Wallace, Pittsburgh, April 1, 1935.

PHILADELPHIA COUNTY

Miss Mabel Corson, Philadelphia, April 1, 1935.
Darragh Mackenzie, Philadelphia, April 1, 1935.
Philip Shapiro, Philadelphia, April 1, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Miss A. D. Winkel, Pittsburgh, February 17, 1935.

LYCOMING COUNTY

Miss Nellie Sellinger, Williamsport, February 26, 1935.

ALLEGHENY COUNTY

Miss Jane F. Lawler, Pittsburgh, March 6, 1935.
Frank D. McNamara, Pittsburgh, March 6, 1935.

LACKAWANNA COUNTY

John T. Gilmartin, Carbondale, March 6, 1935.

LUZERNE COUNTY

Miss Regina M. Blewitt, Wilkes-Barre, March 6, 1935.

PHILADELPHIA COUNTY

Jacob Kornfield, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

Geo. H. Herb, Pittsburgh, March 7, 1935.

BEAVER COUNTY

Willard M. Lewis, Ambridge, March 7, 1935.

BLAIR COUNTY

Charles A. Auker, Altoona, March 7, 1935.

PHILADELPHIA COUNTY

William L. McClure, Philadelphia, March 7, 1935.

WARREN COUNTY

G. W. Cochran, Warren, March 7, 1935.

ALLEGHENY COUNTY

Mrs. A. G. Kalmer, Pittsburgh, March 9, 1935.
D. C. Tebbutt, Pittsburgh, March 9, 1935.

BRADFORD COUNTY

Miss Mary S. Wilt, Towanda, March 9, 1935.

LUZERNE COUNTY

Mrs. Rebecca L. Brenner, Hazleton, March 9, 1935.
Robert K. Flack, Wilkes-Barre, March 9, 1935.
Louis M. Hahn, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

H. D. Sears, Bradford, March 9, 1935.
Miss Ruth Ann Thomas, Bradford, March 9, 1935.

PHILADELPHIA COUNTY

Walter A. Cook, Philadelphia, March 9, 1935.
Miss Kathryn A. Fearon, Philadelphia, March 9, 1935.
E. Humes Garber, Philadelphia, March 9, 1935.
Charles F. Hannigan, Philadelphia, March 9, 1935.
Francis R. Harkins, Philadelphia, March 9, 1935.
John E. Miller, Philadelphia, March 9, 1935.
Miss Alma M. Yetter, Philadelphia, March 9, 1935.
Max Zucker, Philadelphia, March 9, 1935.

YORK COUNTY

Miss Catharine E. Blair, York, March 9, 1935.

PHILADELPHIA COUNTY

Michael A. Bozzuto, Philadelphia, March 10, 1935.

ELK COUNTY

W. W. Barbour, Ridgway, March 14, 1935.

ALLEGHENY COUNTY

Robert E. Chew, Pittsburgh, March 16, 1935.

PHILADELPHIA COUNTY

Miss Haroldyn J. Morris, Philadelphia, March 19, 1935.

SUSQUEHANNA COUNTY

Miss Frances C. Williams, Montrose, March 21, 1935.

PHILADELPHIA COUNTY

Miss Elsie Klinge, Philadelphia, April 1, 1935.
Horace B. Meininger, Philadelphia, April 1, 1935.

BLAIR COUNTY

John H. Robertson, Duncansville, April 23, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

John Capozzoli, Bridgeville.
Miss Mary E. Duffy, Carnegie.
Louis J. Hess, 14 Wabash St., Pittsburgh.

BEAVER COUNTY

Gilbert Trumpeter, Monaca.

BERKS COUNTY

Clarence G. Miller, Reading.

DELAWARE COUNTY

Robert S. Bacheler, Chester.

LAWRENCE COUNTY

Miss Margaret Williams, New Castle.

LUZERNE COUNTY

Luigi A. Bortone, Pittston.
Miss Susan R. Misto, Freeland.

McKEAN COUNTY

Miss Helen Nesselson, Bradford.

MIFFLIN COUNTY

Harvey C. Burkett, Lewistown.

PHILADELPHIA COUNTY

Miss Edith G. Arnold, 1206 Locust St., Philadelphia.
Miss Catharine M. Carroll, 833 Market St., Philadelphia.
Raymond A. Collins, 3142 N. Broad St., Philadelphia.
D. Anthony Fascenda, Jr., 1528 Wharton St., Philadelphia.
Mrs. Betty L. Inderlied, 6034 Market St., Philadelphia.
Mrs. Thelma M. Keiter, 1321 Arch St., Philadelphia.
Harry C. Liener, Bullitt Bldg., Philadelphia.

SCHUYLKILL COUNTY

Thomas W. Williams, Saint Clair.

UNION COUNTY

Miss Mildred E. Stephens, Lewisburg.

WARREN COUNTY

Mrs. Olga G. Keller, Warren.

GEORGE H. EARLE.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 220, entitled:

An Act to amend sections one and two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended, regulating the appointment of registrars and designating the political parties from which such registrars shall be selected.

Which was committed to the Committee on Elections.

Mr. COYNE read in his place and presented to the Chair, Senate Bill No. 221, entitled:

An Act providing for appeals from assessments in counties of the second class and cities of the second class in years other than the triennial year.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 222, entitled:

An Act providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county, city, borough, township, school and poor purposes in counties of the second class; and abolishing the existing board for the assessment and revision of taxes, the department of assessors in cities of the second class and the city assessor in cities of the third class, in such counties.

Which was committed to the Committee on County Government.

Mr. TRAINER read in his place and presented to the Chair, Senate Bill No. 223, entitled:

An Act to establish jurisdiction in kidnapping cases.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 224, entitled:

An Act making an appropriation to the Mount Sinai Hospital, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 225, entitled:

An Act to amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended; fixing the rate for the taxation of property passing to or for the use of actual places of religious worship and institutions of purely public charity.

Which was committed to the Committee on Finance.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 226, entitled:

An Act to amend section fifteen of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled, "An act providing when, how, upon what property, and to what extend, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection for certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," changing the time in certain cases when suggestions of non-payment and averments of default shall be filed.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 227, entitled:

An Act to amend section twenty-four of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled, "An act providing when, how and upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened, the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing additional powers for a sequestrator of property appointed by court under the provisions of the act.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 228, entitled:

An Act to amend sections twenty-nine and thirty-one of the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled, "An act providing when, how upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by providing that under certain circumstances a municipality may purchase for the record costs, subject to the lien of taxes and municipal claims, property sold to satisfy a judgment on a tax of municipal claim; and that a judicial sale on a tax or municipal claim shall discharge all mortgages, ground-rents and other charges on, or estates in, the land included in the lien.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 229, entitled:

An Act to further amend section six hundred and nineteen of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claim; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers, providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties, imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by imposing liability on school and poor districts for negligence of their employes, and on municipalities in connection with motor vehicles and fire apparatus operated by paid employes of their police and fire departments and by volunteer firemen.

Which was committed to the Committee on Highways.

Mr. BOYD read in his place and presented to the Chair, Senate Bill No. 230, entitled:

An Act abolishing taxes on real estate for school purposes, except such as may be necessary to pay interest and sinking fund charges on funded debt.

Which was committed to the Committee on Education.

Mr. GRAEFF read in his place and presented to the Chair, Senate Bill No. 231, entitled:

An Act to establish as a State highway a certain section of public road in the county of Armstrong, and providing for its construction and maintenance at the expence of the Commonwealth.

Which was committed to the Committee on Highways.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 232, entitled:

An Act to amend section two of the act approved the twentieth day of June, one thousand nine hundred and nineteen (P. L. 521), entitled "An act providing for the imposition and collection of certain taxes upon the transfer of property passing from a decedent who was a resident of this Commonwealth at the time of his death, and of property within this Commonwealth of a decedent who was a non-resident of the Commonwealth at the time of his death; and making it unlawful for any corporation of this Commonwealth, or national banking association located therein, to transfer the stock of such corporation or banking association, standing in the name of any such decedent, until the tax on the transfer thereof has been paid; and providing penalties; and citing certain acts for repeal," as amended; fixing the rate for the taxation of property passing or for the use of actual places of religious worship and institutions of purely public charity.

Which was committed to the Committee on Finance.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 233, entitled:

An Act relating to the redemption of real estate purchased by counties at tax sale.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 234, entitled:

An Act to amend paragraph (a) of section twenty-three of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 337), entitled "An act relating to the jurisdiction, powers and procedure of the several orphans' courts in proceedings for the partition and valuation of real estate and for the sale of real estate for the purpose of distribution, and the fees, costs and expences therein," as amended; providing that the orphans' court may order the sale of real estate of a decedent upon petition of a majority of the parties in interest.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 235, entitled:

An Act to amend the title and to re-enact sub-section (b) of section thirty-five as amended of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof the lien thereof, sales and mortgages of real estate for the payment thereof, judgements and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtailage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports, and other proceedings, and the fees therefor, appeals in certain cases; and also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," authorizing executors and administrators to sue and be sued in certain actions in which their decedent might have sued or been sued.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 236, entitled:

An Act to amend section three of the act approved the eighteenth day of April, one thousand nine hundred and nineteen (P. L. 70), entitled "An act declaring it a misdemeanor for any maker or drawer, with intent to defraud, to make or draw or utter or deliver any check, draft, or order, when such person has not sufficient funds in, or credit with, the depository upon which the same is drawn," by providing for the admission in evidence of the protest of nonpayment of checks, drafts and orders.

Which was committed to the Committee on Banking.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 237, entitled:

An Act enabling cities of the second class, at the option of the voters thereof, to adopt the city manager plan of government, as herein provided, with proportional representation for the election of their councils; providing the procedure for the adoption or discontinuance thereof; making suitable provisions for the conduct of elections and city government thereunder; imposing certain duties on mayors, city councils, election officers, prothonotaries, sheriffs, county commissioners, and courts of common pleas; and providing penalties.

Which was committed to the Committee on Municipal Government.

Mr. PRINCE read in his place and presented to the Chair, Senate Bill No. 238, entitled:

An Act establishing a centralized system in counties of the sixth, seventh and eighth classes for the collection of all county, borough, town, township, school and poor taxes through the county treasurer as county tax collector; defining the powers and duties of county tax collectors, and of counties, boroughs, towns, townships and school and poor districts; abolishing the office of borough, town and township tax collector upon the expiration of existing terms and repealing existing laws.

Which was committed to the Committee on County Government.

Mr. CAVALCANTE read in his place and presented to the Chair, Senate Bill No. 239, entitled:

An Act providing for valuations of the property and assets of public service companies by the Secretary of the Commonwealth, and requiring such valuations to be used in all proceedings before the Public Service Commission where the question of value is involved; imposing duties on all public service companies doing business in this Commonwealth; limiting the powers and imposing additional duties on the Public Service Commission; imposing penalties; and making an appropriation.

Which was committed to the Committee on Public Utilities.

Mr. BUCKMAN read in his place and presented to the Chair, Senate Bill No. 240, entitled:

An Act making an appropriation to the Department of Forests and Waters for the rebuilding and reconstruction of an aqueduct in Roosevelt Park.

Which was committed to the Committee on Appropriations.

Mr. THOMPSON (Centre) read in his place and presented to the Chair, Senate Bill No. 241, entitled:

An Act to amend section four hundred and two of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; regulating the issuance of special licenses to taxidermists.

Which was committed to the Committee on Game and Fisheries.

Mr. SONES (By Request) read in his place and presented to the Chair, Senate Bill No. 242, entitled:

An Act to amend sections four and fifteen of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," as amended; changing the qualifications of applicants for examination and registration, and changing violations of the act from misdemeanors to summary proceedings.

Which was committed to the Committee on Public Health.

JOINT SESSION

Mr. RUPP offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 11, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in joint Session, Tuesday noon, February 12, 1935, at 12 o'clock, in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. NORTON offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 11, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Tuesday noon, February 12, 1935, at 12 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. THOMPSON (Center), offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 11, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 18, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 18th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

USE OF SENATE CHAMBER BY COMMITTEE ON CONSTITUTIONAL CHANGES

Mr. OWLETT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 11, 1935.

Resolved, That the use of the Senate Chamber be granted to the Senate Committee on Constitutional Changes, Tuesday afternoon, February 12, at two o'clock, for the purpose of a public hearing.

COMMITTEE TO INVESTIGATE APPROPRIATIONS TO HOSPITALS

Mr. PYTKO offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 11, 1935.

Whereas, the General Assembly, in making appropriations to hospitals, has followed a practice of making such appropriations at each succeeding biennial session in the same amounts or in the same relative amounts as at the last preceding session, without taking sufficiently into consideration the equitable apportionment of such appropriations or the changes in population or economic conditions of the locality in which the hospitals enjoying the benefits of such appropriations are located; therefore be it

Resolved (if the House of Representatives concur), That the President Pro Tempore of the Senate appoint three Senators, and the Speaker of the House of Representatives appoint four members of the House of Representatives to serve as a committee whose duty it shall be to investigate all appropriations to hospitals in order to ascertain whether such appropriations are being equitably apportioned or whether changes in apportionment should be made by reason of abnormal increases or decreases in population or by changes in economic conditions which affect particular localities to a greater extent than the State at large, or for any other reason that may appear to such committee;

Resolved, That said committee shall make a report to the Senate and House of Representatives of this Session as early as possible; and

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oath and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

Mr. PYTKO. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. BUCKMAN. Mr. President, I object.

The PRESIDENT. The Chair hears objection. The resolution will be referred to the Committee on Appropriations.

BILLS RECOMMITTED

Mr. WOODWARD. Mr. President, I move that Senate Bill No. 31 on third reading entitled:

An Act to amend section six as amended and section eight of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled, "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State

committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for office from being candidates for more than one party nomination, and requiring candidates affidavits from candidates for additional offices.

be recommitted to the Committee on Elections for a hearing.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

Mr. WOODWARD. Mr. President, I move that Senate Bill No. 33 on third reading entitled:

An Act authorizing the transfer to and acceptance by the Commonwealth of the Philadelphia Hospital for Mental Diseases at Byberry; and for the management and operation thereof as a State Mental Health Hospital.

be recommitted to the Committee on State Government for a hearing.

Mr. HUNSICKER. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 56, entitled:

An Act to amend clause (d) of section ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and non-resident real estate brokers and real estate salesmen and their business," as amended, by defining the powers of the courts on appeals from the Department of Public Instruction.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 87, entitled:

An Act to further amend clause (a) of section six, and sections ten and eleven of the act, approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties, regulating the procedure therein, and providing for the expenses thereof," by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars; by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants; by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate; by changing the effect of appeals from the county court upon judgments of that court; by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury; and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

An said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

BILL POSTPONED

Mr. SHAPIRO. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. REED (Dauphin). Mr. President, I second the motion.

The motion was agreed to.

BILLS RECOMMITTED

Mr. ARON. Mr. President, I move that Senate Bill No. 107 on third reading entitled:

An Act to amend clause three of the act, approved the twenty-fourth day of May, one thousand eight hundred and ninety-three (P. L. 129), entitled "An act to empower boroughs and cities to establish a police pension fund; to take property in trust therefor; and regulating and providing for the regulation of the same," defining the rights of policemen and firemen becoming separated from the service through no fault of delinquency of their own.

be recommitted to the Committee on Municipal Government for a hearing.

Mr. HUNSICKER. Mr. President, I second the motion.

The motion was agreed to.

Mr. ARON. Mr. President, I move that Senate Bill No. 108 on third read entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

be recommitted to the Committee on Municipal Government for a hearing.

Mr. HUNSICKER. Mr. President, I second the motion.

The motion was agreed to.

Mr. McGINNIS. Mr. President, I move that Senate Bill No. 109 on third reading entitled:

An Act to amend section twelve of the act, approved the twenty-fifth day of April, one thousand nine hundred and thirty-three (P. L. 69), entitled "An act relating to the minimum salaries and annual increments of the teaching and supervisory staffs of the public schools; granting power to the Superintendent of Public Instruction to permit, as to certain school districts, temporary reductions in the salary schedules; authorizing Superintendent of Public Instruction to suspend mandatory provisions of the act, approved the eighteenth day of May, one thousand nine hundred eleven (Pamphlet Laws, three hundred nine), entitled 'An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the methods of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith, and of its amendments and supplements, prohibiting school districts from demanding, requesting or accepting gifts or donations from members of the teaching and supervisory staffs, and empowering the Superintendent of Public Instruction to forfeit certain State subsidies for violations thereof; relating to the effect of payment of salaries which are less than those prescribed by salary schedules granting certain options to the members of the School Employes' Retirement System; and temporarily superseding and inconsistent acts and parts of acts," by reducing the period of time said act shall remain in effect in school districts of the first class.

be recommitted to the Committee on Municipal Government for a hearing.

Mr. FREY. Mr. President, I second the motion.

The motion was agreed to.

BILL RECOMMITTED

Mr. SHAPIRO. Mr. President, I move that Senate Bill No. 149, on third reading, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

be recommitted to the Committee on Judiciary General.

Mr. BUCKMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the Motion.

Mr. SHAPIRO. Mr. President, this is an act providing for alternate jurors. It is supposed to be in conformity with the procedure in criminal cases in the United States Federal Court. I hope the sponsor of this bill will agree to recommit it to the Committee on Judiciary General, because there is no provision made for additional challenges of the alternate jurors. The law as it now stands provides for twenty jurors chosen, and for eight challenges—four to each side. This bill would provide for the calling of twenty-two jurors, with only the same number of challenges. I am sure the Senator from Bucks, Mr. Buckman, will have no objection to the recommitting of this bill.

Mr. BUCKMAN. Mr. President, I have no objection to the suggestion made by the Senator from Philadelphia, Mr. Shapiro.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

BILL OVER IN ORDER

The PRESIDENT. Senate Bill No. 154, on third reading, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor; defining the powers of such political subdivisions; and providing for the audit of accounts.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 171, entitled:

An Act making an appropriation for the support of the American Legislators' Association.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, it would be quite refreshing if we could pass finally one bill, and I would like to explain to the members of the Senate that this bill is for an appropriation of $4,000.00 for the Amercian Legislators Association, and there is nothing that stands in our way, except the Executive Budget, to the appropriating of the $4,000.00, if we see fit, to the American Legislators Association.

I might explain to the new members that the Association has been in existence about seven years, and brings the legislators of all States together to work together. At the last meeting, in Washington, over thirty States were represented; at the end of this month we hope to have more than that. Pennsylvania has always stood very high in this representative body, and it is a matter of pride to appropriate this money so that we can go to Washington in good standing. I hope nobody will object.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49.

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson
Chapman,	Lanius,	Reed	(Centre)
Clark,	Law,	(Dauphin)	Thompson
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 185, entitled:

An Act to amend section eleven of the act approved the sixth day of May one thousand nine hundred and twenty-seven (P. L. 820), entitled "An act regulating the practice of the profession of engineering in all of its branches including surveying providing for the registration of certain persons practicing or offering to practice said profession conferring certain powers and imposing certain duties upon the State registration board for professional engineers upon the court of common pleas of Dauphin County and providing penalties" by removing the penalty for failure to renew certificates.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49.

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson (Centre)
Chapman,	Lanius,	Reed,	Thompson (Dauphin)
Clark,	Law,	Reed (Washington)	Thompson (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Daly,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,			

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 118, entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any city of the third class borough or township has heretofore filed in the office of the prothonotary of the proper county any municipal claim or claims and the city borough or township has not within the period of five years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment then in any such case any such city borough or township may within one year after the passage and approval of this act issue its praecipe for a writ of scire facias on any such municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon municipal claims and such judgment shall be a valid judgment and be a lien upon the real estate upon which it was a lien at the time it was filed and said judgment may be revived and collected as other judgments upon municipal claims are revived and collected Provided however That the lien of any such judgment shall not re-attach against any real estate transferred to any purchaser during the time when the lien of any such municipal claim was lost nor shall the lien of any such judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the city or borough or township to sue out the writ of scire facias within the five year period or was entered of record during the time the lien of such municipal claim was lost

Section 2 This act shall be in effect immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

SECOND INTERSTATE ASSEMBLY OF THE AMERICAN LEGISLATORS' ASSOCIATION

The Chair cleared his table and laid before the Senate the following communication, together with the proclamation:

THE AMERICAN LEGISLATORS' ASSOCIATION

Chicago, Illinois, February 5, 1935.

Hon. Thomas Kennedy,
President of the Senate,
State Capitol,
Harrisburg, Pa.

Dear Senator Kennedy:

Enclosed with this letter is the official Call of the Second Interstate Assembly, which will convene in Washington, D. C., on Thursday, February 28, 1935.

Every state which participates will presumably benefit from this attempt to reduce governmental confusion and conflict, especially in tax matters. And no state can afford to have its interests unrepresented.

We urge upon you the desirability of having this Call read to the members of the Senate and printed in the Journal at the earliest possible moment.

The fact that the resignation of delegates should be completed on or before February 13, necessitates prompt action by both houses of the legislature, as well as by the Governor. Your influence in securing a favorable reception of this invitation in your branch of the legislature will be a service in a cause of great significance.

There is enclosed a copy of a resolution in the prompt adoption of which we are asking certain members of your branch of your legislature to share responsibility. It provides for designation of delegates and payment of their expenses.

For your information there is also enclosed a roster of the members of the First Interstate Assembly, in which are also incorporated the names of those delegates who were officially designated after the meeting of the Assembly to fill vacancies.

Very truly yours,

HENRY W. TOLL.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. HOWELL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOWELL, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

MEMBERS OF THE REGISTRATION COMMISSION

February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

John L. Barrett, 5101 N. 15th Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Roman C. Hassrick, removed from office, to serve until July 11, 1935, or until his successor shall be duly qualified.

James P. McGrannery, 1137 S. 23rd Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the city of Philadelphia, vice Thomas E. McDormott, removed from office, to serve until July 11, 1935, or until his successor shall be duly qualified.

John B. Albany, 5311 Parrish Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice C. Burgess Taylor, removed from office, to serve until July 11, 1935, or until his successor shall be duly qualified.

Austin Meehan, 7012 Rising Sun Avenue, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Mrs. Margaretta Morris Scott, resigned, to serve until July 11, 1935, or until his successor shall be duly qualified.

Edward J. Hunter, 2022 Diamond Street, Philadelphia, Philadelphia County, as a member of the Registration Commission in and for the City of Philadelphia, vice Todd Daniel, resigned, to serve until July 11, 1935, or until his successor shall be duly qualified.

WORKMEN'S COMPENSATION REFEREE

Michael R. Kerwick, 2205 Madison Street, Philadelphia, Philadelphia County, as a Workmen's Compensation Referee, vice Joseph R. Burns, whose term expired, to serve until the third Tuesday of January, 1939, or until his successor shall have been appointed and qualified.

JUSTICES OF THE PEACE

February 11, 1935.

Raymond F. Hale, of Tionesta, Forest County, as Justice of the Peace in the Borough of Tionesta, Forest County, vice W. H. Hood, deceased, until the first Monday in January, 1936.

Daniel S. J. Buckley, of Freeland, Luzerne County, as Justice of the Peace in the Borough of Freeland, Luzerne County, vice his father, Daniel S. Buckley, deceased, until the first Monday in January, 1936.

J. D. Daugherty, of Kittanning, Armstrong County, as Justice of the Peace in the Borough of Kittanning, Armstrong County, vice Frank J. Arkins, resigned, until the first Monday in January, 1936.

MEMBER OF THE BOARD OF GAME COMMISSIONERS

Nicholas Biddle, of Jenkintown, Montgomery County, as a member of the Board of Game Commissioners, vice Adolf Muller, resigned, for the term of six years.

MEMBER OF THE PENNSYLVANIA SECURITIES COMMISSION

Seymour M. Heilbron, Rosetree Road, Media, Delaware County, as a member of the Pennsylvania Securities Commission, vice Jere C. West, removed from office, to serve until the third Tuesday of January 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. ROBERTS. Mr. President, I move that the Executive Session do now rise.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. NORTON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection. The chair hears none.

Mr. NORTON, from the Committee on Insurance reported as committed, Senate Bill No. 153, entitled:

An Act to further amend section five hundred and thirty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance, amending, revising, and consoldiating the law providing for the incorporation of insurance companies, and the regulation, of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties: and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

Mr. ZEISENHEIM. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there any objection, The Chair hears none.

Mr. ZEISENHEIM, from the Committee on Military Affairs, reported as committed, the following resolution, which was laid on the table:

MEMORIAL IN HONOR OF
BRIGADIER-GENERAL CASIMIR PULASKI

In the Senate, January 14, 1935.

Whereas, In the course of the Revolutionary War and at a time when the American forces were in great need of assistance, there arrived in this country, among others, a nobleman of Polish birth, to wit, Casimir Pulaski; and

Whereas, The service rendered by him was of great value and assistance to the cause of American independence and of such high importance that on September 15, 1777, he was appointed Brigadier-General of the Continental Army and Chief of Dragoons, and on March 28, 1778, he was designated commander of an independent corps known as "Pulaski's Legion"; and

Whereas, It is the sense and feeling of the members of the Polish Union of the United States of North America, a fraternal benefit society, with headquarters in the City of Wilkes-Barre, and with a membership of over 50,000 members, that proper permanent recognition should be given to the memory of Brigadier-General Casimir Pulaski, whose illustrious service in the war for American independence is well-known to all who are familiar with our history; therefore be it

Resolved, That the General Assembly of the State of Pennsylvania be requested to take the necessary and proper steps for erecting and constructing some permanent memorial in honor of Brigadier-General Casimir Pulaski at some suitable location associated with the struggle of the American forces for independence.

Mr. BENNETT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BENNETT, from the Committee on Military Affairs, reported as amended, Senate Bill No. 25, entitled:

An Act to amend section nine of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

MOTION TO READ BILLS THE FIRST TIME

Mr. BUCKMAN. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. CLARK. Mr. President, I second that motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 25, entitled:

An Act to amend section nine of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled, "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

And said bill having been read at leagth the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 153, entitled:

An Act to further amend section five hundred and thirty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:05 P. M. until tomorrow morning, February 12th, at 11 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, February 11, 1935.

The House met at 9:00 o'clock P. M.

The SPEAKER (Wilson S. Sarig) in the Chair.

PRAYER

The Reverend David Dunn, Pastor of St. John's Reformed Church of Harrisburg offered the following prayer:

Our God and our Father, on the eve of the birthday of Thy great American servant, we thank Thee for him and for his life as it sets an example to us in the duties of our citizenship. We pray Thee to help us to look up to Thee as he looked. We pray Thee that we may receive our inspiration, and our courage and our firmer faith to go ahead on the way that Thou hast marked out for us.

We pray Thee to help us to look out also for our fellowmen, especially those who are dispossessed and afflicted and in need. May we not forget any of them. Whatever our capacity may be, we represent Thee and we represent our brethern.

May Thy blessing rest upon this Commonwealth of Thine and upon this nation of Thine, and may we, Thy

servants, the citizens of this commonwealth and nation be aided by Thee in doing for Thee and for each other and for our fellow men what Thou hast for us to do.

We ask it in the name of our Lord and Master, Christ Jesus. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Wednesday, February 6, 1935.

The Clerk proceeded to read the Journal of Wednesday, February 6, 1935, when, on motion of Mr. Holstrom the further reading was dispensed with and the Journal approved.

OATH OF OFFICE ADMINISTERED TO HONORABLE ALEXANDER R. WHEELER

The SPEAKER. It is with pleasure that the Chair announces that the Hon. Alexander R. Wheeler a member-elect from Forest County is present in the House this evening.

The oath of office will be administered to the gentleman from Forest by the Hon. William M. Hargest, President Judge of the Court of Common Pleas of Dauphin County.

The Chair appoints the gentleman from Dauphin, Mr. Woodside, and the gentleman from Dauphin, Mr. Wickersham, to escort Judge Hargest to the rostrum.

The oath of office was then administered to Mr. Wheeler.

RESOLUTION

THANKING HON. WM. M. HARGEST

Mr. WICKERSHAM offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was twice read, considered and adopted as follows:

In the House of Representatives, February 11, 1935.

Resolved, That the Members of the House of Representatives hereby extend their thanks to the Honorable William M. Hargest, President Judge of Dauphin County, for his service in administering the oath of office to the Honorable Alexander R. Wheeler of Forest County.

BILLS INTRODUCED AND REFERRED

By Miss BRANCATO. HOUSE BILL No. 646.

An Act making an appropriation to the Temple University Garretson Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BRANCATO. HOUSE BILL No. 647.

An Act making an appropriation to the Women's Hospital of Philadelphia, Preston and Parrish Streets, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOOMAW. HOUSE BILL No. 648.

An Act to amend section three of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs, providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended; by providing for the free licensing of certain dogs of blind persons.

Referred to the Committee on Agriculture.

By Mr. LYNCH. HOUSE BILL No. 649.

An Act establishing as State highways all existing townships of the second class which have not heretofore been established as State Highways; authorizing their construction, maintenance and improvement under certain conditions and restrictions; authorizing the Secretary of Highways under certain conditions to petition the court of quarter sessions to vacate certain of said roads; and making an appropriation out of the Motor License Fund.

Referred to the Committee on Highways.

By Mr. MOMAW. HOUSE BILL No. 650.

An Act making an appropriation to the Milton Wright Memorial Home, of Franklin County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 651.

An Act to amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1029), entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants," by changing the period for which rent shall be given preference.

Referred to the Committee on Judiciary General.

By Mr. KILROY. HOUSE BILL No. 652.

An Act to abolish the poor districts of Bristol, Byberry, Germantown, Moreland, Oxford and Lower Dublin, Roxborough, and all other poor districts as now existing within the territorial limits of the City of Philadelphia, and all offices thereof, vesting in the City of Philadelphia all their rights and property, and vesting in the Department of Welfare of the City of Philadelphia the sole administration of relief to the poor, destitute and paupers thereof and their employment, and repealing all acts, general, local and special, and all ordinances and regulations inconsistent therewith, and reserving to the City of Philadelphia and its Department of Welfare the right by suit or prosecution to enforce every right and penalty and to punish every offense under the authority of any act therein repealed.

Referred to the Committee on Cities.

By Miss BRANCATO. HOUSE BILL No. 653.

An Act making an appropriation to the Trustees of Temple University at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 654.

An Act to amend section one of the act approved the twenty-sixth day of May, one thousand eight hundred and ninety-one (P. L. 122), entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors," by changing the period for which rent shall be given preference.

Referred to the Committee on Judiciary General.

By Miss BRANCATO. HOUSE BILL No. 655.

An Act making an appropriation to the Lying-in-Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 656.

An Act to amend section eighty-three of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by changing the period for which rent shall be given preference.

Referred to the Committee on Judiciary General.

By Mr. WEISS. HOUSE BILL No. 657.

An Act to amend section twenty-eight of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 729), entitled "An act relating to insolvent debtors," by changing the period for which rent shall be given preference.

Referred to the Committee on Judiciary General.

By Miss BRANCATO. HOUSE BILL No. 658

An Act making an appropriation to the Women's Homeopathic Hospital of Philadelphia, (now known as Broad Street Hospital), Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BRANCATO. HOUSE BILL No. 659.

An Act making an appropriation to the Maternity Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PEARSON. HOUSE BILL No. 660.

An Act providing that the county commissioners of counties of the second class shall create a county department of welfare, defining the powers and duties of said department, providing for an advisory board and supervisory committees for institutions, providing for the taking over by the county of certain municipal functions and property for the adjustment of indebtedness, and for the levy of taxes and incurring of indebtedness, abolishing the office of director of the poor and providing for the transfer of certain functions to said department with the consent of the court.

Referred to the Committee on Counties.

By Mr. MOOMAW. HOUSE BILL No. 661.

An Act limiting liability to a guest for injury, death or loss in a motor vehicle accident to cases of heedlessness or recklessness.

Referred to the Committee on Judiciary General.

By Mr. MOOMAW. HOUSE BILL No. 662.

An Act requiring insurance companies to repay a part of premiums collected on policies of personal liability in the operation of motor vehicles in certain cases.

Referred to the Committee on Insurance.

By Mr. FLANAGAN. HOUSE BILL No. 663.

An Act to amend section seven of the act approved the second day of July, one thousand nine hundred and one (P. L. 601), entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent, dependent and neglected children, and providing for the management and maintenance thereof," by providing for the appointment of a superintendent and an assistant superintendent and for the fixing of their compensation.

Referred to the Committee on Cities.

By Mr. McCREARY. HOUSE BILL No. 664.

An Act to promote public morals; abolishing civil causes of action for alienation of affections, criminal conversation, and breach of promise to marry; making it unlawful to file, cause to be filed, threaten to file, or threaten to cause to be filed, any such action; fixing a time for the commencement of such causes of action heretofore accrued; declaring void all future contracts in settlement of such actions; making it unlawful to induce the execution of such a contract or payment thereunder, or institution of suit thereon; and providing penalties.

Referred to the Committee on Judiciary General.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications which were read by the Clerk:

OPPOSING APPROPRIATIONS TO SECTARIAN INSTITUTIONS

Washington Camp. No. 592, P. O. S. of A.

Referred to the Committee on Appropriations.

AMENDMENT OF LIQUOR LAWS

Petition of residents of Lawrence County.

Referred to the Committee on Law and Order.

LABOR LAWS

Telegram from the Womens Trade Union League, Philadelphia.

Referred to the Committee on Labor.

DELINQUENT REAL ESTATE TAX

Telegram from Building Owners and Managers Association of Pittsburgh urging enactment of House Bill No. 253.

The SPEAKER. The communication will be noted in the Journal.

LEAVES OF ABSENCE

Mr. Stevens asked and obtained leave of absence for Mr. HABERLEN on account of illness.

Mr. Coakley asked and obtained leave of absence for Mr. VAN SICKLE on account of illness.

Mr. Coakley asked and obtained leave of absence for Mr. SINWELL on account of illness.

Mr. Wood asked and obtained leave of absence for Mr. SPANGLER on account of illness.

REPORT FROM COMMITTEE

Mr. POWERS, from the Committee on Cities reported as amended, House Bill No. 227, entitled:

An Act requiring the corporate authorities of cities of the first, second, second A and third class cities, having a paid or part paid fire department, to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen, and the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors, and the manner and method of whereby such election may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

RESOLUTION

CONGRATULATING HON. WILLIAM E. HABBYSHAW

Mr. WOODSIDE offered a resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was twice read, considered and adopted as follows:

In the House of Representatives, February 11, 1935.

Whereas, A rumor has been circulated to the effect that today is the birthday of the Honorable William E. Habbyshaw; and

Whereas, That rumor is impossible of confirmation since, because of that Member's well known modesty, his biographical sketch in the current Pennsylvania Manual is the shortest in that volume giving neither date nor records; and

Whereas, Frantic telephone calls to his wife divulge the fact that she is steadfastly by his side in his duties this evening and cannot therefore be reached; therefore be it

Resolved, That if it be his birthday, we express to our honest, efficient and well-beloved fellow Member, our heartiest congratulations, and to his family, his constituency, and to ourselves; and be it further

Resolved, That if it be not his birthday, we nevertheless persist in our felicitations; and be it further

Resolved, That a copy of this resolution be handed by the Chief Clerk of the House to the Honorable William E. Habbyshaw.

QUESTION OF PERSONAL PRIVILEGE

Mr. DENT. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. DENT. Mr. Speaker and members of the House, this is in answer to a personal attack upon me by certain newspapers.

To the astonishment of this young junior among you, I find that we still have amongst us certain members of that tribe who during the off season of the legislature promote and expound theories of liberalism and then during the session, the season when these theories should be put into practice, these same members of this tribe—I shall call them "editors" for the benefit of the newspaper men—and particularly the Pittsburgh Sun-Telegraph of Pittsburgh, Pennsylvania—and during the session when any measures are introduced which tend to put some of these theories in practice with a view to alleviating the situation of the aged, infirm and others, we find that the attack is not made upon the measures as they are introduced, but these newspaper men take it upon themselves to attack the intelligence, if I may say, of the members of this House who in their good judgment have introduced this legislation.

I shall refer to one little line and not take the whole item, because it would involve too much time, and read it for your benefit:

"Here, for example are a couple of measures sponsored by Representative John H. Dent, of Jeannette, who, though he calls himself a Democrat, goes about as far as the Socialists would, in proposing to take property from the industrious and thrifty and give it to the idle."

I care not what they think. I am immune from attacks, because I have nothing to lose and nothing to gain. I only want to ask the members here not to so classify me in their minds, not to make me out a radical legislator and condemn me just because of the criticism of one of this tribe of editors who abuse their privileges of bringing before the people of this country the questions of the day by tearing down the most constructive pieces of legislation that have ever been introduced in the House of Representatives.

They seem to think that they themselves are the legislators. We are sent here and we have a privilege and a duty, and that privilge and duty is to introduce legislation that we think is proper legislation. If that is treason, make the most of it. I am not trying to be a Henry Clay. I am speaking in sincerity and honesty, with a sincere indignation and with no hope of advancing my own personal standing. I do not care for that, but I would like you to give careful consideration to those bills when they come before you, as I am sure you will. If they don't come before you, maybe I had better take a seat with this man and maybe more of you had better take the same seat.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

QUESTION OF PERSONAL PRIVILEGE

Mr. SHREINER. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. SHREINER. Mr. Speaker and members of the House I took the privilege tonight to invite Joe Penner to address us. Unfortunately I just received this telegram which I am going to read to you:

> "Sincerely appreciate invitation to address House of Representatives regret inability to be with you due to my being on the stage at nine o'clock stop I feel sure the House will meet with deserved success in serving the interests of the fine people of Pennsylvania cordially Joe Penner

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 195, entitled:

An Act to further amend section seven hundred-four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," prohibiting the use of dogs in hunting bear or the chasing of bear by dogs.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 329, entitled:

An Act to amend sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended; making it unlawful to throw or cast the rays of any headlight, spotlight or other artificial light upon a deer, bear or elk.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 164, entitled:

An Act to amend section seven hundred and eighteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, permitting dogs to be trained on Sunday during the training season.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 39, entitled:

An Act to promote the objects of the National Housing Act by authorizing building and loan associations banks banks and trust companies trust companies insurance companies associations and exchanges to make loans pursuant to titles one and two of the National Housing Act and by authorizing executors administrators guardians trustees building and loan associations banks banks and trust companies trust companies insurance companies associations and exchanges to invest in mortgages insured and in debentures issued by the Federal Housing Administrator and to invest in securities of national mortgage associations and to use such bonds debentures and other securities as collateral or deposit security

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That building and loan associations banks banks and trust companies trust companies insurance companies associations and exchanges are authorized

(a) To make such loans and advances of credit and purchases of obligations representing loans and advances of credit as are eligible for insurance pursuant to title one section two of the National Housing Act for the purpose of financing alterations repairs and improvements upon real property made subsequent to June twenty-seventh one thousand nine hundred and thirty-four and to obtain such insurance

(b) To make such loans secured by real property or leasehold as the Federal Housing Administrator insures or makes a commitment to insure pursuant to title the provisions for mutual mortgage insurance in two of the National Housing Act for the purpose of financing the construction or purchase of dwellings and similar residential property and the refinancing of mortgages and to obtain such insurance

On the question,

Will the House agree to the section?

Miss BRANCATO. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 1 by striking out after the words "associations banks" and before the word "and" the word: [banks] and inserting in lieu thereof the word: "bank."

Amend section 1, page 2, line 2 by inserting after "panies" and before the word "trust" the words: "savings banks."

Amend section 1, page 2, line 14 by striking out after the word "to" and before the word "the" the word: [title].

Amend section 1, page 2, line 15 by inserting after the word "in" and before the word "two" the word: "title."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 (a) It shall be lawful for executors administrators guardians trustees building and loan associations banks banks and trust companies trust companies insurance companies associations and exchanges to invest their funds and the moneys in their custody or possession eligible for investment in bonds secured by mortgages insured by the Federal Housing Administrator and in debentures issued by the Federal Housing Admniistrator in settlement of claims for insurance pursuant to title two of the National Housing Act and in securities of national mortgage associations or similar national mortgage credit institutions now or hereafter organized under title three of the National Housing Act.

(b) The bonds debentures and other securities herein made eligible for investment may be used as collateral or deposit security in any case where collateral or deposits shall be required or permitted by law of this State as security.

On the question,

Will the House agree to the section?

Miss BRANCATO. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 2, page 2, line 22, by striking out at the beginning of the line, before the word "and" the word: [banks] and inserting in lieu thereof the word: "bank."

Amend section 2, page 2, line 22 by inserting after the word "companies" and before the word "trust" the words: "savings banks."

Amend section 2, page 2, line 29 by striking out after the word "Act" and before the word "in" the word: [and] and inserting in lieu thereof the following as the beginning of a new lettered subsection:

(b) It also shall be lawful for building and loan associations, banks, bank and trust companies, savings banks, trust companies, insurance companies, associations, and exchanges to invest their funds and the moneys in their custody or possession eligible for investment.

Amend section 2, page 3, line 4 by striking out at the beginning of the line before the word "The" the following: [(b)] and inserting in lieu thereof the following: "(c)."

Amend section 2, page 3, line 7 by inserting after the word "by" and before the word "law" the word: "the."

Amend section 2, page 3, line 7 by striking out after the word "this" and before the word "as" the word: [State] and inserting in lieu thereof the word: "Commonwealth."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read as follows:

Section 3 No law of this State requiring security upon which loans or investments may be made or prescribing the nature amount or form of such security or prescribing or limiting interest rates upon loans or investments or prescribing or limiting the period for which loans or in-

vestments may be made shall be deemed to apply to loans or investments made pursuant to the foregoing paragraphs.

On the question,

Will the House agree to the section?

Miss BRANCATO. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 3, page 3, line 1 by striking out after the word "this" and before the word "requiring" the word: [State] and inserting in lieu there the word: "Commonwealth."

Amend section 3, page 3, line 15 by striking out at the end of the line after the word "foregoing" the following: [para-].

Amend section 3, page 3, by striking out line 16 and inserting in lieu thereof the following: "sections of this act."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth section was read and agreed to as follows:

Section 4 This Act shall become effiective immediately upon final enactment

The fifth section was read as follows:

Section 5 The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

On the question,

Will the House agree to the section?

Miss BRANCATO. Mr. Speaker, I desire to offer the following amendments.

The Speaker. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 5, page 3, line 24 by striking out at the end of the line after the word "unconstitutional" the following: [provi-].

Amend section 5, page 3, line 25 by striking out at the beginning of the line before the word "not" the following: [sion]. and inserting in lieu thereof the word: "provisions:"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agred to.

The title was read as follows:

An act to promote the objects of the National Housing Act by authorizing building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations and exchanges, to make loans pursuant to titles one and two of the National Housing Act and by authorizing executors, administrators, guardians, trustees, building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations, and exchanges, to invest in mortgages insured, and in debentures issued, by the Federal Housing Administrator, and to invest in securities of national mortgage associations and to use such bonds debentures and other securities as collateral or deposit security.

On the question,

Will the House agree to the title?

Miss BRANCATO. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend page 1, line 2 of the title, by striking out after the words "associations banks" and before the word "and" the word: [banks] and inserting in lieu thereof the word: "bank."

Amend page 1, line 3 of the title by inserting after the word "companies" and before the word "trust" the words: "savings banks."

Amend page 1, line 6 of the title by striking out at the beginning of the line, before the word "by" the word: [and].

Amend page 1, line 7 of the title, by striking out at the end of the line, after the words "associations banks" the word: [banks] and inserting in lieu thereof the word: "bank."

Amend page 1, line 8 of the title by inserting after the word "companies" and before the word "trust" the words: "savings banks."

Amend page 1, line 11 of the title by striking out after the word "Administrator" and before the word "to" the word: [and] and inserting in lieu thereof the following: "by authorizing building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges."

Amend page 1, line 12 of the title by striking out after the word "and" and before the word "use" the word: [to] and inserting in lieu thereof the following: "by providing for the."

Amend page 1, line 12 of the title by inserting after the word "use" and before the word "such" the word: "of."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the amendments?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 434, as follows:

An Act validating adoptions in courts of record of the Commonwealth.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any adoption heretofore granted or decreed by any court of record of this Commonwealth in which either the person or persons adopting or the person or persons adopted was a non-resident or were non-residents of this Commonwealth at the time such adoption was granted or decreed or any adoption which was granted prior to the expiration of the full ten days required by the act of assembly to intervene between the filing of the petition for the adoption and the hearing of such petition by the court or any adoption which was granted without the formal entry of findings of fact is hereby declared valid and lawful as though made with full observance of all the requirements of the said act of assembly mentioned Provided That the petition and decree for such adoption was otherwise in accordance with the act of assembly pertaining thereto.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 435, as follows:

An Act to amend section one as amended and section four of the act approved the fourth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred twenty-seven) entitled "An act relating to adoption" authorizing adoptions by adult citizens of the United States and providing for appeals in adoption cases.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fourth day of April one thousand nine hundred and twenty-five (Pamphlet Laws one hundred twenty-seven) entitled "An act relating to adoption" as amended by section one of the act approved the twenty-sixth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred twenty-two) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any adult citizen of this Commonwealth or of the United States desirous of adopting any person either a minor or an adult as his or her heir or as one of his or her heirs to present his or her petition to the orphan court or to a law judge thereof of the county where he or she may be resident or of the county in which the person to be adopted is a resident declaring such desire and that he or she will perform all the duties of a parent to such person Such petition shall also set forth the name age date and place of birth of the person proposed to be adopted the name residence and marital status of the adopting parent or parents the name and place of residence of each of the natural parents or of the surviving parent or of any other person whose consent to the proposed adoption is necessary as hereinafter provided and shall embody or have attached thereto the consents in writing of the person or persons whose consent to the proposed adoption is necessary as hereinafter provided

Section 2 That section four of said act is hereby amended to read as follows

Section 4 Decrees of Court Records If satisfied that the statements made in the petition are true and that the welfare of the person proposed to be adopted will be promoted by such adoption and that all the requirements of this act have been complied with the court or judge shall make a decree so finding and reciting the facts at length and directing that the person proposed to be adopted shall have all the rights of a child and heir of such adopting parent or parents and be subject to the duties of such child but otherwise shall make a decree refusing the adoption and dismissing the petition If desired by the parties the decree may also provide that the person adopted shall assume the name of the adopting parent or parents Such decree shall be filed and spread at length up the records of said court and shall be sufficient evidence of the adoption and shall be open to the public All other papers pertaining to the case and the testimony if written out shall be kept in the files of said court as a permanent record thereof and may in the discretion of said court or judge be withheld from inspection by a proper order in which case no person shall be allowed access thereto except upon an order of court granted upon cause shown Any party believing himself to be aggrieved by the grant or allowance of an adoption under the provisions of this act may appeal therefrom to the Superior Court as provided by law for appeals from such court

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Republican Committee on Bills will meet in the Republican Steering Committee Room immediately after adjournment.

The Committee on Counties will meet immediately after this session in Room 323.

The Committee on Municipal Corporation will meet at 9:30 a. m., February 12, in Room 324.

The Committee on Judiciary Local will meet immediately after tomorrow's session in Room 521.

The Committee on Judiciary General will meet at 10:00 a. m., February 12, in Room 325.

The Committee on Agriculture will meet at 10:00 a. m., February 12, in Room 326.

The Committee on State Government will meet at 10:00 a. m., February 12, in Room 323.

All ex-service men of the House and Senate are invited to attend a buffet luncheon, Tuesday evening, February 12th, at the Harrisburg Home of the American Legion, on South Front Street, at 6:00 P. M.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. A questionaire has been left on the desk of each member. Ex-service men will please fill them out and either leave them on their desks to be collected by the Page boys, or return them to the Chief Clerk.

The SPEAKER. The Chair wishes to invite all the members, and especially the new members from time to time, to call at the Speaker's Office for a few moments. The Chair would like to have a more intimate personal acquaintance with the members of this House. The Chair especially requests the new members to call at his office for a few moments from time to time as is convenient to them

ADJOURNMENT

Mr. HINDMAN. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 9:41 o'clock P. M.) the House adjourned until Tuesday, February 12, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, FEBRUARY 12, 1935 No. 14

SENATE

TUESDAY, February 12, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

We thank Thee, O God, that a man shall be as a hiding place from the wind and a covert from the tempest; as rivers of water in a dry place, as the shadow of a great rock in a weary land.

We are heartened by the thought that the humble and the poor, when called by Thee and consecrated to Thy purposes, may be mightier than princes and kings. On this birthday of a great leader and statesman, Abraham Lincoln, help us to renew our confidence in manhood and womanhood.

On this day of hallowed memory we dedicate ourselves anew to the land for which he died and which we love. We pray for our country, that land for which the Great Emancipator lived and wrought, and invoke the blessings of Thy peace to rest upon it and all mankind.

We ask this in the name of Him who was and is the Prince of Peace. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. ARON, the further reading was dispensed with, and the Journal was approved.

PETITIONS

URGING DEFEAT OF HOUSE BILLS NOS. 304 and 311

The Chair cleared his table and laid before the Senate petition from the Philadelphia Chapter, Institute of Scrap Iron Steel, urging defeat of House Bills Nos. 304 and 311.

Which was referred to the Committee on Judiicary Special.

PROTESTING AGAINST LOWERING HOURS OF LABOR FOR WOMEN

Mr. EALY presented petition of certain female employees, protesting against lowering permissible hours of labor for women, as such curtailment of hours will reduce earning power and cause loss of employment.

Which was referred to the Committee on Labor and Industry.

URGING THE REVISION AND AMENDMENT OF LIQUOR LAWS

A petition signed by residents of Warren, Warren County, requesting revision and amendment of laws pertaining to sale of alcoholic liquors and beverages.

Which was referred to the Committee on Law and Order.

LINCOLN ANNIVERSARY

The PRESIDENT. This being the birthday of Abraham Lincoln, the Senate will observe his ancestry. The Chair calls upon the Senator from Berks, Mr. Norton, to speak upon the Pennsylvania ancestry of Abraham Lincoln.

Mr NORTON. Ancestors of Abraham Lincoln, whose birthday we commemorate today, were residents of the County of Berks, which I have the honor to represent in the Senate of Pennsylvania, for almost a century prior to his birth. In Berks County we are very proud of the residences and service of the Lincolns among us.

The first of the name with whom the President's descent is immediately connected was Mordecai Lincoln, born in Boston in 1657. He had three sons, Mordecai, Abraham and Isaac, showing a marked preference for Scriptural names which succeeded through many generations. The second Mordecai removed with his brother Abraham to Monmouth County, New Jersey, about 1717. In 1726 Mordecai Lincoln appears as a property owner in Chester County being associated with the pioneers of the iron industry on French Creek.

In 1732 a few months after the birth of George Washington, Mordecai Lincoln purchased a thousand acres in what is now Exeter Township, Berks County.

He died in February, 1735, his will being dated February 22, 1735 and proved June 7, 1736. One of his sons was John Lincoln, the direct ancestor of President Lincoln. He sold his lands and emigrated to Rockingham County, Virginia, in 1765 in company with a group of people from York County. From that time his life is part of the history of Virginia and Kentucky.

The youngest son of Mordecai Lincoln was named Abraham. He was a half brother of John and was the most prominent member of the Berks County family in public life in Pennsylvania, serving as County Commissioner, Member of the Assembly and Delegate to the Constitutional Convention. His wife was Anne Boone, a first cousin of Daniel Boone, whose family had lived near the Lincolns in Berks County.

The Lincoln Homestead is in a good state of preservation. In 1915 the Historical Society of Berks County erected a stone marker on the property and has placed road markers in its vicinity for the guidance of visitors.

About two miles northeast is the Boone Homestead, owned by a clergyman residing in Birdsboro. Not far from these historic spots is the Friends Meeting House Burial Ground, where many descendants of the Lincoln and Boone families are buried. They were known as Members of the Meeting, and as such were entitled to interment there. Not a head-stone nor marker of any kind is to be found, though every available space is occupied.

The PRESIDENT. The Chair recognizes the Senator from Dauphin, Mr. George L Reed, who will read the address of President Lincoln, delivered at the old State Capitol, at Harrisburg, on February 22, 1861.

PRESIDENT LINCOLN'S SPEECH BEFORE THE GENERAL ASSEMBLY FRIDAY AFTERNOON, FEBRUARY 22, 1861

Mr. REED (DAUPHIN). Mr President. "Mr. Speaker of the Senate and also Mr. Speaker of the House of Representatives, and Gentlemen of the General Assembly of the State of Pennsylvania, I appear before you only for a very few brief remarks in response of what has been said to me. I thank you most sincerely for this reception, and the generous words in which support has been promised me upon this occasion. I thank your great Commonwealth for the overwhelming support it recently gave—not me personally—but the cause which I think a just one. in the late election.

"Allusion has been made to the fact—the interesting fact perhaps we should say—that I for the first time appear at the Capitol of the great Commonwealth of Pennsylvania, upon the birthday of the Father of his Country. In connection with that beloved anniversary connected with the history of this country, I have already gone through one exceedingly interesting scene this morning in the ceremonies at Philadelphia. Under the kind conduct of gentlemen there I was for the first time allowed the privilege of standing in old Independence Hall, to have a few words addressed to me there and opening up to me an opportunity of expressing with much regret that I had not more time to express something of my own feelings excited by the occasion—somewhat to harmonize and give shape to the feelings that had been really the feelings of my whole life.

"Besides this, our friends there had provided a magnificent flag of the country. They had arranged it so that I was given the honor of raising it to the head of its staff; and when it went up, I was pleased that it went to its place by the strength of my own feeble arm. When according to the arrangement, the cord was pulled and it flaunted gloriously to the wind without an accident in the light glowing sun-shine of the morning, I could not help hoping that there was in the entire success of that beautiful ceremony, at least something of an omen of what is to come. Nor could I help, feeling then as I often have felt, that in the whole of that proceeding I was a very humble instrument. I had not provided the flag; I had not made the arrangements for elevating it to its place; I had applied but a very small portion of even my feeble strength in raising it. In the whole transaction, I was in the hands of the people who had arranged it, and if I can have the same generous co-operation of the people of this nation, I think the flag of our country may yet be kept flaunting gloriously.

"I recur for a moment but to repeat some words uttered at the hotel in regard to what has been said about the military support which the general government may expect from the Commonwealth of Pennsylvania, in a proper emergency. To guard against any possible mistake do I recur to this. It is not with any pleasure that I contemplate the possibility that a necessity may arise in this country for the use of the miltary arm. While I am exceedingly gratified to see the manifestation upon your streets of your military force here, and exceedingly gratified at your promise here to use that force upon a proper emergency, while I make these achnowledgments, I desire to repeat, in order to preclude any possible misconstruction, that I do most sincerely hope that we shall have no use for them—that it will never become their duty to shed blood, and most especially never to shed fraternal blood. I promise that, (in so far as I may have wisdom to direct,) if so painful a result shall in any wise be brought about, it shall be through no fault of mine.

"Allusion has also been made, by one of your honored Speakers, to some remarks recently made by myself at Pittsburgh, in regard to what is supposed to be the especial interest of this great Commonwealth of Pennsylvania. I now wish only to say, in regard to that matter, that the few remarks which I uttered on that occasion were rather carefully worded. I took pains that they should be so. I have seen no occasion since to add to them or subtract from them. I leave them precisely as they stand; adding only now that I am pleased to have an expression from you, gentlemen of Pennsylvania, significant that they are satisfactory to you.

"And now, gentlemen of the General Assembly of the Commonwealth of Pennsylvania, allow me again to return to you my most sincere thanks."

The PRESIDENT. The Chair recognizes the Senator from Adams, Mr. Rice, who will read President Lincoln's Gettysburg Address.

ABRAHAM LINCOLN

THE GETTYSBURG ADDRESS

(Address of Abraham Lincoln, sixteenth President of the United States (born in Hardin County, Kentucky, February 12, 1809; died in Washington, April 14, 1865), delivered at the dedication of the National Cemetary at Gettysburg, Pa., November 19, 1863.)

Mr. RICE. Mr. President: Fourscore and seven years ago our fathers brought forth upon this continent a new nation, conceived in liberty, and dedicated to the proposition that all men are created equal.

Now we are engaged in a great civil war, testing whether that nation, or any nation so conceived and so dedicated, can long endure. We are met on a great battle-field of that war. We have come to dedicate a portion of that field as a final resting-place for those who here gave their lives that that nation might live. It is altogether fitting and proper that we should do this.

But in a larger sense we cannot dedicate, we cannot consecrate, we cannot hallow this ground. The brave men, living and dead, who struggled here, have consecrated it far above our poor power to add or detract. The world will little note nor long remember what we say here; but it can never forget what they did here. It is for us, the living, rather, to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us: that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion; that we here highly resolve that these dead shall not have died in vain; that this nation, under God, shall have a new birth of freedom; and that government of the people, by the people, and for the people, shall not perish from the earth.

The PRESIDENT. On behalf of the Senate the Chair desires to thank the Senator from Berks, Mr. Norton, the Senator from Dauphin, Mr. Reed, and the Senator from Adams, Mr. Rice, for the splendid contributions made to this anniversary of the birth of the illustrious character, Abraham Lincoln.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Wm. L. Callahan, Braddock.
Henry J. Gelm, Wilkinsburg.

BUTLER COUNTY

Miss Gertrude Hohn, Butler.

PHILADELPHIA COUNTY

Miss Anne T. Breslin, 1518 Walnut St., Philadelphia.
Miss Edna Y. Frank, 6118-24 N. 5th St., Philadelphia.

WARREN COUNTY

Miss Helen M. Lauffenburger, Warren.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsflvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as a Notary Public, for a term of four years to compute from the date set opposite his name.

PHILADELPHIA COUNTY

Thomas J. McGlinchey, Jr., Philadelphia, March 16, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LUZERNE COUNTY

J. J. O'Malley, Wilkes-Barre, February 13, 1935.

ALLEGHENY COUNTY

E. E. Arrowsmith, Pittsburgh, February 14, 1935.

MONTGOMERY COUNTY

Henry C. Biddle, Ambler, February 16, 1935.

ERIE COUNTY

Miss Charlotte H. Smith, Erie, February 21, 1935.

LAWRENCE COUNTY

Luigi Ferrante, Wampum, February 21, 1935.

BERKS COUNTY

Miss Minnie L. Ludwig, Reading, February 22, 1935.

PHILADELPHIA COUNTY

Anthony C. Melone, Philadelphia, February 24, 1935.
Miss Sarah A. Moore, Philadelphia, February 26, 1935.

ALLEGHENY COUNTY

F. M. Benz, Pittsburgh, February 28, 1935.

LUZERNE COUNTY

Louis Shaffer, Wilkes-Barre, March 2, 1935.

MONTGOMERY COUNTY

Irwin B. Reifsynder, Pottstown, March 5, 1935.

ALLEGHENY COUNTY

H. Joseph Mansmann, Mt. Lebanon, March 6, 1935.
A. O. Ross, Pittsburgh, March 6, 1935.
E. M. Sharah, Braddock, March 6, 1935.
Joseph H. Wagner, Braddock, March 6, 1935.

BUCKS COUNTY

Miss Catherine E. Kraft, Bristol, March 6, 1935.

DAUPHIN COUNTY

Albert M. Bell, Paxtang, March 6, 1935.
Chester M. Buffington, Harrisburg, March 6, 1935.

DELAWARE COUNTY

Harry J. Turner, Chester, March 6, 1935.

FRANKLIN COUNTY

Miss Daisy E. Mower, Chambersburg, March 6, 1935.

LACKAWANNA COUNTY

Walter A. Meskunas, Scranton, March 6, 1935.

LANCASTER COUNTY

Mark C. Shulenberger, Lititz, March 6, 1935.

NORTHUMBERLAND COUNTY

Willard K. Burd, Shamokin, March 6, 1935.

PHILADELPHIA COUNTY

Thomas A. Somers, Philadelphia, March 6, 1935.

WARREN COUNTY

Miss Marcella Butterfield, Warren March 6. 1935.

WASHINGTON COUNTY

Mrs. Carrie L. Hector, Washington, March 6, 1935.

ALLEGHENY COUNTY

Miss Ethel C. Cumming, Cheswick, March 7, 1935.
W. S. Heath, Braddock, March 7, 1935.

BUTLER COUNTY

John Everett Forsythe, Butler, March 7, 1935.

CLARION COUNTY

Floyd Seigworth, Fryburg, March 7, 1935.

LAWRENCE COUNTY

Sydney B. Cleal, New Castle, March 7, 1935.

MERCER COUNTY

Miss Mary R. McCann, Sharon, March 7, 1935.

ALLEGHENY COUNTY

E. V. Gearing, Pittsburgh, March 9, 1935.
Miss Mary E. McCarthy, Pittsburgh, March 9, 1935.
Edward Schwartz, Pittsburgh, March 9, 1935.

BEAVER COUNTY

Miss Helen P. Matthews, Midland, March 9, 1935.

BLAIR COUNTY

Miss Esther E. Stouffer, Tyrone, March 9, 1935.

BUTLER COUNTY

E. P. Peffer, Butler, March 9, 1935.

CRAWFORD COUNTY

Miss Eleanor E. Heil, Meadville, March 9, 1935.
Frank M. Walling, Meadville, March 9, 1935.

LAWRENCE COUNTY

Miss F. A. McCormick, New Castle, March 9, 1935.

McKEAN COUNTY

C. C. Davis, Kane, March 9, 1935.
Miss Nellie M. Dwyer, Port Allegheny, March 9, 1935.
N. Miller Griggs, Bradford, March 9, 1935.

MERCER COUNTY

Lewis W. Hunter, Sharon, March 9, 1935.

MONTGOMERY COUNTY

Miss C. R. Cornell, Jenkintown, March 9, 1935.
Mrs. Elizabeth F. Seigman, Norristown, March 9, 1935.
Thomas M. Sloan, Lansdale, March 9, 1935.

NORTHAMPTON COUNTY

William S. Kennedy, Portland, March 9, 1935.
Jordan F. Stover, Easton, March 9, 1935.
Miss Clara A. Strohmeier, Bethlehem, March 9, 1935.
H. P. Yeisley, Nazareth, March 9, 1935.
Judson R. Giles, Nazareth, March 16, 1935.
Robert E. Speck, Bethlehem, March 23, 1935.

ALLEGHENY COUNTY

J. Fred Allen, Pittsburgh, April 1, 1935.

GEORGE H. EARLE.

HOUSE MESSAGES

JOINT SESSION

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, February 11, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in joint Session, Tuesday noon, February 12, 1935, at 12 o'clock, in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

TIME OF NEXT MEETING

He also informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, February 11, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 18th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 18th, at nine o'clock.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

He also informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, February 11, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Tuesday noon, February 12, 1935, at 12 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives..

And has appointed Messrs Kinney, O'Neill and Sowers as said Committee on the part of the House.

The PRESIDENT. On behalf of the President Pro Tempore, the Chair announces as said committee on the part of the Senate, the Senator from Berks, Mr. Norton, the Senator from Washington, Mr. Reed, and the Senator from Allegheny, Mr. Rodgers.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Miss A. D. Winkel, Pittsburgh, February 17, 1935.

LYCOMING COUNTY

Miss Nellie Sellinger, Williamsport, February 26, 1935.

ALLEGHENY COUNTY

Miss Jane F. Lawler, Pittsburgh, March 6, 1935.
Frank D. McNamara, Pittsburgh, March 6, 1935.

LACKAWANNA COUNTY

John T. Gilmartin, Carbondale, March 6, 1935.

LUZERNE COUNTY

Miss Regina M. Blewitt, Wilkes-Barre, March 6, 1935.

PHILADELPHIA COUNTY

Jacob Kornfield, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

Geo. H. Herb, Pittsburgh, March 7, 1935.

BEAVER COUNTY

Willard M. Lewis, Ambridge, March 7, 1935.

BLAIR COUNTY

Charles A. Auker, Altoona, March 7, 1935.

PHILADELPHIA COUNTY

William L. McClure, Philadelphia, March 7, 1935.

WARREN COUNTY

G. W. Cochran, Warren, March 7, 1935.

ALLEGHENY COUNTY

Mrs. A. G. Kalmer, Pittsburgh, March 9, 1935.
D. C. Tebutt, Pittsburgh, March 9, 1935.

BRADFORD COUNTY

Miss Mary S. Wilt, Towanda, March 9, 1935.

LUZERNE COUNTY

Mrs. Rebecca L. Brenner, Hazleton, March 9, 1935.
Robert K. Flack, Wilkes-Barre, March 9, 1935.
Louis M. Hahn, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

H. D. Sears, Bradford, March 9, 1935.
Miss Ruth Ann Thomas, Bradford, March 9, 1935.

PHILADELPHIA COUNTY

Walter A. Cook, Philadelphia, March 9, 1935.
Miss Kathryn A. Fearon Philadelphia, March 9, 1935.
E. Humes Garber, Philadelphia, March 9, 1935.
Charles F. Hannigan, Philadelphia, March 9, 1935.
Francis R. Harkins, Philadelphia, March 9, 1935.
John E. Miller, Philadelphia, March 9, 1935.
Miss Alma M. Yetter, Philadelphia, March 9, 1935.
Max Zucker, Philadelphia, March 9, 1935.

YORK COUNTY

Miss Catherine E. Blair, York, March 9, 1935.

PHILADELPHIA COUNTY

Michael A. Bozzuto, Philadelphia, March 10, 1935.

ELK COUNTY

W. W. Barbour, Ridgway, March 14, 1935.

ALLEGHENY COUNTY

Robert E. Chew, Pittsburgh, March 16, 1935.

PHILADELPHIA COUNTY

Miss Haroldyn J. Morris, Philadelphia, March 19, 1935.

SUSQUEHANNA COUNTY

Miss Frances C. Williams, Montrose, March 21, 1935.

PHILADELPHIA COUNTY

Miss Elsie Klinge, Philadelphia, April 1, 1935.
Horace B. Meininger, Philadelphia, April 1, 1935.

BLAIR COUNTY

John H. Robertson, Duncansville, April 23, 1935.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

John Capozzoli, Bridgeville.
Miss Mary E. Duffy, Carnegie.
Louis J. Hess, 14 Wabash St., Pittsburgh.

BEAVER COUNTY

Gilbert Trumpeter, Monaca.

BERKS COUNTY

Clarence G Miller, Reading.

DELAWARE COUNTY

Robert S. Bacheler, Chester.

LAWRENCE COUNTY

Miss Margaret Williams, New Castle.

LUZERNE COUNTY

Luigi A. Bortone, Pittston.
Miss Susan R. Misto, Freeland.

McKEAN COUNTY

Miss Helen Nesselson, Bradford.

MIFFLIN COUNTY

Harvey C. Burkett, Lewistown.

PHILADELPHIA COUNTY

Miss Edith G. Arnold, 1206 Locust St., Philadelphia.
Miss Catharine M. Carroll, 333 Market St., Philadelphia.
Raymond A. Collins, 3142 N. Broad St., Philadelphia.
D. Anthony Fascenda, Jr., 1528 Wharton St., Philadelphia.
Mrs Betty L. Inderlied, 6034 Market St., Philadelphia.
Mrs. Thelma M. Keiter, 1321 Arch St., Philadelphia.
Harry C. Liener, Bullitt Bldg., Philadelphia.

SCHUYLKILL COUNTY

Thomas W. Williams, Saint Clair.

UNION COUNTY

Miss Mildred E. Stephens, Lewisburg.

WARREN COUNTY

Mrs. Oiga G. Keller, Warren.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Wm. G. Andes, Philadelphia, February 15, 1935.

DAUPHIN COUNTY

Josiah W. Kline, Harrisburg, February 16, 1935.

ALLEGHENY COUNTY

W. J. Steen, Pittsburgh, February 21, 1935.

PERRY COUNTY

Charles E. Deckard, Liverpool, February 21, 1935.

PHILADELPHIA COUNTY

Ernest H. Brown, Philadelphia, Februery 21, 1935.

BEDFORD COUNTY

C. A. Bradley, Saxton, March 5, 1935.

CUMBERLAND COUNTY

Paul L. Bender, Enola, March 5, 1935.

LACKAWANNA COUNTY

Shandor Kovacs, Throop, March 5, 1935.

MONTGOMERY COUNTY

E. R. Ambler, Abington, March 5, 1935.

ALLEGHENY COUNTY

Louis J. Groudine, Pittsburgh, March 6, 1935.
Mrs. Anna M. Hawkins, Pittsburgh, March 6, 1935.
Joseph L. McLane, McKeesport, March 6, 1935.
Sydney H. Shaw, Pittsbsrgh, March 6, 1935.
W. R. Shonp, Pittsburgh, March 6, 1935.
Harold L. Wilson, Pittsburgh, March 6, 1935.

BEAVER COUNTY

Christian Henderson, Aliquippa, March 6, 1935.

BUTLER COUNTY

Harry U. Flowers, Harmony, March 6, 1935.
H. T. Rattigan, Butler, March 6, 1935.
G. J. Yoas, Butler, March 6, 1935.

CLEARFIELD COUNTY

Miss Jennie E. Bailey, Clearfield, March 6, 1935.

DAUPHIN COUNTY

Charles M. Hartrick, Hershey, March 6, 1935.

ERIE COUNTY

Miss Bernice Borland, Erie, March 6, 1935.

FAYETTE COUNTY

C. C. Montgomery, Point Marion, March 6, 1935.

LUZERNE COUNTY

Thomas Dobson, Wilkes-Barre, March 6, 1935.
Mrs. Olive E. Pace, Wilkes-Barre, March 6, 1935.

PHILADELPHIA COUNTY

Charles M. Bacon, Sr., Philadelphia, March 6, 1935.
Harry Ginsburg, Philadelphia, March 6, 1935.
David E. Longacre, Philadelphia, March 6, 1935.
Charles McFadden, Philadelphia, March 6, 1935.
T. P. McFarland, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

John Leitzel, Klingerstown, March 6, 1935.

ALLEGHENY COUNTY

Geo. D. Faris, Pittsburgh, March 7, 1935.

DAUPHIN COUNTY

Miss Henrietta M. Haertter, Harrisburg, March 7, 1935.

DELAWARE COUNTY

Peter De Augustine, Chester, March 7, 1935.

McKEAN COUNTY

Arthur W. Lupfer, Kane, March 7, 1935.

MONTGOMERY COUNTY

H. Eugene Gardner, Glenside, March 7, 1935.

PHILADELPHIA COUNTY

Paul S. Frantz, Philadelphia, March 7, 1935.

YORK COUNTY

Mrs. Cordula H. Hamme, Thomasville, March 7, 1935.

ALLEGHENY COUNTY

S. W. Kleinman, Pittsburgh, March 9, 1935.
P. J. Long, Duquesne, March 9, 1935.
Louis D. Reilly, Pittsburgh, March 9, 1935.
Miss E. E. Shaw, Pittsburgh, March 9, 1935.
Miss Lillian R. Stitt, Pittsburgh, March 9, 1395.
J. M. Stull, Pittsburgh, March 9, 1935.
Miss Helen M. Watson, Pittsburgh, March 9, 1935.
David A. Weaver, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

J. O. Bothel, Leechburg, March 9, 1935.

BEAVER COUNTY

Charles K. Anderson, New Brighton, March 9, 1935.
Paul M. Henderson, Aliquippa, March 9, 1935.

BUCKS COUNTY

C. Leroy Frack, Doylestown, March 9, 1935.
Robert B. Henry, Quakertown, March 9, 1935.
Mrs. Elsie Klenk, Southampton, March 9, 1935.

BUTLER COUNTY

John B. Findley, Butler, March 9, 1935.
C. H. Gould, Butler, March 9, 1935.
C. E. McGinnis, Evans City, March 9, 1935.
S. N. Pollock, Butler, March 9, 1935.

CAMERON COUNTY

Frank G. Judd, Emporium, March 9, 1935.

CUMBERLAND COUNTY

George B. Kirsch, Lemoyne, March 9, 1935.

DAUPHIN COUNTY

Mrs. Anna B. Leader, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Charles E. Pennington, Chester, March 9, 1935.
Miss Ann O'Toole, Chester, March 9, 1935.

FAYETTE COUNTY

J. H. Dunn, Uniontown, March 9, 1935.

FRANKLIN COUNTY

John L. Etchberger, Chambersburg, March 9, 1935.
Mrs. Genevieve M. Jenkins, Waynesboro, March 9, 1935.

JEFFERSON COUNTY

Frank A. Boyd, Brookville, March 9, 1935.
Mahlon J. Stahl, Sykesville, March 9, 1935.

LACKAWANNA COUNTY

Albert S. Rosenberg, Scranton, March 9, 1935.
Mrs. Elizabeth B. Stocker, Scranton, March 9, 1935.

LEHIGH COUNTY

Miss Georgianna Althenn, Allentown, March 9, 1935.
Paul A. Lauster, Allentown, March 9, 1935.
Harry A. Zellers, Allentown, March 9, 1935.

LUZERNE COUNTY

Miss Leonore R. Klein, Kingston, March 9, 1935.

MONTGOMERY COUNTY

Joseph P. Weber, Conshohocken, March 9, 1935.

PHILADELPHIA COUNTY

Horace R. Baker, Philadelphia, March 9, 1935.
Crawford A. Battle, Philadelphia, March 9, 1935.
H. Bepperling, Jr., Philadelphia, March 9, 1935.
Morris Bobman, Philadelphia, March 9, 1935.
Joseph De Carlo, Philadelphia, March 9, 1935.
William L. Dull, Philadelphia, March 9, 1935.
Hiram W. Eastman, Philadelphia, March 9, 1935.
John W. Firefile, Philadelphia, March 9, 1935.
Anthony Grieco, Philadelphia, March 9, 1935.
Miss R. M. Kelley, Philadelphia, March 9, 1935.
Joseph P. McGuckin, Philadelphia, March 9, 1935.
W. A. O'Donnell, Philadelphia, March 9, 1935.
Miss M. N. Probst, Philadelphia, March 9, 1935.
William J. Russell, Philadelphia, March 9, 1935.
Mrs. Clara B. Shaw, Philadelphia, March 9, 1935.
Louis G. Shmidheiser, Philadelphia, March 9, 1935.
Mrs. Lillian F. Smith, Philadelphia, March 9, 1935.
J. Edgar Spielman, Philadelphia, March 9, 1935.
Charles P. Stocke, Philadelphia, March 9, 1935.
Benj. S. Thorp, Philadelphia, March 9, 1935.
Miss Margaret Tredick, Philadelphia, March 9, 1935.
Richard J. Walsh, Philadelphia, March 9, 1935.

UNION COUNTY

Edwin D. Mensch, Lewisburg, March 9, 1935.

WARREN COUNTY

Mrs. Mary MacCorah, Warren, March 9, 1935.
Gilbert B. Pierce, Sheffield, March 9, 1935.

WASHINGTON COUNTY

Mrs. Mildred L. Irwin, Washington, March 9, 1935.

YORK COUNTY

Miss Gladys E. Doll, York, March 9, 1935.

ALLEGHENY COUNTY

Miss Emma M. Haller, Pittsburgh, March 10, 1935.

FAYETTE COUNTY

Miss Anna S. Nobel, Brownsville, March 10, 1935.

MONTGOMERY COUNTY

Leonard Hatfield, Pottstown, March 10, 1935.

FRANKLIN COUNTY

Ernest N. Pala, Fairbank, March 14, 1935.

ADAMS COUNTY

Mrs. Luella Lerew, East Berlin, March 16, 1935.

BUTLER COUNTY

John W. Krisko, Butler, March 16, 1935.

MONTGOMERY COUNTY

Miss Lizzie Weiss, Norristown, March 22, 1935.

BLAIR COUNTY

Jno. I. Dewey, Tyrone, March 23, 1935.

FAYETTE COUNTY

Chauncey D. Harader, Uniontown, March 23, 1935.

PHILADELPHIA COUNTY

Earl Godwin, Philadelphia March 23, 1935.

COLUMBIA COUNTY

Norman E. Crawford, Bloomsburg, March 26, 1935.

BUCKS COUNTY

Ralph D. Schlichter, Sellersville, March 31, 1935.

LEBANON COUNTY

Irving K. Walborn, Lebanon, March 31, 1935.

ALLEGHENY COUNTY

Richard F. McCrea, Pittsburgh, April 1, 1935.

DELAWARE COUNTY

William N. Goff, Marcus Hook, April 1, 1935.

ERIE COUNTY

Ralph R. Riehl, Erie, April 1, 1935.

MIFFLIN COUNTY

John L. Pandel, Burnham, April 1, 1935.
Chas. H. Amos, Philadelphia, April 1, 1935.
John J. Burns, Philadelphia, April 1, 1935.
George A. Gaul, Philadelphia, April 1, 1935.

WESTMORELAND COUNTY

H. H. Dinsmore, Greensburg, April 1, 1935.

INDIANA COUNTY

Carroll D. Oakes, Clymer, April 4, 1935.

JEFFERSON COUNTY

Miss Amy M. Stufft, Brookville, April 4, 1935.

ALLEGHENY COUNTY

Jos. H. Hammill, Carnegie, April 6, 1935.

PHILADELPHIA COUNTY

Geo. J. Hofmann, Philadelphia, April 6, 1935.
P. J. McFarland, Philadelphia, April 7, 1935.

MONTGOMERY COUNTY

Harry M. Detwiler, Souderton, April 9, 1935.

PHILADELPHIA COUNTY

Joseph J. O'Neill, Philadelphia, April 9, 1935.
Wm. F. Sullivan, Philadelphia, April 13, 1935.
George E. Goldbeck, Philadelphia, April 23, 1935.
Joseph W. McDowell, Philadelphia, April 25, 1935.
Frank L. Lambert, Philadelphia, April 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

John F. Hinnebusch, Pittsburgh, February 14, 1935.

PHILADELPHIA COUNTY

Joseph J. Conley, Philadelphia, February 14, 1935.

ALLEGHENY COUNTY

George E. Flaccus, Pittsburgh, February 17, 1935.

LEBANON COUNTY

Samuel T. Meyer, Lebanon, February 21, 1935.

McKEAN COUNTY

Miss Margaret O'Mara, Bradford, February 21, 1935.

PHILADELPHIA COUNTY

Harry B. Ladner, Philadelphia February 21, 1935.
Chas. H. Schreiner, Philadelphia, February 21, 1935.

LEBANON COUNTY

Miss Nancy E. Hammond, Lebanon, February 26, 1935.

PHILADELPHIA COUNTY

Meyer Sack, Philadelphia, February 26, 1935.
William J. David, Philadelphia, February 28, 1935.

ALLEGHENY COUNTY

R. Frank, Pittsburgh, March 1, 1935.

BRADFORD COUNTY

Lee Brooks, Canton, March 1, 1935.

PHILADELPHIA COUNTY

Miss Helen H. Fullerton, Philadelphia, March 1, 1935.

MONROE COUNTY

Roy M. Houser, Stroudsburg, March 2, 1935.

PHILADELPHIA COUNTY

Alfred Griffith, Philadelphia, March 4, 1935.

ALLEGHENY COUNTY

J. J. Meisel, Pittsburgh, March 5, 1935.

PHILADELPHIA COUNTY

Joseph J. Harris, Philadelphia, March 5, 1935.

ALLEGHENY COUNTY

Miss Isabella D. Baldwin, Sewickley, March 6, 1935.
Jos. W. Beeh, Pittsburgh, March 6, 1935.
Maurice Finkelhor, Pittsburgh, March 6, 1935.
Miss Grace Horn, Pittsburgh, March 6, 1935.
Victor E. Voss, Pittsburgh, March 6, 1935.

CAMBRIA COUNTY

Miss Freda M. Karr, Johnstown, March 6, 1935.

DAUPHIN COUNTY

Miss Mary Ellen Ritter, Harrisburg, March 6, 1935.

LANCASTER COUNTY

Hubert Miller, Lancaster, March 6, 1935.

LYCOMING COUNTY

Henry A. Bussler, Williamsport, March 6, 1935.
Fay C. Doane, Jersey Shore, March 6, 1935.

PHILADELPHIA COUNTY

Cornelius S. Deegan, Jr., Philadelphia, March 6, 1935.
John A. Dermit, Philadelphia, March 6, 1935.
Charles Hackenberg, Philadelphia, March 6, 1935.
Benjamin B. Leider, Philadelphia, March 6, 1935.
Sanford L. Miller, Philadelphia, March 6, 1935.
E. Witherden Nock, Philadelphia, March 6, 1935.
Norman Stuart Straw, Philadelphia, March 6, 1935.
Edward P. Worthington, Philadelphia, March 6, 1935.

UNION COUNTY

Miss Kathryn Eisley, Lewisburg, March 6, 1935.

WAYNE COUNTY

Miss Maud S. Howe, Lake Ariel, March 6, 1935.

YORK COUNTY

Miss A. Viola Wagaman, Hanover, March 6, 1935.

ALLEGHENY COUNTY

Miss Marie E. Griffin, Pittsburgh, March 7, 1935.
Sanford E. Stuhlfire, Pittsburgh, March 7, 1935.

BLAIR COUNTY

Miss Ruth K. Davis, Altoona, March 7, 1935.

LUZERNE COUNTY

Michael Repa, Wilkes-Barre, March 7, 1935.

MONTOUR COUNTY

S. M. Jacobs, Danville, March 7, 1935.

PHILADELPHIA COUNTY

Charles Isador, Philadelphia, March 7, 1935.
William F. Mann, Philadelphia, March 7, 1935.
Arthur C. Young, Philadelphia, March 9, 1935.

YORK COUNTY

Raymond P. Groft, York, March 7, 1935.

LACKAWANNA COUNTY

Herbert L. Taylor, Jr., Scranton, March 8, 1935.

ALLEGHENY COUNTY

Miss Dorothy C. Cole, Pittsburgh, March 9, 1935.
Miss Mary L. Crawford, Pittsburgh, March 9, 1935.
H. H. Garver, Pittsburgh, March 9, 1935.
Harry W. Gosser, Pittsburgh, March 9, 1935.
W. L. Hamilton, Ben Avon, March 9, 1935.
Alex B. Herman, Jr., Pittsburgh, March 9, 1935.
Charles M. Johnston, Pittsburgh, March 9, 1935.
Miss Stella M. Kane, Pittsburgh, March 9, 1935.
Miss Jean K. Kinlough, Pittsburgh, March 9, 1935.
Harry B. Pavitt, Tarentum, March 9, 1935.
Miss Jane H. Stark, Pittsburgh, March 9, 1935.
J. M. Votaw, Pittsburgh, March 9, 1935.

BEAVER COUNTY

John R. McLaughlin, Beaver, March 9, 1935.

BLAIR COUNTY

Miss Elizabeth W. Smith, Hollidaysburg, March 9, 1935.

BUCKS COUNTY

Mrs. Bertha S. Shelly, Quakertown, March 9, 1935.

BUTLER COUNTY

C. A. Drane, Slippery Rock, March 9, 1935.

CAMBRIA COUNTY

Miss Goldie I. Noon, Johnstown, March 9, 1935.
Seymour S. Silverstone, Johnstown, March 9, 1935.

CARBON COUNTY

William M. Kleckner, E. Mauch Chunk, March 9, 1935.

CRAWFORD COUNTY

Miss Helen Aaron, Meadville, March 9, 1935.

DAUPHIN COUNTY

Tyron E. Benner, Harrisburg, March 9, 1935.
Mrs. Jean R. Geer, Harrisburg, March 9, 1935.
Mrs. Mary E. Settino, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Nicholas Del Guercio, Drexel Hill, March 9, 1935.
Carroll L. Marsden, Upper Darby, March 9, 1935.
Miss Janet N. Mentzer, Chester, March 9, 1935.

ERIE COUNTY

Orin C. Owens, Erie, March 9, 1935.
Mrs. Freda F. Powell, Corry, March 9, 1935.

FOREST COUNTY

Miss Grace E. Pickens, Marienville, March 9, 1935.

FRANKLIN COUNTY

Harold T. Beach, South Mountain, March 9, 1935.
Earl G. Mentzer, Waynesboro, March 9, 1935.
Mrs. Rose U. Plough, Chambersburg, March 9, 1935.

LACKAWANNA COUNTY

Miss Margaret Evans, Scranton, March 9, 1935.
Miss Ella A. Hawks, Scranton, March 9, 1935.
Miss Clare Murray, Scranton, March 9, 1935.
Miss Clara L. Oakley, Scranton, March 9, 1935.

LANCASTER COUNTY

Joseph R. Byars, Lancaster, March 9, 1935.
Miss Ada B. Herr, Quarryville, March 9, 1935.

LUZERNE COUNTY

Edward G. Berk, Wilkes-Barre, March 9, 1935.
Robert F. Dilley, Wilkes-Barre, March 9, 1935.
Charles L. Rice, Hazleton, March 9, 1935.

LYCOMING COUNTY

Miss Helen M. Beeber, Hughesville, March 9, 1935.
J. Fred Russ, Williamsport, March 9, 1935.
Mrs. Leota J. Starr, Hughesville, March 9, 1935.

MONTGOMERY COUNTY

J. Walter Gallagher, Willow Grove, March 9, 1935.

NORTHUMBERLAND COUNTY

Donald I. Berger, Sunbury, March 9, 1935.

PHILADELPHIA COUNTY

Miss Elizabeth Birney, Philadelphia, March 9, 1935.
Alvin Dattle, Philadelphia, March 9, 1935.
Edward M. Davitt, Philadelphia, March 9, 1935.
Miss Ruth E. Erickson, Philadelphia, March 9, 1935.
Samuel Hall Jr., Philadelphia, March 9, 1935.
E. Walker Helm, Jr., Philadelphia, March 9, 1935.
Maryan Kaminski, Philadelphia, March 9, 1935.
Walter Koniuszeski, Philadelphia, March 9, 1935.
Miss Eleanor E. LeBon, Philadelphia, March 9, 1935.
Louis A. Neyman, Philadelphia, March 9, 1935.
Howard Othoson, Philadelphia, March 9, 1935.
Miss Catharine M. Scheiber, Philadelphia, March 9, 1935.
Emil O. Schillinger, Philadelphia, March 9, 1935.
A. Seltz, Philadelphia, March 9, 1935.
Aubrey R. Sheetz, Philadelphia, March 9, 1935.
William F. Sherwood, Philadelphia, March 9, 1935.
John F. Solomon, Philadelphia, March 9, 1935.
Edgar L. Steel, Philadelphia, March 9, 1935.
Kenneth W. Stowman, Philadelphia, March 9, 1935.
W. E. Ungerbuehler, Philadelphia, March 9, 1935.
Joseph Wenlock, Philadelphia, March 9, 1935.

SNYDER COUNTY

H. G. Winey, Middleburg, March 9, 1935.

SOMERSET COUNTY

Russell R. Deaner, Somerset, March 9, 1935.

TIOGA COUNTY

Miss Reba C. Davis, Westfield, March 9, 1935.

WARREN COUNTY

Miss Kathryn Butterfield, Warren, March 9, 1935.

WASHINGTON COUNTY

Ralph L. Amos, W. Brownsvillle, March 9, 1935.
J. R. Irwin Knox, Washington, March 9, 1935.

WAYNE COUNTY

Miss Catherine Beilman, Hawley, March 9, 1935.

PHILADELPHIA COUNTY

Jacob Zausmer, Philadelphia, March 10, 1935.

BERKS COUNTY

Miss M. Bessie Detweiler, Reading, March 13, 1935.

DAUPHIN COUNTY

Miss Mary E. Winn, Harrisburg, March 16, 1935.

PHILADELPHIA COUNTY

Alvin E. Goodman, Philadelphia, March 20, 1935.
Miss Alice M. Brown, Philadelphia, March 26, 1935.

SOMERSET COUNTY

Robert Cook, Meyersdale, March 26, 1935.

ERIE COUNTY

Timothy F. Carroll, Erie, March 31, 1935.

ALLEGHENY COUNTY

John H. Wallace, Pittsburgh, April 1, 1935.

PHILADELPHIA COUNTY

Miss Mabel Corson, Philadelphia, April 1, 1935.
Darragh Mackenzie, Philadelphia, April 1, 1935.
Philip Shapiro, Philadelphia, April 1, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constittion, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BAUMER. Mr. President, I move that the Executive Session do now rise.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEE

Mr. ARON, from the Committee on Municipal Government, reported as amended, Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

Mr. SHAPIRO, from the Committee on County Government, reported as committed, Senate Bill No. 8, entitled:

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

Mr. HOMSHER, from the Committee on Rules, reported the following Resolution:

In the Senate, February 12, 1935.

Resolved, That the President Pro Tempore of the Senate be and is hereby authorized to appoint a Special Committee of five Members to be known as the Special

Committee on Interstate Cooperation, whose duty it shall be to devote its attention solely to the improvement of relationships, in so far as legislation is concerned, between the government of this State and those of other states, especially the governments of neighboring states, and which committee shall also constitute the Council of the American Legislators' Association for the Senate of Pennsylvania.

Mr. HOMSHER. Mr. President, I ask unanimous consent that Rule 39 which requires that resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 243, entitled:

An Act to establish as a State highway a certain section of public road in the County of Berks, and providing for its construction and maintenance at the expense of the Commonwealth.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 244, entitled:

An Act making an appropriation to the Berks County Tuberculosis Sanatorium, Reading, Berks County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. ZIESENHEIM read in his place and presented to the Chair, Senate Bill No. 245, entitled:

An Act to further amend section five of the act, approved the nineteenth day of February, one thousand nine hundred and twenty-six (P. L. 16), entitled "A supplement to the act, approved the twenty-seventh day of March, one thousand nine hundred and twenty-three (P. L. 34), entitled 'An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possesion of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws'; providing for the registering of federal permits; also regulating, under permit, through a Pennsylvania Alcohol Permit Board created in the Department of Welfare, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, recovery, reuse, holding in bond, holding in storage by bailees for hire, sale at wholesale, and transportation for hire, of any alcohol or alcoholic liquid, by certain persons; also providing for fees and the disposition thereof; also authorizing the inspection of the records of permittees and purchasers of said alcohol or alcoholic liquid, also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act," permitting limited wine making in homes for home consumption.

Which was committed to the Committee on Law and Order.

Mr. CHAPMAN read in his place and presented to the Chair, Senate Bill No. 246, entitled:

An Act to amend section eight of the act approved the twenty-ninth day of May one thousand nine hundred and thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," as amended, by increasing the commission of the county treasurer; and providing that the same shall be for the use of the county.

Which was committed to the Committee on County Government.

Mr. THOMPSON (Westmoreland) read in his place and presented to the Chair, Senate Bill No. 247, entitled:

An Act making an appropriation to the Citizens General Hospital, New Kensington, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 248, entitled:

An Act making an appropriation to the Pennsylvania School for the Deaf at Mount Airy, Philadelphia to cover additional cost of maintenance and education of State pupils.

Which was committed to the Committee on Appropriations.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 249, entitled:

An Act to further amend section five of the act, approved the ninteenth day of April, one thousand nine hundred and one (P. L. 88), entitled "An act relating to replevin, and regulating the practice in cases where the writ of replevin is issued," providing that no affidavit of defense shall be required before the return day of the writ.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 250, entitled:

An Act authorizing the publication of legal and official advertising and notices in Sunday newspapers of general circulation in counties of the fourth class.

Which was committed to the Committee on County Government.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 251, entitled:

An Act establishing a court of record in the County of Allegheny, under the name of the "Criminal Court of Allegheny County;" defining the jurisdiction and powers thereof of said jurisdiction to be concurrent with the jurisdiction and powers of the judges of the Court of Common Pleas of Allegheny County in so far as it relates to the courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace; regulating precedure therein; providing for the transfer thereto of certain powers, functions, and duties heretofore exercised by other courts; providing for the judges of said court and the number thereof; defining the powers and duties of the judges of said court; providing for the appointment of the first judges

and the election of the judges thereof thereafter; providing for the appointment of probation officers and other necessary staff officials and assistants.

Which was committed to the Committee on County Government.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 118, entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Centre)	
Clark,	Law,	Thompson, (Dauphin)	
Coyne,	Mallery,	Reed, (Westmoreland)	
Ealy,	McClure,	Trainer, (Washington)	
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor defining the powers of such political subdivisions and providing for the audit of account.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, as I understand this bill it is to allow the 425 poor boards of Pennsylvania to expend $120,000,000.00 of our money for relief, and while I like to believe in local self government, my information is that most of the poor boards' administration is decidedly poor; and if you were going to spend that much money as we spend it now, I

On the other side comes the story from Beaver County, that under Mr. Fred Roth's administration they have one hundred and one ex-employees on the pay roll, whereas under the Talbot Bill they had five extra ones. So that, as I said to the Senator from Beaver, Mr. Batchelor, I am very glad he brought this bill in, as it is kind of a challenge; but I do not think we should place the spending of $120,000.00 in the hands of the poor boards.

Mr. BATCHELOR. Mr. President, this bill is almost an exact copy of the first Talbot Act.

I do not just agree in the analysis made by my colleague, the Senator from Philadelphia, Mr. Woodward, because we may not turn this money over to the poor boards of Pennsylvania except under order of the Common Pleas Court. It does, however, turn it over to the people who have been duly authorized by law, and who have been approved by the people, and who, in my opinion, are the ones who should administer relief.

Why is it necessary to have not only your regular channels but also to have this set-up that we have at the present time? In other words, the administration of relief comes from various sources, and is exceedingly costly and inefficient. In my opinion this bill will permit many millions of dollars to go to the people immediately rather than to go to those who do not need relief, and who are now employed in the administration of relief. I know, as far as my county is concerned, it will be administered more efficiently and less costly. I think the bill should be passed.

Mr. EALY. Mr. President, under the first Talbot Act, passed by this Legislature, the sum of $10,000,000.00 was appropriated for the relief of the unemployed, and it was for the period of one year. During that year Pennsylvania carried on under that sum of money, which was appropriated by this Legislature.

There was not a single person in the State of Pennsylvania that starved, and there was not a single person, as far as I know, that really was hungry.

The Governor of the Commonwealth at that time decided that that system did not give him enough power in the handing out of the relief money, so he opposed that system, and the present system was introduced, which has built up a great bureaucracy, which is costing many, many times the sum which was expended during the first year, and has fastened a cold and clammy hand on us. Unless we get rid of it now this State will be ruined financially and in every other way. I am told that last month the sum of $20,000,000.00 was taken to provide poor relief in this State, and everybody knows that in every county of this Commonwealth a great part of that money was wasted.

This bill was designed to return to the county again the administration of this relief; and I, for one, do not wish to appropriate any more money to be squandered the way it has been squandered under the past system. This will fix the responsibility on some one, so that the people of the various counties may know how and where their money is being spent.

Mr. REED (Dauphin). Mr. President, I do not wish to take much of the time of the Senate in explaining why I favor the passage of this bill. This bill follows the procedure which was declared by the Supreme Court of Pennsylvania to be a constitutional method, when the test was made under the Talbot Act, before that court.

I have always seriously questioned, and question today, whether subsequent methods of distribution meet the requirements of the Constitution. Therefore, believing as I do that this bill is clearly constitutional, and that it will provide a method of distribution which will be more economical than has been in experience under subsequent acts. I am in favor of this bill.

Mr. ROBERTS. Mr. President, I am not here to talk on the constitutionality of the bill; I will leave that to the attorneys; but I will say that I quite agree with remarks that have been made which tend to reflect on the administration of relief in Pennsylvania in the past. I do not think there is any question about that; I think the entire Senate will agree on that; I think the State of Pennsylvania knows that; and it is that very thing that we are trying to correct. But I believe, if you pass this relief on to sixty-seven counties you are not going to have a central head, you are going to pass it on to sixty-seven different bodies, and I doubt whether the Federal Government will look with favor on having sixty-seven different bodies administer relief instead of one central head, with the seat of government at Harrisburg.

The whole thing now is under a process of reorganization, a reorganization that, I believe, will correct every evil that my friend, the Senator from Somerset, Mr. Ealy, has spoken of; and I therefore believe that at this time, when a reorganization is under way, and is working satisfactorily, it would be well to continue it under the reorganized plan rather than to pass it to sixty-seven different counties.

Mr. RODGERS. Mr. President, as a former and first Relief Administrator of Pennsylvania, I believe I can probably speak with some degree of authority. Of the ten million dollars under the Talbot Act—it happened I was the Relief Director at that time—there is yet a half million dollars unaccounted for, which was given to our Poor Boards. I question very seriously whether the Federal Government, as Mr. Roberts has said, would look with favor upon administrating Federal relief through the Poor Boards, because the money is loaned to the Government, as you well know, and the State Emergency Relief Board is the body that is supposed to administer relief in Pennsylvania.

The State Emergency Relief Board chooses to have an Executive Director and a staff such as is now set up. Of course, it is possible that the State Emergency Relief Board, could set up any kind of a mechanical arrangement whereby they can administer this relief————, but I am certain in my own mind that sixty-seven county Poor Boards, the four hundred and twenty-six odd people—splendid people—but not able to handle this vast amount of money, and I can see no reason for changing the present set-up until after we have thoroughly investigated, and I respectfully urge this body to consider very seriously whether we may allow the present set-up to remain until at least we have given them a proper hearing,—the Executive Director and his staff—and until such time as we can definitely determine whether the present method is not the best.

Mr. BUCKMAN. Mr. President, the Committee from the House is in the Senate Chamber, and I move that further consideration of the calendar be suspended until we return from the Hall of the House, where the Governor is to address the Joint Session.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE

The hour of 12 o'clock noon having arrived, Messrs. Flinchbaugh and Welliour, a committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and members of the Senate for the purpose of listening to the reading of a message by His Excellency the Governor of the Commonwealth.

Whereupon,

The President and members of the Senate proceeded to the Hall of the House of Representatives.

(For Governor's message see House proceedings.)

SENATE RETURNS FROM THE HOUSE

After some time the President and Senators returned to the Senate Chamber.

BILL ON FINAL PASSAGE

Mr. BUCKMAN. Mr. President, I move that the Senate resume consideration of Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor defining the powers of such political subdivisions and providing for the audit of accounts.

Mr. WOODWARD. I second the motion.

The motion was agreed to,

And the question recurring,

Shall the bill pass finally?

Mr. THOMPSON (Center). Mr. President, in connection with Senate Bill No. 154, I doubt if there is a member of this Senate who would permit the same sort of arbitrary bureaucractic practices to continue in the relief administration, as all our districts have suffered from during the last two years without some sort of protest. At the same time I wonder whether this is just the right way to approach the problem. I am not saying that it is not, but at the same time I am not convinced that it is. There is apparently much that can be said both in favor of and against the returning of this relief administration to our local authorities. I feel that so early in the session it is perhaps not the best policy to pass definitely on a bill of this kind one way or another.

MOTION TO RECOMMIT

Mr. PRESIDENT, I move that this bill be recommitted to the Committee on State Government.

Mr. RANKIN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. BUCKMAN and Mr. CLARK, and were as follows, viz:

YEAS—23

Baumer,	Law,	Reed,	Sones,
Cavalcante,	McCreesh,	(Washington)	Thompson,
Frey,	McGinnis,	Rice,	(Centre)
Harris,	Miller,	Roberts,	Thompson,
Huffman,	Prince,	Rodgers,	(Westmoreland)
Kahle,	Pytko,	Rupp,	Trainer,
Lanius,	Rankin,		

NAYS—26

Aron,	Coyne,	Hunsicker,	Reed,
Batchelor,	Ealy,	Mallery,	(Dauphin)
Bennett,	Gelder,	McClure,	Salus,
Boyd,	Graff,	Norton,	Shapiro,
Buckman,	Harvey,	Owlett,	Staudenmeier,
Chapman,	Homsher,	Pierson,	Woodward,
Clark,	Howell,		Ziesenheim,

So the question was determined in the negative.

And the question recurring,

Shall the bill pass finally?

Mr. PYTKO. Mr. President, if you will be indulgent, I will call your attention to the fact that both the Republican Party and Democratic Party have pledged themselves to the people of Pennsylvania in their respective platforms to do certain things in connection with the administration of relief. With the present set-up we have one man responsible to the people of this State for the keeping of that pledge. If you create sixty-seven separate units which are going to be entrusted with the administration of relief, you will have sixty-seven different kinds of divergent opinions, and some of them probably mixed up with politics. That is something we are trying to get away from. Let us give an opportunity to the present Director to prove to the people of this State that the relief can be administered without political influence.

Mr. SHAPIRO. Mr. President, I think that there is a point of saturation which arrives when you discuss centralization of forms of governmental functions, and I think this is the point. I think it is much better to have sixty-seven counties decide in their own counties who is entitled to relief than to have a man in Harrisburg decide, who knows nothing about the conditions of the county or the necessities of the people to whom he is giving the money. I think it is high time that in the distribution of relief some of the burden of distribution should be placed in the county, where it can best be handled and where it belongs, rather than have it disbursed through Harrisburg channels, where they know nothing about any of our conditions.

I do not believe that this is the best measure that could be produced to get the desired result, but in my opinion this is a starting, and since I am quite sure that there are a number of people on the other side of the House who agree that the conditions which exist are not right and a change should be made, the quicker we make the change the better. This is putting the place of distribution where it belongs. The evils that arise therefrom can be corrected as they are discovered. To prophesy now what evils may arise and to attempt at this time to correct them, in my opinion, is folly.

I agree that this bill in its present form is infinitely better than the conditions which presently prevail, and for that reason I feel that the bill ought to be passed.

Mr. SALUS. Mr. President, if I am not out of order, I would suggest that this bill be postponed for the present. I have a reason. It may be wrong and it may be right, I do not know. The division was very close on the roll call on this bill. It may be in the course of the time between now and tomorrow morning that the bill can be changed in such a manner that may meet the ideas of both parties. If we are not here tomorrow morning, we will be here by next Monday. Everybody contends that under the present conditions things are not right. They are hoping that new conditions may make things right. It may be possible that we can get together and frame a bill that will be a cure of what did happen and a protection as to what may happen, and I think this body is big enough, sensible enough and has intelligence enough to frame a bill that will cover the situation.

This is one of the most serious propositions that this Legislature is to meet. Let us meet it in man fashion, in a manner that will do credit not only to both political parties of Pennsylvania, but to all the inhabitants thereof. This is not a bill to be hurried through. It is a matter of grave importance. If we are to believe the stories that we hear, that there is suffering in these communities, as in all other communities throughout the State, and the lives of our citizens are dependent on legislation like this. today or tomorrow will make no difference. Let us use common every-day horse sense, as they say, plain common sense. The scarcest thing that is known to all humanity and all the world is common sense. For some reason or other in these times it has not been instilled into the minds of the people. We lack common sense. Let us try to have it now. Let us not hurry this Legislation.

Let us take time by the forelock. Let us be careful and prudent, and see whether or not we can frame legislation on this particular subject, that will redound to the benefit of everybody.

Mr. PRESIDENT, I move that further consideration of the bill be postponed for the present.

Mr. WOODWARD. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion:

Mr. WOODWARD. In seconding this motion, I would like to say that for several months the Public Charities Association of Pennsylvania has been working on this subject, and they are, at this moment, having a luncheon at the Penn Harris Hotel. I asked the members of the State Government Committee to go to the luncheon and hear the other side. I think it is only fair to hear the other side, and every Republican who votes for the bill more or less put himself in the position of closing his mind. That is the reason I am seconding this motion of my colleague.

Briefly, as perhaps you know, the proposition of the Public Charities Association set-up of the County Welfare Boards—you may not like it, but that is the proposition—it is to take every relief—Veterans, Blind, Mothers' Assistance, and put them in the County Welfare Board—the individual members of which are high-class citizens; to be perfectly frank, of higher class than the membership of the Poor Boards. We might as well tell the truth. It is absolutely true. And, therefore, I say that it is common sense to postpone this action for the present. I am happy to second the motion.

Mr. REED (Dauphin). Mr. President, I wish to state my reasons why I trust the motion of the Senator from Philadelphia, Mr. Salus, will be voted down. In the first place, I deny that this bill is being hurried through the Senate. This bill was considered at a largely attended meeting of the Committee on State Government, of which I have the honor of being Chairman. It was thoroughly discussed and reported to the floor of the Senate, and has taken the usual course of a bill in the Senate.

When the Senator from Philadelphia, Mr. Salus, states that this bill is hurriedly drawn, he is making a statement which I emphatically deny. This is a proposition that has been before the Legislature of Pennsylvania since 1931, the first Talbot Bill, which was drawn with the greatest of care. It had to be—it was violently opposed—it had to stand the scrutiny of the Supreme Court of Pennsylvania, and if the Senator from Philadelphia had taken the precaution to examine this bill, he would find that it precisely follows the language of the first Talbot Bill. This is an issue which everyone understands. It is simply

a question as to whether we are to attempt to restore popular government in Pennsylvania, or to keep in existence this extravagant bureaucracy which has been operated during the past two years.

This issue is fairly before the Senate and, I think, should come to a vote, so that the people of Pennsylvania will know where the members of this State stand.

A few moments ago we paid tribute to the memory of Abraham Lincoln. To my mind this bill represents the fundamental principles of democracy, the right of the people to govern themselves, and as a tribute today to Thomas Jefferson, I ask that this motion be voted down.

Mr. SALUS: Mr. President, I bow in humility to the great learning of my fellow Senator from Dauphin, Mr. Reed. I do not know but what he has spent a lot of time on this bill. He may be the author of it, and I would not have the audacity to question his legal ability. He is not only the Senator from Dauphin County, but Professor of Law of the Senate of Pennsylvania, and I bow in humble submission to him as an authority.

I never questioned the legality of this bill or the manner in which it was drawn, nor do I use the question that it is not in accordance with the decisions of the Supreme Court of Pennsylvania. I am very happy, in the practice of law, when I can, in my humble way, agree with the lower courts of Pennsylvania, so I do not take it upon myself to question anything that the Supreme Court of Pennsylvania, has passed upon. They are so far over my head that I do not assume to question their ability.

I have said that the vote in this body was so evenly divided on this question, that good common sense demanded that we get together and try to adjust this bill in a manner that will appeal to the common weal of our people. I do not question the manner in which the bill was drawn. I know if the Senator from Dauphin, Mr. Reed, had anything to do with it, it is drawn properly; and insofar as the legal end of it is concerned, I am satisfied that it ought to be printed and placed side by side with the famous speech of Abraham Lincoln of good-will to all people.

Mr. HARRIS. Mr. President, as has been said by some speakers today, and rightly said, this is a most important piece of legislation. We have all, I think, been invited to the luncheon of the Public Charities Association. That splendid body has spent considerable time, much of their energy, and some of their money, in the study of this question, and I believe it would be an act of discourtesy to it if we voted on this bill at this time. Why not accept the situation and the motion of the Senator from Philadelphia, that we postpone further consideration of the bill for the present. As we all know, then the bill would remain on the calendar, and it can be called up at any time. I would think that to vote on this question now and then go and hear the other side afterwards, would be an act of discourtesy. If you adopt the motion of the Senator from Philadelphia, Mr. Salus, and put it on the postponed calendar, we can call it up this afternoon, or we can call it up tomorrow morning. I would ask the sponser of this bill, the Senator from Beaver, Mr. Batchelor, to put it on the postponed calendar for the present and call it up this afternoon, if we have a session, or tomorrow. So I make that request of the sponsor of the bill, the Senator from Beaver, Mr. Batchelor.

Mr. BATCHELOR. Mr. President, in reply to the Senator from Allegheny, Mr. Harris, I would ask the Senator from Philadelphia, Mr. Salus, to withdraw his motion, and I will then move that the bill be made a special order of business for next Monday night.

Mr. HARRIS. Mr. President, that is a splendid suggestion.

Mr. SALUS. Mr. President, I withdraw my motion.

Mr. WOODWARD. Mr. President, I withdraw my second to the motion.

Mr. PRESIDENT. The motion to postpone has been withdrawn.

SPECIAL ORDER

Mr. BATCHELOR. Mr. President, I move that Senate Bill No. 154 now on final passage, be made special order of business for next Monday evening at 10 o'clock.

Mr. SHAPIRO. Mr. President, I second the motion.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 25, entitled:

An Act to amend section nine of the act approved the fifth day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred twenty-three) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" providing for the payment of compensation of veterans hospitalized for nervous or mental diseases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section nine of the act approved the fifth day of January one thousand nine hundred and thirty-four (Pamprlet Laws two hundred twenty-three) entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties" is hereby amended to read as follows

Section 9 Whenever prior to the date of distribution of compensation under the provisions of this act a veteran entitled thereto shall have died or become mentally incapable of receiving his or her compensation payment shall be made by the Adjutant General

(a) In case of mental incapacity to the guardian or committee if any of the veterans or if there be no guardian or committee then to the person with whom the veteran lives

(b) In the case of death to the executor or administrator of the veteran's estate if an executor or administrator was appointed and the estate has not been settled

(c) In the case of death if the veteran's estate has been settled or if an executor or administrator was not appointed and is not necessary for the administration of any other property to the following persons in the order named Surviving unremarried widow or surviving minor child or surviving minor children share and share alike or surviving mother or surviving father

(d) In the case of a veteran who is hospitalized in a State County or Federal institution for mental or nervous

diseases upon order of the Court of Common Pleas of Dauphin County without regards to the residence of the veteran to the person or persons as would be entitled thereto under the provisions of this act if the veteran were deceased and in the absence of any such claimant to the superintendent manager or person in charge of such State county or Federal institution to be expended for the clothing and incidental needs of said veteran Provided however That no part of this compensation shall be paid to any county or State institution for the maintenance of the veteran All court costs in such proceedings shall be waived The Attorney General shall designate any attorney in the employ of the Commonwealth of Pennsylvania to represent the veteran and render such legal services as are necessary to accomplish the purpose of this section Any attorney who charges a fee for services rendered in this respect shall be considered to have violated section thirteen of this act A statement from the manager superintendent or person in charge of any State county or Federal institution wherein the veteran is a patient shall be admitted in evidence to determine the mental condition of the veteran Such statement shall set forth that the veteran due to his weakness of mind is liable to dissipate such funds as may be due him under the provisions of this act and is apt to become the victim of designating persons Action may be taken by the court only upon a petition filed by the Adjutant General or a representative of his office and such petition shall state the amount that is due the veteran and the person or persons to whom payable under this clause and if not denied such statement shall be accepted without further evidence

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. SHAPIRO. Mr. President, I move that Senate Bill No. 153, on second reading, entitled:

An Act to further amend section five hundred and thirty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

be recommitted to the Committee on Insurance for the purpose of a hearing.

Mr. REED (Dauphin). Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess until four-thirty, this afternoon.

Mr. LANIUS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House of Representatifes as follows:

House Bill No. 39, (Senate Bill No. 252), entitled:

An Act to promote the objects of the National Housing Act by authorizing building and loan associations, banks, banks and trust companies, trust companies, insurance companies, associations and exchanges, to make loans pursuant to titles one and two of the National Housing Act and by authorizing executors, administrators, guardians, trustees, building and loan associations, banks banks and trust companies, trust companies, insurance companies, associations, and exchanges, to invest in mortgages insured, and in debentures issued, by the Federal Housing Administrator, and to invest in securities of national mortgage associations.

Which was committed to the Committee on Banking.

House Bill No. 434, (Senate Bill No. 253), entitled:

An Act validating adoptions in courts of record of the Commonwealth.

Which was committed to the Committee on Judiciary General.

House Bill No. 435, (Senate Bill No. 254), entitled:

An Act to amend section one as amended, and section four, of the act, approved the fourth day of April, one thousand nine hundred and twenty-five (P. L. 127), entitled "Adoption Law," authorizing adoptions by adult citizens of the United States, and providing for appeals in adoption cases.

Which was committed to the Committee on Judiciary General.

BILLS INTRODUCED

Mr. ROBERTS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBERTS read in his place and presented to the Chair Senate Bill No. 255, entitled:

An Act to amend Rule Thirty-two of article twenty-five of the act, approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in about the bituminous coal mines of Pennsylvania, and for the protection and preservation of property connected therewith," by prohibiting the use and possession of matches, pipes and smokers' articles in certain mines.

Which was committed to the Committee on Mines and Mining.

Mr. THOMPSON (Center). Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. THOMPSON read in his place and presented to the Chair Senate Bill No. 256, entitled:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners, or a resident who becomes a nonresident and conceals his whereabouts, of aircraft operated within or above the Commonwealth of Pennsylvania; and making the operation of such an aircraft within or above the Common-

wealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident upon whom civil process may be served; and providing for further notice to the defendent in any such suit.

Which was committed to the Committee on Aeronautics.

Mr. PRINCE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PRINCE read in his place and presented to the Chair Senate Bill No. 257, entitled:

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS. Mr. President, I ask unanimuos consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 258, entitled:

An Act making an appropriation to the Lying-in Charity Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 259, entitled:

An Act making an appropriation to the Contributors to the Pennsylvania Hospital of Philadelphia, Pennsylvania, for the maintenance of its department for the sick and injured.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 260, entitled:

An Act making an appropriation to the Maternity Hospital, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. MALLERY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MALLERY, from the Committee on Highways, reported as committed, Senate Bill No. 175, entitled:

An Act to amend section sixty-nine of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," providing for the taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

Mr. SHAPIRO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAPIRO, from the Committee on Judiciary General re-reported as amended, Senate Bill No. 149, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

Mr. EALY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY, from the Committee on Judiciary General reported as committed, Senate Bill No. 41, entitled:

An Act to amend section six of the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," further defining the circumstances under which the remedy provided is available.

Also from the Committee on Highways reported as committed, Senate Bill No. 176, entitled:

An Act to amend section one of the act approved the first day of June, one thousand nine hundred and thirty-three, (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," providing for the taking over of bridges and viaducts on State highways taken over by said act.

Mr. BENNETT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BENNETT, from the Committee on Highways reported as committed, Senate Bill No. 14, entitled:

An Act to amend sections sixty-nine and seventy-one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by increasing the obligation of the Commonwealth in the construction of certain structures located on such highways.

Mr. GELDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Highways reported as amended, Senate Bill No. 36, entitled:

An Act to amend section four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using

such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" authorizing the Secretary of Highways to assume the obligation to reconstruct, improve and maintain certain city bridges and viaducts.

Mr. BAUMER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BAUMER, from the Committee on Highways reported as committed, Senate Bill No. 177, entitled:

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three, (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair and maintenance as such," providing for the taking over of such turnpikes as State highways in boroughs, and also bridges and viaducts on such turnpikes heretofore or hereafter taken over.

Mr. RUPP. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUPP, from the Committee on Judiciary General reported as committed, Senate Bill No. 42, entitled:

A Supplement to the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," prescribing the practice to be pursued in such proceedings.

BILLS INTRODUCED

Mr. PYTKO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 261, entitled:

An Act to amend section seven hundred and one of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1001), entitled "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Department of Revenue in respect thereto; providing for the licensing and registration of airman and aircraft; establishing the legal status of air navigation; providing for sovereignty in and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, alderman, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by providing that repeals of acts therein contained shall not be construed to revive acts theretofore repealed.

Which was committed to the Committee on Aeronautics.

Mr. McGINNIS. Mr. President, I ask uananimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 262, entitled:

An Act relating to memorial halls in counties of the second class erected in honor of the veterans of the wars of the United States and providing for the use, up-keep and management and control of such halls.

Which was committed to the Committee on County Government.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there any objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 12, 1935.

To the Honourable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Wm. L. Callahan, Braddock.
Henry J. Gelm, Wilkinsburg.

BUTLER COUNTY

Miss Gertrude Hohn, Butler.

PHILADELPHIA COUNTY

Miss Anne T. Breslin, Philadelphia, 1518 Walnut St.
Miss Edna Y. Frank, Philadelphia, 6118-24 N. 5th St.

WARREN COUNTY

Miss Helen M. Lauffenburger, Warren.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as a Notary Public, for a term of four years to compute from the date set opposite his name:

PHILADELPHIA COUNTY

Thomas J. McGlinchey, Jr., Philadelphia, March 16, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LUZERNE COUNTY

J. J. O'Malley, Wilkes-Barre, February 13, 1935.

ALLEGHENY COUNTY

E. E. Arrowsmith, Pittsburgh, February 14, 1935.

MONTGOMERY COUNTY

Henry C. Biddle, Ambler, February 16, 1935.

ERIE COUNTY

Miss Charlotte H. Smith, Erie, February 21, 1935.

LAWRENCE COUNTY

Luigi Ferrante, Wampum, February 21, 1935.

BERKS COUNTY

Miss Minnie L. Ludwig, Reading, February 22, 1935.

PHILADELPHIA COUNTY

Anthony C. Melone, Philadelphia, February 24, 1935.
Miss Sarah A. Moore, Philadelphia, February 26, 1935.

ALLEGHENY COUNTY

F. M. Benz, Pittsburgh, February 28, 1935.

LUZERNE COUNTY

Louis Shaffer, Wilkes-Barre, March 2, 1935.

MONTGOMERY COUNTY

Irwin B. Reifsnyder, Pottstown, March 5, 1935.

ALLEGHENY COUNTY

H. Joseph Mansmann, Mt. Lebanon, March 6, 1935.
A. O. Ross, Pittsburgh, March 6, 1935.
E. M. Sharah, Braddock, March 6, 1935.
Joseph H. Wagner, Braddock, March 6, 1935.

BUCKS COUNTY

Miss Catherine E. Kraft, Bristol, March 6, 1935.

DAUPHIN COUNTY

Albert M. Bell, Paxtang, March 6, 1935.
Chester M. Buffington, Harrisburg, March 6, 1935.

DELAWARE COUNTY

Harry J. Turner, Chester, March 6, 1935.

FRANKLIN COUNTY

Miss Daisy E. Mower, Chambersburg, March 6, 1935.

LACKAWANNA COUNTY

Walter A. Meskunas, Scranton, March 6, 1935,

LANCASTER COUNTY

Mark C, Shulenberger, Lititz, March 6, 1935.

NORTHUMBERLAND COUNTY

Willard K. Burd, Shamokin, March 6, 1935.

PHILADELPHIA COUNTY

Thomas A. Somers, Philadelphia, March 6, 1935.

WARREN COUNTY

Miss Marcella Butterfield, Warren, March 6, 1935.

WASHINGTON COUNTY

Mrs. Carrie L. Hector, Washington, March 6, 1935.

ALLEGHENY COUNTY

Miss Ethel C. Cumming, Cheswick, March 7, 1935.
W. S. Heath, Braddock, March 7, 1935.

BUTLER COUNTY

John Everett Forsythe, Butler, March 7, 1935.

CLARION COUNTY

Floyd Seigworth, Clarion, Fryburg March 7, 1935.

LAWRENCE COUNTY

Sydney B. Cleal, New Castle, March 7, 1935.

MERCER COUNTY

Miss Mary R. McCann, Sharon, March 7, 1935.

ALLEGHENY COUNTY

E. V. Gearing, Pittsburgh, March 9, 1935.
Miss Mary E McCarthy, Pittsburgh, March 9, 1935.
Edward Schwartz, Pittsburgh, March 9, 1935.

BEAVER COUNTY

Miss Helen P. Matthews, Midland, March 9, 1935.

BLAIR COUNTY

Miss Esther E. Stouffer, Tyrone, March 9, 1935.

BUTLER COUNTY

E. P. Peffer, Butler, March 9, 1935.

CRAWFORD COUNTY

Miss Eleanor E. Heil, Meadville, March 9, 1935.
Frank M. Walling, Meadville, March 9, 1935.

LAWRENCE COUNTY

Miss F. A. McCormick, New Castle, March 9, 1935.

McKEAN COUNTY

C. C. Davis, Kane, March 9, 1935.
Miss Nellie M. Dwyer, Port Allegheny, March 9, 1935.
N. Miller Griggs, Bradford, March 9, 1935.

MERCER COUNTY

Lewis W. Hunter, Sharon, March 9, 1935.

MONTGOMERY COUNTY

Miss C. R. Cornell, Jenkintown, March 9, 1935.
Mrs. Elizabeth F. Seigman, Norristown, March 9, 1935.
Thomas M. Sloan, Lansdale, March 9, 1935.

NORTHAMPTON COUNTY

William S. Kennedy, Portland, March 9, 1935.
Jordan F. Stover, Easton, March 9, 1935.
Miss Clara A. Strohmeier, Bethlehem, March 9, 1935.
H. P. Yeisley, Nazareth, March 9, 1935.
Judson R. Giles, Nazareth, March 16, 1935.
Robert E. Speck, Bethlehem, March 23, 1935.

ALLEGHENY COUNTY

J. Fred. Allen, Pittsburgh, April 1, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at to-day's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—49

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,			

NAYS—0

Two-third of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BAUMER. Mr. President, I move that the Executive Session do now rise.

Mr. PYTKO. Mr. President I second the motion.

The motion was agreed to.

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 8, entitled:

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 14, entitled:

An Act to amend sections sixty-nine and seventy-one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structure located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" by increasing the obligation of the Commonwealth in the construction of certain structures located on such highways.

And said bill having been read at length the first time, Ordered. To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 36, entitled:

An Act to amend section four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations. or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" authorizing the Secretary of Highways to assume the obligation to reconstruct, improve and maintain certain city bridges and viaducts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 41, entitled:

An Act to amend section six of the act approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," further defining the circumstances under which the remedy provided is available.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 42, entitled:

A supplement to the act approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," prescribing the practice to be pursued in such proceedings.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 175, entitled:

An Act to amend section sixty-nine of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," providing for the

taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 176, entitled:

An Act to amend section one of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," providing for the taking over of bridges and viaducts on State highways taken over by said act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 177, entitled:

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair and maintenance as such," providing for the taking over of such turnpikes as State highways in boroughs, and also bridges and viaducts on such turnpikes heretofore or hereafter taken over.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:26 P. M. until 9 o'clock Monday evening, February 18, 1935.

HOUSE OF REPRESENTATIVES

TUESDAY, February 12, 1935.

The House met at 11:00 o'clock A. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend W. Lawrence Campbell, pastor of the Second Baptist Church, Harrisburg, offered the following prayer:

Dear Lord and Father of mankind,
Forgive our fev'rish ways!
Reclothe us in our rightful mind;
In purer lives Thy service find,
In deeper reverence praise.

Giver of Law and Truth and Righteousness and Peace, we beseech Thy blessing this morning upon this great Commonwealth of ours. We pray in all things we may reverence and in all things we may realize the Fatherhood of God. As the war clouds are now threatening and storms seem to be coming upon us again of blood and carnage, we pray that Thou wilt make us all sensible of Thy grace and goodness and blessings.

We pray Thy blessings upon this august body, the presiding officer and all of its members, and today while the civilized world is thinking of him, Abraham Lincoln, the martyred president, we pray that we may emulate his ideals and follow his practices.

We pray Thy blessings upon the President of this great nation. Be Thou with him today amid the struggles and the entanglements which beset him. Guide his feet in the paths of righteousness and glorious service. Be Thou with the Governor of this State. Give him keen perception in what Thou wouldst have him as Thy servant to do. Bless these legislators who come from every nook and corner of our Commonwealth. Help them, O Father, to have a deep consciousness of their duty.

Be Thou with our beloved America and make it indeed the land of the free and the home of the brave, and in all things let Thy will be done as it is in Heaven. Keep us is remembrance as Gray said:

The boast of heraldry, the pomp of power,
And all that beauty, all that wealth e'er gave
Await alike the inevitable hour,
The paths of glory lead but to the grave.

Then let us so live that when our summons come to join that innumerable caravan, marching to that mysterious realm, where all must take their place, in the silent halls of death; we go not as a quarry slave at night, chained to his dungeon, but soothed and sustained by an unfaltering trust, may we approach our graves, like one who wraps the drapery of his couch around him and lies down to pleasant dreams.

In the name of the Father and the Son and the Holy Ghost. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when on motion of Mr. Robinson the further reading was dispensed with and the Journal approved.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid on the table.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS GENERAL ASSEMBLY

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 11, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session on Tuesday, February 12, 1935, at twelve o'clock noon.

GEORGE H. EARLE.

Mr. RUTH. Mr. Speaker, I move that the Governor be invited to the Hall of the House at a time to be fixed by concurrent resolution to address the General Assembly.

The motion was agreed to.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 11, 1935.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session, Tuesday noon, February 12, 1935, at 12 o'clock in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 11, 1935.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives, (if the House shall appoint such committee) to escort His Excellency, the Governor to the Hall of the House to address the Members of the General Assembly in joint session, Tuesday noon, February 12, 1935, at 12 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO ESCORT GOVERNOR

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Messrs. Kinney, O'Neill and Sowers.

RESOLUTION

COMMITTEE TO ESCORT SENATE TO HALL OF HOUSE

Mr. FLINCHBAUGH asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted as follows:

In the House of Representatives, February 12, 1935.

Resolved, That the Chair appoint a committee of two to escort the Members of the Senate to the Hall of the House, Tuesday, February 12, 1935, at twelve o'clock, noon for the purpose of attending a joint session of the General Assembly.

COMMITTEE APPOINTED TO ESCORT SENATE TO HALL OF HOUSE

The SPEAKER. The Chair appoints as a committee to escort the members of the Senate to the Hall of the House to meet in Joint Session, Messrs. Flinchbaugh and Welliver.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 11, 1935.

Resolved, (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 18th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 18th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BIRTHDAY OF ABRAHAM LINCOLN COMMEMORATED

The SPEAKER. At this time we are about to take time in order to celebrate the birthday anniversary of one of our most illustrious Americans. It seems fitting and proper that since the most outstanding expression of our great American has been made within the confines of Pennsylvania, and also within the County of Adams, that the gentleman from Adams should preside during these ceremonies. Incidentally the birthday of the gentleman from Adams also comes on this day, so that perhaps we are in part celebrating, along with the birthday of our distinguished American, the birthday of the gentleman from Adams.

The Chair at this time calls to the rostrum, in order to preside over these ceremonies, the gentleman from Adams, Mr. Hartman.

The Chair takes pleasure in presenting the gentleman from Adams, Mr. Hartman, who will preside over the ceremonies.

MR. HARTMAN IN THE CHAIR.

The CHAIRMAN. Ladies and gentlemen of the House and visitors, once again we have reached a significant and memorable date in American history, the birthday of Abraham Lincoln.

It is fitting that February 12 be observed as a day when the nation should pause to pay tribute to the memory of one of its most illustrious sons. For if Washington whose birthday we will commemorate later in the month was in a real sense the Father of his country, Lincoln, more than any other man, was its Preserver. Few men in any land have combined in themselves so many of the qualities of the ideal leader and ruler of men in great national crises, and few have left to the world the legacy of a nobler character. If the evidence that a man was truly great is found in the way his personality continues to impress mankind, and in the enduring contribution he has made to human liberty, well-being and happiness, then Lincoln is a truly great figure not only in the history of America but in the history of the world.

This is the man to whose memory and work we pause to pay our tribute of gratitude and reverence today.

We will now have a patriotic song. We will sing "America," led by the gentleman from Luzerne, Mr. Jones.

"America" was sung by the House.

The CHAIRMAN. One of the amazing things about Lincoln was his gift of self-expression, his power to put his thoughts into unforgettable words, his command of a style unsurpassed in its simplicity and beauty. This is the more remarkable in view of his lack of early educational advantages and the fact that nearly all his mature life was spent in the controversies of law and politics. Two productions of his pen, however, will live as long as the English language endures—the concluding part of his Second Inaugural and his address at the dedication of the National Cemetery in Gettysburg in November, 1863.

It is to the reading of this Gettysburg address, known and admired the world around, by the gentleman from Lackawanna, Mr. Coleman, that I invite you to listen.

Mr. COLEMAN. Mr. Chairman and members of the General Assembly, ladies and gentlemen, this is the first time since I have been a member of the House that I have gotten upon my feet to talk on the floor. I felt notwithstanding that I frequently found it difficult to suppress a desire to give expression to my feelings I should sort of wait until I got the feel of the thing—seasoned in a sense—but I am proud, however, that my first words on the floor are the same words that fell from the lips of the immortal Lincoln.

This is the second birthday observance we have had; the first one, of course, that of President Rosevelt, and the second that of the martyred President Lincoln; Roosevelt representing the man born with a silver spoon in his mouth, so to speak, and Lincoln representing the log cabin that we glorify in the political life of America.

The simple story of Bethlehem that fell from the lips of the Apostle Andrew converted the proud Greeks. No other eloquence was necessary than the sermons of James to convert the haughty Spaniards. Peter and Paul brought the glad tidings of His birth to the Romans, the glorious Patrick to the Irish, St. David to the Welsh and Austin to the English, but, my friends, the colored people of 1862 were waiting for the coming of one who would lift from their backs the heavy burden of life, who would lift from their bodies the shackles of slavery, who would erase from their minds the worry of poverty, that there would burn within their very souls the imperishable hope of happiness. They found that modern Messiah in the election to the presidency of the United States the immortal Abe Lincoln.

I have a special duty here today. Let me take you with me to the dedication of the National Cemetery at Gettysburg, November 12, 1863, to join that great and solemn assemblages that had gathered there to hear the immortal Lincoln deliver his speech of two hundred and sixty seven words, simple in construction, powerful in its choice of words, but above all breathing the purest kind of patriotism.

Listen to it, men, because there is some reference there to an unfinished task, which has a peculiar significance. Listen to the noblest gem in all America's literature.

Fourscore and seven years ago our fathers brought forth on this continent a new Nation, conceived in liberty, and dedicated to the proposition that all men are created equal.

Now we are engaged in a great civil war, testing whether that nation, or any nation so conceived and so dedicated, can long endure. We are met on a great battlefield of that war. We have come to dedicate a portion of that field as a final resting place for those who here gave their lives that that nation might live. It is altogether fitting and proper that we should do this.

But, in a larger sense, we cannot dedicate—we cannot consecrate—we cannot hallow—this ground. The brave men, living and dead, who struggled here, have consecrated it far above our poor power to add or detract. The world will little note nor long remember what we say here, but it can never forget what they did here. It is for us, the living, rather, to be dedicated here to this unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us—that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion; that we here highly resolve that these dead shall not have died in vain; that this Nation, under God, shall have a new birth of freedom; and that government of the people, by the people, for the people, shall not perish from the earth.

The CHAIRMAN. I believe we have some time and I feel at this time it is fitting to sing one verse of the Star Spangled Banner. The Chair will request the gentleman from Luzerne, Mr. Jones, to lead the singing.

The "Star Spangled Banner" was sung by the House.

The SPEAKER (Wilson G. Sarig) in the Chair.

The SPEAKER. The Chair wishes to thank the gentleman from Adams, Mr. Hartman, and all those who participated in these exercises for the parts they have taken.

BILLS INTRODUCED AND REFERRED

By Mr. SCHWAB. HOUSE BILL No. 665.

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the nine day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, asssess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by establishing the State Forests and Waters Fund; abolishing the State School Funds; and transferring moneys and securities in the State School Fund to the General Fund.

Referred to the Committee on Education.

By Mr. LA RUE. HOUSE BILL No. 666.

An Act appropriating the moneys in the State Forests and Waters Fund.

Referred to the Committee on Forestry.

By Mr. SURFACE. HOUSE BILL No. 667.

An Act to amend section six of the act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 893), entitled "An act providing for assistance to certain mothers; providing for the appointment of

boards of trustees for the several counties of the Commonwealth, and for the appointment of a State supervisor and assistants, and fixing the salaries of such State supervisor and assistants; defining the powers and duties of boards of trustees, including the power of appointing assistants and investigators, and the distribution of funds at their disposal; providing for the apportionment of the State appropriation among the several counties, and requiring counties coming under the provisions of the act to appropriate certain moneys; and providing penalties," extending the age of children whose mothers are entitled to receive assistance.

Referred to the Committee on Pensions and Gratuities.

By Mr. SURFACE. HOUSE BILL No. 668.

An Act legalizing fishing in the waters of the Commonwealth and on the boundaries of the Commonwealth with out-lines and set-lines, with cut bait, dead bait and non-living bait.

Referred to the Committee on Fisheries.

By Mr. SURFACE. HOUSE BILL No. 669.

An Act to amend sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended; making it unlawful to throw or cast the rays of any headlight, spotlight or other artificial light upon a deer, bear or elk, or to use any such light to locate deer, bear or elk; imposing penalties; and providing for the forfeiture of motor vehicles.

Referred to the Committee on Game.

By Mr. ROOT. HOUSE BILL No. 670.

An Act making an appropriation to the Broad Street Hospital, (formerly known as the Women's Homeopathic Hospital), Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 671.

An Act to amend sections three thousand five hundred and thirty and three thousand five hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," providing for the acquisition of competing water companies operating wholly without the city limits; and authorizing a city to extend its water pipes or supply water in territory outside the boundaries of said city.

Referred to the Committee on Cities.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 672.

A Joint Resolution proposing an amendment to article nine, section sixteen, of the Constitution of the Commonwealth of Pennsylvania.

Referred to the Committee on Constitutional Amendments.

By Mrs. WILSON. HOUSE BILL No. 673.

An Act to amend section three as amended, and section eight, of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs; and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," by providing for the free licensing of dogs of unemployed persons.

Referred to the Committee on Agriculture.

By Mr. WEISS. HOUSE BILL NO. 674.

An Act to amend article three, section one, clause (c) of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain in such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled, 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by limiting penalties for delayed payments of rates and requiring the payment of interest on deposits.

Referred to the Committee on Public Utilities.

By Mr. JAMES W. PATTERSON.

HOUSE BILL NO. 675.

An Act making an appropriation to the Western Pennsylvania Hospital, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZAPPALA. HOUSE BILL NO. 676.

An Act to amend sections one and two of the act approved the fifth day of May, one thousand nine hundred and thirty-one (P. L. 91), entitled "An act authorizing the Department of Forests and Waters in certain instances, and with the approval of the Governor, to construct, improve or repair, at the expense of the Commonwealth, portions of roads or highways connecting roads or highways lying within areas of State forest lands with State, county or township roads or highways near such areas;" extending the provisions of said act to forest protection roads and fire lanes on private property.

Referred to the Committee on Forestry.

By Mr. ZAPPALA. HOUSE BILL NO. 677.

An Act to amend sections three hundred eleven, three hundred eighteen and three hundred twenty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended; further amplifying the powers of the retirement board in counties of the second class; increasing the contributions of such counties, county poor districts and employes; and restricting rights to retire for disability in certain cases.

Referred to the Committee on Counties.

By Mr. WEISS. HOUSE BILL NO. 678.

An Act to amend section twenty-one and to repeal section forty-five of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies and township rates and levies," as amended; abolishing imprisonment for failure to pay taxes.

Referred to the Committee on Municipal Corporations.

By Mr. GEORGE E. DOWNEY. HOUSE BILL NO. 679.

An Act making an appropriation to the Lancaster General Hospital, Lancaster, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JAMES W. PATTERSON.

HOUSE BILL NO. 680.

An Act creating and establishing funds for the care, maintenance and relief of aged, retired and disabled employees of Bureau of Police in cities of the second class; providing a pension fund and a death benefit fund for said employees and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; creating a board for the management of said funds and providing for elections of said board; providing for the care and disposition of said funds and the amount, mode and manner of payments to beneficiaries; conferring powers and imposing duties on said board and upon City Councils and the Secretary of the Commonwealth; providing for the transfer and payment of moneys and securities now owned by associations, corporations or police pension funds providing the same or similar relief and benefits and repealing certain acts and parts of acts.

Referred to the Committee on Cities.

By Mr. TURNER. HOUSE BILL NO. 681.

An Act creating a State Commission to relieve unemployment, and defining its powers and duties; providing for the organization of county boards, and defining their powers and duties; and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. WALL. HOUSE BILL No. 682.

An Act to amend section one of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (P. L. 653), entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth, by requiring the use of lights on all boats at certain hours," further regulating the mooring of boats without lights.

Referred to the Committee on Fisheries.

By Mr. CHERVENAK. HOUSE BILL No. 683.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Cambria.

Referred to the Committee on Highways.

By Mr. SIMON. HOUSE BILL No. 684.

An Act to amend sections four hundred and thirteen and seven hundred and ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," changing the license year for the registration of motor vehicles.

Referred to the Committee on Highways.

By Mr. ATKINS. HOUSE BILL No. 685.

An Act to amend the title and to reenact sub-section (b), as amended, of section thirty-five of the act approved the seventh day of June, one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribu-

tion of the estates of presumed decedents; widows and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphan's court in all matters relating to fiduciaries concerned with the estates of decedents," authorizing executors and administrators to sue and be sued in certain actions in which their decedent might have sued or been sued.

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 686.

An Act in relation to the procedure in cases at law in which certain questions other than of jurisdiction over the defendant or of the cause of action are raised preliminarily.

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 687.

An Act authorizing parties to equity suits to dismiss claims or counter claims; and providing that claims shall remain in force as to parties not joining in the dismissal.

Referred to the Committee on Judiciary General.

By Mr. WEISS. HOUSE BILL No. 688.

An Act establishing a court in the County of Allegheny, under the name of the "Criminal Court of Allegheny County;" defining the jurisdiction and powers thereof; said jurisdiction to be concurrent with the jurisdiction and powers of the judges of the Court of Common Pleas of Allegheny County in so far as it relates to the courts of oyer and terminer and general jail delivery and courts of quarter sessions of the peace; regulating procedure therein; providing for the transfer thereto of certain powers, functions, and duties heretofore exercised by other courts; providing for the election and assignment of the judges to said court; defining the powers and duties of the judges of said court; and providing for the appointment of probation officers and other necessary staff officials and assistants.

Referred to the Committee on Judiciary General.

By Mr. HOFFNER. HOUSE BILL No. 689.

An Act authorizing the insurance of deposits of the funds of school districts with the Federal Deposit Insurance Corporation or other similar agency; and prohibiting requiring further security for amounts so insured.

Referred to the Commitee on Education.

By Mr. COLEMAN. HOUSE BILL No. 690.

An Act providing that territory heretofore or hereafter annexed to any city of the second class A, shall constitute a part of the poor district of such city of the second class A, or of the poor district of which said city is a part.

Referred to the Committee on Cities.

By Mr. CAPUTO. HOUSE BILL No. 691.

An Act to amend section nine of the act approved the sixteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1780), entitled "An act to fix the salaries and compensation of the judges of Supreme Court, the judges of the Superior Court, the judges of the courts of common pleas, the judges of the orphans' courts, the judges of the Municipal Court of Philadelphia, and the judges of the County Court of Allegheny County," as amended; providing for the payment of expenses only of judges presiding in other districts and eliminating the existing compensation.

Referred to the Committee on Judiciary General.

By Mr.. FRANCIS T. BAKER. HOUSE BILL No. 692.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. WASSERMAN. HOUSE BILL No. 693.

An Act providing for the filling of vacancies in certain county offices in counties of the first class, and that such appointees shall hold office for the unexpired term.

Referred to the Committee on Cities.

By Mr. ROBINSON. HOUSE BILL No. 694.

An Act to amend section two of the act approved the fourteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within this Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," as amended, providing for the service of process upon the Secretary of Revenue by registered mail.

Referred to the Committee on Judiciary General.

By Mr. SOWERS. HOUSE BILL No. 695.

An Act to amend section seven hundred and two as reenacted of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners,

counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," fixing the fees for the registration of certain motor vehicles.

Referred to the Committee on Highways.

By Mr. ROONEY. HOUSE BILL No. 696.

An Act providing for the exemption from taxes of certain real property in cities of the second class.

Referred to the Committee on Cities.

By Mr. ROONEY. HOUSE BILL No. 697.

An Act relating to lease agreements in the sale of certain articles of personal property, requiring separate leases under certain circumstances, and providing for the effect of leases entered into not in conformity herewith.

Referred to the Committee on Judiciary General.

By Mr. FURMAN. HOUSE BILL No. 698.

An Act to amend section one of the act approved the twentieth day of December, one thousand nine hundred and thirty-three (P. L. 89, 1933-34), entitled "An act appropriating the moneys in the State Stores Fund," providing for the transfer of profits from Pennsylvania Liquor Stores to the General Fund.

Referred to the Committee on Appropriations.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 699.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provision of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. ACHTERMAN. HOUSE BILL No. 700.

An Act to amend section one of the act approved the twenty-first day of April, one thousand eight hundred and forty-six (P. L. 416), entitled "A supplement to the act, 'An Act relating to roads, highways and bridges,'" providing for the vacation of certain roads used and maintained as public roads where the records fail to show how such roads were created or became public roads.

Referred to the Committee on Highways.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 701.

A supplement to the Act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. DUFFORT. HOUSE BILL No. 702.

An Act making an appropriation to the Mercy Hospital of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 703.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. LONGAKER. HOUSE BILL No. 704.

An Act making an appropriation to the Pottstown Hospital, Pottstown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LONGAKER. HOUSE BILL No. 705.

An Act making an appropriation to the Homeopathic Hospital of Pottstown, Pottstown, Montgomery County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LYNCH. HOUSE BILL No. 706.

An Act to amend sections one thousand four hundred four, one thousand four hundred five, and one thousand four hundred eighteen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended; further regulating the transportation of pupils to public schools and high schools.

Referred to the Committee on Education.

By Mr. COHEN. HOUSE BILL No. 707.

An Act making an appropriation to the Children's Home of the City of York, York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LONGAKER. HOUSE BILL No. 708.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Montgomery.

Referred to the Committee on Highways.

By Mr. COHEN. HOUSE BILL NO. 709.

An Act to amend section one of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 1013), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," by requiring three days to lapse between the application for and the issuance of the license.

Referred to the Committee on Judiciary General.

By Mr. FRANCIS T. BAKER. HOUSE BILL NO. 710.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain townships roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. COHEN. HOUSE BILL NO. 711.

An Act to abolish the Journal of the House of Representatives and to adopt the Legislative Journal as the official Journal of the House of Representatives.

Referred to the Committee on Printing.

By Mr. COHEN. HOUSE BILL NO. 712.

An Act making an appropriation to the York Hospital, York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. AUKERMAN. HOUSE BILL NO. 713.

An Act making an appropriation to the Department of Forests and Waters to reimburse District Foresters for moneys advanced to pay premiums on surety bonds given as disbursing officers on Civil Works Administration projects.

Referred to the Commitee on Appropriations.

By Mr. FRANCIS T. BAKER. HOUSE BILL NO. 714.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. HOLLAND. HOUSE BILL NO. 715.

An Act to promote the safety of travelers upon street railways and others, by requiring a crew of two on each street railway car.

Referred to the Committee on Railroad and Railways.

By Mr. FRANCIS T. BAKER. HOUSE BILL NO. 716.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union."

Referred to the Committee on Highways.

By Mr. HALUSKA. HOUSE BILL NO. 717.

An Act requiring individual weighing of mine cars used in the bituminous coal industry; imposing certain duties on county sealers of weights and measures; and imposing penalties.

Referred to the Committee on Mines and Mining.

By Mr. FRANCIS T. BAKER. HOUSE BILL NO. 718.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. EDERER. HOUSE BILL NO. 719.

An Act ratifying, confirming and validating transactions by boards of school directors involving defects and errors of law, but where there was no fraud, corruption, dishonesty or conspiracy to violate the law; and exonerating school directors from surcharge or removal from office in such cases.

Referred to the Committee on Education.

By Mr. WEIDEMANN. HOUSE BILL NO. 720.

An Act to amend sections six hundred and fifty, six hundred and fifty-one, section six hundred and fifty-two as amended, sections six hundred and fifty-four, six hundred and fifty-five and six hundred and fifty six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," empowering counties to acquire lands for recreational purposes, parkways, bridle paths and foot paths by eminent domain.

Referred to the Committee on Counties.

By Mr. HOLLAND. HOUSE BILL No. 721.

An Act to amend the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts and district attorneys; authorizing the estab-

lishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties, further regulating Pennsylvania Liquor Stores as to time of closing, quantities sold and discount to wholesale purchasers; eliminating the prohibition of sales over bars and counters by certain licensees, and the requirements as to tables and chairs.

Referred to the Committee on Law and Order.

By Mr. ROONEY. HOUSE BILL No. 722.

An Act providing for the levy and collection of a tax upon sales of tangible personal property at retail for school purposes, requiring vendors to be licensed and imposing duties on vendors; imposing duties on county treasurers, on the fiscal officers and agencies of the Commonwealth, and on the Department of Public Instruction; prescribing penalties; making appropriations of the proceeds of said tax, and prohibiting school districts receiving proceeds from said tax from levying taxes on real property and other subjects of taxation except to pay funded indebtedness.

Referred to the Committee on Ways and Means.

By Mr. JOHN A. SMITH. HOUSE BILL No. 723.

An Act to amend sections six hundred fourteen and six hundred twenty of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," as amended; providing for the revocation of operator's licenses of paid operators of commercial motor vehicles, motor busses and motor omnibuses in certain cases; and imposing additional penalties on such persons in certain cases.

Referred to the Committee on Highways.

By Mr. FRANCIS T. BAKER HOUSE BILL No. 724.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Union.

Referred to the Committee on Highways.

By Mr. JOHN A. SMITH. HOUSE BILL No. 725.

An Act to amend section four hundred and one of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," as amended; increasing and changing the method of appointments of the boards of trustees of certain State institutions.

Referred to the Committee on State Government.

By Mr. LONGAKER. HOUSE BILL No. 726.

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

Referred to the Committee on Judiciary General.

By Mr. YOURISHIN. HOUSEBILL No. 727.

An Act relating to the appointment of persons to the police departments in boroughs and townships of the first class; providing and regulating examinations, the manner of appointments and the manner and power of removal of employes of said departments; and providing a method for fixing compensation.

Referred to the Committee on Boroughs and Townships.

By Messrs. REISING, MORAN, STEVENS, and GATES. HOUSE BILL No. 728.

An Act abolishing taxes on real estate for school purposes, except such as may be necessary to pay interest and sinking fund charges on funded debt.

Referred to the Committee on Education.

By Mr. SIMON. HOUSE BILL No. 729.

An Act to amend section five of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs; providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended; providing for the transfering penalties," as amended; providing for the transfer of dog licenses where dogs die or are killed.

Referred to the Committee on Agriculture.

By Mr. CHERVENAK. HOUSE BILL No. 730.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Cambria.

Referred to the Committee on Highways.

By Mr. SPROUL. HOUSE BILL No. 731.

An Act to amend section four hundred and ten of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," changing the provisions relating to the revocation and suspension of licenses issued under the provisions of this act.

Referred to the Committee on Law and Order.

By Mr. CHERVENAK. HOUSE BILL No. 732.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Cambria.

Referred to the Committee on Highways.

By Mr. STEVENS. HOUSE BILL No. 733.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the Counties of Westmoreland and Fayette.

Referred to the Committee on Highways.

By Mr. HARMUTH. HOUSE BILL No. 734.

An Act to amend clause forty-six of section one thousand two hundred and two of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," authorizing the erection of memorials.

Referred to the Committee on Boroughs and Townships.

By Mr. STEVENS. HOUSE BILL No. 735.

An Act permitting and regulating fishing in certain reservoirs used for public water supply purposes in accordance with rules and regulations adopted by the Board of Fish Commissioners; modifying the laws with respect to trespass; and imposing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. STEVENS. HOUSE BILL No. 736.

An Act making counties the agents of the State in the collection of transfer inheritance and estate taxes, the issuing of hunters, fishing, dog and mercantile licenses and the payment over of moneys to the Commonwealth; requiring such officers to pay over all fees and commissions received into the county treasury for the use of the county, and to continue to perform the duties imposed by law; and providing for clerical assistance for such officers at the expense of the county, and the payment of the premiums of the bonds of such officers given to the Commonwealth.

Referred to the Committee on Ways and Means.

By Mr. O'NEILL. HOUSE BILL No. 737.

An Act making an appropriation to the board of trustees of the Pennsylvania State Oral School for the Deaf, at Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CAPUTO. HOUSE BILL No. 738.

An Act to amend section seven hundred and two of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 12, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," providing that one-half of all fines and penalties shall be paid to counties.

Referred to the Committee on Counties.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 739.

An Act making an appropriation to the Lancaster County Tuberculosis Society.

Referred to the Committee on Appropriations.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 740.

An Act making an appropriation to the Home for Friendless Children of Lancaster, Lancaster, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRANCIS T. BAKER (By request).

HOUSE BILL No. 741.

An Act to amend sections one, two, five and fourteen of the act approved the tenth day of June, one thousand nine hundred and thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth, by requiring and regulating the examination, licensure, and registration of persons and registration of corporations engaging in the care, preparation and disposition of the bodies of deceased persons and providing penalties," placing the State Board of Undertakers under the supervision of the Department of Health of this Commonwealth and granting licenses without examinations to certain persons under certain conditions.

Referred to the Committee on State Government.

By Mr. FINNERTY. HOUSE BILL No. 742.

An Act making an appropriation to the Contributors to the Pennsylvania Hospital of Philadelphia, Pennsylvania for the maintenance of its department for the sick and injured.

Referred to the Committee on Appropriations.

By Mr. OMINSKY and FINNERTY.

HOUSE BILL No. 743.

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EDERER. HOUSE BILL No. 744.

An Act to amend section two hundred and seventeen of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing for the removal of school directors in certain cases.

Referred to the Committee on Education.

By Mr. VAN ALLSBURG. HOUSE BILL No. 745.

An Act making an appropriation to the Corry Hospital Association, of Corry, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. REYNOLDS. HOUSE BILL No. 746.

An Act making an appropriation to the Berean Manual Training and Industrial School.

Referred to the Committee on Appropriations.

By Mr. JAMES L. SNYDER. HOUSE BILL No. 747.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Perry.

Referred to the Committee on Highways.

By Mr. BARBER. HOUSE BILL No. 748.

An Act to repeal the act approved the twenty-seventh day of June, one thousand nine hundred and thirteen (P. L. 652), entitled "An act providing for the location, construction, operation, and maintenance by the Commonwealth of Pennsylvania of a canal or waterway, from the junction of the Ohio and Beaver rivers, in Pennsylvania, to Lake Erie, at or near the mouth of Indian Creek, in the State of Ohio, with all appurtenances necessary or convenient for the purpose and for the utilization of the water-power developed or created in the construction and operation thereof; providing for the payment of the cost of construction of such canal or waterway and appurtenances out of funds to be contributed by certain counties in the States of Pennsylvania, Ohio, and West Virginia, or any of them, and by the Commonwealth of Pennsylvania and other public authorities; providing for the creation of a canal board to have charge of said work; prescribing and defining the powers and duties of said board, and the conditions under which the said work shall be carried on; providing for the payment of damages sustained by reason of the appropriation of property and rights in the exercise of the right of eminent domain herein conferred; providing for the reimbursement, in the manner provided in this act, of said counties contributing to the payment of the cost of constructing said canal or waterway and appurtenances; imposing certain duties upon the Auditor General and State Treasurer; authorizing the said canal board to make certain rules and regulations for the use of said canal, and making violations thereof misdemeanors, and providing penalties therefor; and making an appropriation for carrying out certain provisions of this act," and its amendments.

Referred to the Committee on Railroads and Railways.

By Mr. NAGEL. HOUSE BILL No. 749.

An Act to amend section two hundred and fifty-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth class; and revising, amending, and consolidating the laws relating thereto," as amended; reducing the number of assistant district attorneys in counties of the fifth and sixth class.

Referred to the Committee on Counties.

By Mr. BRADLEY. HOUSE BILL No. 750.

An Act to amend the title and sections one, two, three, six, nine, ten, eleven and twelve of the act approved the twentieth day of May, one thousand nine hundred and twenty-one (P. L. 984), entitled "An act providing for the condemnation by the Commonwealth of lands suitable and desirable for forest purposes or game preserve purposes or the perpetuation and protection of fish; and defining the powers and duties of the Department of Forestry, the Board of Game Commissioners, and the Department of Fisheries, respectively, in relation thereto," extending said act to the condemnation of lands for State park purposes; and correcting the titles of officers and agencies mentioned in said act in accordance with the Administrative Code.

Referred to the Committee on Forestry.

By Mr. TRONZO. HOUSE BILL No. 751.

An Act relating to the business of selling or leasing furniture, and household articles on the installment or deferred payment plan; and prohibiting the joining in one agreement of sale or lease of articles purchased or leased at different times.

Referred to the Committee on Judiciary General.

By Mr. SHAW. HOUSE BILL No. 752.

An Act for the better government of cities of the second class; abolishing the office of mayor and creating the office of city commissioner; prescribing the powers, duties and qualifications of the city commissioner and fixing his salary; providing for the election of the city commissioner, for the filling of vacancies in said office, and for the appointment of a city commissioner in the first instance by the Governor; providing that the president of city council shall act as city commissioner in certain cases; providing for the appointment of the city solicitor and civil service commissioners; authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary; abolishing the police power now vested in the mayor; and repealing existing laws.

Referred to the Committee on Cities.

By Mr. TRONZO. HOUSE BILL No. 753.

An Act to amend an act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue and repealing all laws general, special or local or any parts thereof that are or may be inconsistent therewith," by adding thereto a new section numbered five hundred twenty-five A; providing that in school districts of the first class the directors shall levy school taxes in the same proportional rates upon different classes of property as taxes for municipal purposes are levied in such districts.

Referred to the Committee on Education.

By Mr. HOLSTROM. HOUSE BILL No. 754.

An Act amend clauses (a) and (c) of section one thousand eight hundred and two clauses (a) and (b) of section one thousand eight hundred and three, and section one thousand eight hundred and six as amended, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," authorizing the Department of Forests and Waters to acquire lands by purchase, gift, condemnation and lease for State forest, park and recreational purposes, and to maintain, develop and re-lease such lands.

Referred to the Committee on Forestry.

By Mr. MOOMAW. HOUSE BILL No. 755.

An Act to amend section eleven of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 551), entitled "An act relating to roads, highways and bridges," as amended, providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officers of any executive, or administrative department.

Referred to the Committee on Highways.

By Mr. RUTH. HOUSE BILL No. 756.

An Act to amend section fourteen of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payment therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by fixing a minimum monthly compensation for certain retired teachers.

Referred to the Committee on Education.

By Mr. WELLIVER. HOUSE BILL No. 757.

An Act to regulate and establish the fees to be charged and collected by the prothonotaries of the courts of common pleas of the several counties of this Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. WEISS. HOUSE BILL No. 758.

An Act to provide for the permanent personal registration of electors in boroughs, towns and townships as a condition of their right to vote, at elections and primaries, requiring the county commissioners of the various counties to act as a registration commission therefor, imposing duties and conferring powers upon such commissioners and their appointees, and upon courts, county officers, election officers, municipal officers, register of vital statistics and boards of school directors.

Referred to the Committee on Elections.

By Mr. COHEN. HOUSE BILL No. 759.

An Act making an appropriation for the payment of the expenses of the Committee of the House of Representatives created to make an audit, inventory and investigation of the liquor store system, and to investigate other facts and circumstances surrounding the liquor store system, and authorizing said committee to fix the compensation of persons employed by it.

Referred to the Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. KILROY. RESOLUTION No. 46.

In the House of Representatives, February 11, 1935.

Whereas, it appears that during the past eleven years there has been appropriated by the Councils of the City of Philadelphia out of the Treasury of the said city three million three hundred and fifty-five thousand dollars ($3,355,000) to the Police Pension Fund of the said City, and

Whereas, it appears that the present total annual liability for payment of benefits to persons legally entitled thereto very substantially exceeds the total annual amount of payments made to the said Police Pension Fund by members thereof, thus imposing on the Treasury of the City of Philadelphia increasingly great financial liability, and

Whereas, it appears that the benefits paid by the said Police Pension Fund to those legally entitled thereto is substantially less than the benefits which the members thereof might have received from approved life insurance companies, if payment of like sums had been made by them to such approved life insurance companies, and

Whereas, it appears that the cost of managing and administering the said Fund is greatly excessive, thereby tending to reduce the amount of benefits paid by the said Police Pension Fund to persons legally entitled thereto and also tending to unnecessarily increase the financial

responsibility of the said City of Philadelphia to the said Fund, and

Whereas, it appears that the said Fund is not operated on a safe and sound acturial basis, and

Whereas, it further appears that the books of account and records of the said Police Pension Fund are not maintained according to the approved and accepted retirement and pension fund accounting standards, and

Whereas, it is believed that the interests of the taxpayers of the City of Philadelphia and the members of the said Fund and the beneficiaries thereof are placed in jeopardy because the funds and investments of the said Police Pension Fund are not subjected to regular periodical audits by the proper municipal authority or by certified public accountants;

Resolved, That the Speaker of the House of Representatives shall appoint five (5) members of the House of Representatives, who together shall constitute a legislative committee.

It shall be the duty of the said committee, following its organization and the selection of a Chairman, Secretary and Counsel, who shall serve without compensation to investigate and study the soundness, safeness, and security of the Police Pension Fund of the City of Philadelphia to ascertain whether the said Fund is efficiently and economically administered, and in accordance with standard practices of approved retirement or pension funds; to determine whether the said Police Fund of the City of Philadelphia is actuarially sound; to audit or cause to be audited the books of account and records of the said Fund and to appraise or cause to be appraised the investments thereof by persons competent to perform such service; to ascertain and determine whether the benefits accorded to members of the Fund are substantially equivalent to those benefits that might be obtained from approved life insurance companies; and to inquire into such other matters and facts concerned with and relating to the said Police Pension Fund of the City of Philadelphia as may be necessary in providing to the General Assembly information requisite to intelligent legislative action with respect to the said Police Pension Fund.

The committee shall have power to hold such hearings as may be necessary. It shall have power to issue subpoenas under the hand and seal of its chairman requiring and commanding any person to appear before it, and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person by any member of the committee or by any sergeant-at-arms of the House of Representatives, and shall have the same force and effect as suppoenas issued out of the courts of the Commonwealth. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before it. Any person who shall wilfully neglect or refuse to appear or testify before said committee, or to produce any books, papers, records and documents shall be subject to the penalties approved by the laws of this Commonwealth in such cases.

Referred to the Committee on Cities.

By Mr. JOHN A. SMITH. RESOLUTION No.47.

In the House of Representatives, February 11, 1935.

Whereas, on the fifth day of February, one thousand nine hundred and thirty-five, the Pennsylvania Motor Truck Association entertained officers and members of the administrative and legislative departments of the State government, at which a national advertiser for one of the large oil refining corporations provided the entertainment; and

Whereas, the Pennsylvania Motor Truck Association ostensibly represents the truck owners of Pennsylvania and is alleged to maintain a legislative lobby in their interest, but according to common rumor said association is interested in opposing legislation for the regulation of superfreighters and tandem transports for the express penefit of large refiners and fleet owners to the detriment of the motor revenues of the Commonwealth; therefore, be it

Resolved, that the Speaker of the House of Representatives be authorized to appoint a special committee composed of five members of the House, whose duty it shall be to examine the officers, directors, employes, books, papers and records of the Pennsylvania Motor Truck Association for the purpose of determining what portion of the moneys necessary to support and finance the alleged legislative lobby are derived from membership dues, and what portion, if any, is derived from subsidies and contributions from refiners and fleet owners and used for the purpose of defeating legislation designed to curb abuses in highway traffic and safeguard road beds from excessive weights.

Resolved, that said committee shall make a report of its finding to the House of Representatives at the present session of the General Assembly as early as possible.

Resolved, that the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

Referred to the Committee on Highways.

By Mr. EDERER. RESOLUTION No. 48.

In the House of Representatives, February 11, 1935.

Whereas, The Democrats have distinctly shown their intention of disregarding the merits of any resolution or bill offered in this House, if presented by a Republican;

Therefore Be It Resolved, That all Republican bills be printed in red ink to enable the Democratic membership more easily to distinguish the same, as either of Republican or Democratic derivation.

Referred to the Committee on Printing.

By Mr. HARMUTH. RESOLUTION No. 49.

In the House of Representatives, February 11, 1935.

Whereas, Many farmers in Western Pennsylvania were seriously affected by drought during last summer as the result of which they are facing the coming season without seed for Spring planting purposes, and by reason of the economic depression are without means to purchase seed; therefore be it

Resolved, That the Department of Agriculture be directed to study the economic condition of the farmers of Western Pennsylvania and devise ways and means by which those in need may be furnished with seed for the Spring planting season, either through loans or the furnishing of seed by the Federal Government or State Government, and to make report to this session of the House of Representatives as to any legislation which may be enacted to relieve the condition described by this resolution;

Resolved, That a copy of this resolution be transmitted to the Department of Agriculture by the Chief Clerk of this House.

Referred to the Committee on Agriculture.

COMMUNICATION

The SPEAKER laid before the House a communication which was read by the Clerk as follows:

NONPARTISAN JUDICIARY

A telegram from the Board of Governors of the Philadelphia Bar Association approving principle of nonpartisan judiciary.

Referred to the Committee on Elections.

LEAVES OF ABSENCE

Mr. Carson asked and obtained leave of absence for Mr. STONE on account of serious illness in the family.

Mr. Coakley asked and obtained leave of absence for Messrs. VAN SICKLE and SINWELL on account of illness.

Mr. Stevens asked and obtained leave of absence for Mr. HABERLEN on account of illness.

REPORTS FROM COMMITTEES

Mr. HOMER S. BROWN, from the Committee on Judiciary General reported as committed, House Bill No. 219, entitled:

An Act providing that the statute of limitations shall not be a defense against claims of poor districts for the maintenance and support of persons who are public charges, including mental patients.

Mr. SCANLON, from the Committee on Municipal Corporations reported as committed, House Bill No. 330, entitled:

An Act making water companies liable for damage caused by fire when it has discontinued supplying water for fire protection purposes to any city, borough, town or township.

Mr. CLIFF PATTERSON, from the Committee on Municipal Corporations reported as committed, House Bill No. 307, entitled:

An Act requiring the meetings of the corporate authorities of all counties, cities, boroughs, incorporated towns, townships, school and poor districts to be open to the public.

Mr. ACHTERMAN, from the Committee on State Government reported as committed, House Bill No. 244, entitled:

An Act reducing the salaries of all officers and employes of the Commonwealth and of counties therein.

Mr. HARKINS, from the Committee on Judiciary General, reported as committed, House Bill No. 203, entitled:

An Act to protect the lives and secure the safety and health of the people by making it unlawful to evict persons from dwellings or levy upon and sell necessary household goods under certain conditions; requiring notice of intent to serve any writ of distress for rent, writ of possession or execution to be served on occupant of dwelling; authorizing courts of common pleas to grant injunctions against the service of such writs, and in such cases, to suspend payment by owner of premises of interest on liens, and to release such owner of liability for payment of certain taxes.

Mr. YOURISHIN, from the Committee on Municipal Corporations, reported as committed, House Bill No. 552, entitled:

An Act authorizing the insurance of deposits of funds of political subdivisions of this Commonwealth with the Federal Deposit Insurance Corporation or other similar agency; and prohibiting requiring further security for amounts so insured.

Mr. JOHN E. BROWN, from the Committee on Counties, reported as committed, House Bill No. 430, (Senate Bill No. 20), entitled:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

Mr. ZAPPALA, from the Committee on Municipal Corporations re-reported as amended, House Bill No. 253, entitled:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes in all counties, cities, school districts, boroughs, townships, towns and poor districts.

Mr. COAKLEY, from the Committee on Municipal Corporations reported as committed, House Resolution No. 43.

Mr. ROBINSON, from the Committee on State Government reported as amended, House Resolution No. 44.

REPORT AND DISCHARGE OF COMMITTEE

Mr. FLINCHBAUGH. Mr. Speaker, your committee appointed to escort the members of the Senate to the Hall of the House has performed that duty and reports that the Senate is now in attendance.

Th SPEAKER. The Committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly; the President Pro Tempore is invited to a seat on the rostrum, and the members of the Senate will be seated in the chairs provided for them in the front part of the House.

JOINT SESSION

Lieutenant-Governor Thomas Kennedy in the Chair.

The SERGEANT AT ARMS OF THE SENATE. Mr. President, I have the honor to present to you the Committee appointed to escort His Excellency the Governor to the Hall of the House.

Mr. NORTON. Mr. President, I have the honor to present His Excellency the Governor of the Commonwealth.

The PRESIDENT. Members of the General Assembly it is my privilege and honor at this time to present His Excellency, the Governor of the Commonwealth.

ADDRESS OF THE GOVERNOR

GOVERNOR EARLE. Ladies and gentlemen of the General Assembly, the time has come for us to consider and take action to meet the most serious crisis in the history of this Commonwealth.

Our problem has been gravely intensified because our predecessors in office deliberately refused to operate on a pay-as-you-go basis and failed to balance the budget for the current biennium.

Last fall I demanded that a special session of the Legislature be summoned to provide the funds necessary to operate the State's normal governmental functions and to meet emergency relief requirements.

A special session was held but instead of enacting a program designed to meet and solve the crisis the responsibility was passed on to this Administration.

As a result we will enter the next biennium with a deficit of almost $50,000,000 which must be met by taxes to be levied during this Administration.

This deficit totals exactly $49,840,952.52. It is made up as follows: $11,976,777.52 deficit on account of appropriations now in effect; $5,821,175 in deficiency appropriations recommended, principally subsidies to impoverished school districts; $13,843,000 borrowed from special funds at the September 1934 special session which must be re-

turned by the end of this year; $15,000,000 unemployment relief and $3,200,000 for Old Age Assistance and Blind Pensions to the end of this biennium.

Before proceeding to a detailed analysis of the budget for the fiscal biennium from June 1, 1935 to May 31, 1937, which I now have the honor to present to your Honorable Body, I should like to make this statement in summary.

The total General Fund apropriations sought for the next biennium amount to $355,656,254.

Of this total $49,840,952.52 is to wipe out the deficit of the current biennium; $120,000,000 is for unemployment relief and $185,815,301.50 for general expenditures.

The $185,815,301.50 includes the following items, totaling $35,212,692.50, which did not appear in the appropriations for the current biennium: $20,000,000 for Old Age Assistance; $3,115,000 for Blind Pensions; $10,347,692.50 increase in interest and sinking fund charges on the State's funded debt and $1,750,000 extra expense to be incurred by the Revenue Department in collection of new taxes to be levied.

Deducting this $35,212,692.50 from the $185,815,301.50 we find that $150,602,609.00 has been appropriated for what may be described as "normal" expenditures for the next biennium.

The current biennium general fund appropriations amounted to $164,549,486.52. When the $5,821,175 deficiency appropriations are added to this sum we have a total of $170,370,661.52.

Making allowance for non-recurring items of $3,457,581.76 in the current biennium General Fund, normal expenditures amounted to a total of $166,913,079.76.

An analysis reveals therefore that the $150,602,609 allocated for normal expenditures in the next biennium reflects a $16,310,470.76 reduction from the comparable $166,913,079.75 for the present biennium ending May 31, 1935, allocated by the previous administration. This reduction has been accomplished by the purging of padded payrolls and the strictest economies in all governmental functions.

The $185,815,301.50 appropriated to the General Fund reflects a 36,135,664 reduction from the $221,950,965.50 appropriations requested. In addition, requests were rejected for allocation of $34,690,522.57 in capital expenditures for new construction and purchase of land.

In seeking a sound and equitable solution of the State's grave and immediate fiscal problems, I have been fortunate in having been able to enlist the services of men having special and expert knowledge of public finances.

Our first task was to ascertain the exact status of the Commonwealth's finances; second, to explore any and all available means for reducing costs of governmental operation and find additional revenue to meet those obligations.

The recommendations which I am submitting to your Honorable Body represent months of conscientious effort on the part of these experts, and I trust that you will give these recommendations your earnest and sympathetic consideration.

It is your responsibility and it is for you to say just how these revenues are to be raised. My responsibility is to lay before you suggestions and recommendations as to possible sources of additional income.

One thing we did not need expert advice upon was in reaching a decision that there are and always have been in this State certain powerful and special business interests that have never borne their proper share of the tax burden.

They have been able to escape in the past because through the control they have been able to exercise over our governmental agencies, they have been granted and guaranteed almost complete exemption from taxation.

Accordingly, in casting about for additional sources of revenue needed to meet the present emergency, these special and hitherto protected corporations should receive immediate scrutiny.

Specifically I refer to those manufacturing corporations which have enjoyed exemption from the five mill capital stock tax that must be paid by other corporations, and to the great utility companies, especially those engaged in the highly remunerative electric light and power industry.

Repeal of the five mill manufacturers' exemption should produce for the biennium the sum of $31,000,000. I recommend such repealing legislation.

Including the repeal of the $31,000,000 manufacturers' exemption, the total of exemptions recommended for repeal, subsequently itemized, total $34,725,000.

I also suggest that there be levied a two per cent gross receipts tax on all utilities; this in lieu of the present tax of eight mills which is collected on most of such corporations. This tax is estimated by experts to produce for the biennium approximately $11,500,000.

I further recommend a tax of one-half mill per kilowatt hour on all electricity produced, sold, bartered, or exchanced in the State. This additional tax will not be inequitable, in view of the fact that the real estate holdings of utilities are largely exempt from taxation by law. Expected revenue from this tax should amount to $8,500,000.

These taxes on the utilities must not be passed on to the public. Before these corporations should be allowed to question the fairness of these taxes, the burden of proof is upon them to show that their operating costs, including executive salaries and holding company management fees are justified.

There has been on our statute books for many years a law authorizing the collection by the counties of a four-mill tax upon personal property. To the extent that collections were made under this law, the taxes on real estate were reduced. Unfortunately, because of defects in this legislation, and in administration, little or no attempt has been made to collect the revenues that are available under this four-mill tax.

Therefore, I propose that this tax be repealed and in lieu thereof a new State tax of five mills on all personal property be levied, half of the net proceeds of which should be returned to the counties. Such a tax will not only serve to produce new revenues for the State but will, in addition, increase the amounts now received by the various counties under the present Act. According to estimates from reliable authorities the State would receive a revenue of $41,500,000 from this tax, while a like amount would be returned to the counties. Collection costs are to be shared equally by the State and counties.

A flat tax of six per cent on corporate net income per year on the basis of returns made to the Federal Government will, it is estimated, provide additional receipts of $20,000,000. This also I recommend on the ground that this tax will be assessed against those best able to pay and will not in any sense be a payroll tax.

As part of my suggested tax program, I ask that you increase taxes on gasoline an additional two cents per gal-

lon. This tax has been estimated to provide $40,000,000 and is to be especially considered on the ground that it will produce immediate revenues urgently needed to meet current obligations and work relief.

Other legislation which I recommend for enactment in order to produce needed revenue are:

Repeal of exemptions under gross receipts tax; estimated revenue, $1,300,000.

Repeal of exemptions to motor trucks; estimated revenue, $375,000.

Repeal of exemptions under insurance tax; estimated revenue $750,000.

The transfer of the collection of mercantile licenses and inheritance taxes from the Auditor General's Office to the Department of Revenue, which will result in increased revenues amounting to $3,950,000.

Repeal of manufacturers' exemption on capital stock tax of foreign corporations; estimated revenue, $1,300,000.

Increased motor license rates on heavier trucks and busses estimated revenue, $7,000,000.

Increased taxes on foreign corporations to equalize with taxes paid by domestic corporations; estimated revenue, $3,000,000.

Establishing a gift tax of two per cent on direct gifts and 10 per cent on collateral gifts; estimated revenue, $1,500,000.

Establishing a tax on cigars, cigarettes and tobacco; estimated revenue, $11,217,260.

Establishing a documentary tax of two cents per $100 on all notes, deeds, bonds, and mortgages; estimated revenue, $2,000,000.

Establishing a tax of 10 per cent on admissions to amusements; estimated revenue, $6,000,000.

Reducing time for escheats and providing for escheats from national banks; estimated revenue, $1,375,000.

Establishing severance taxes covering the removal of natural resources, excepting coal; estimated revenue, $4,000,000.

Establishing a tax on chain stores; estimated revenue, $4,000,000.

Establishing an excise mileage tax on foreign trucks; estimated revenue, $3,000,000.

If all these proposed additional taxes are levied there should result additional revenues for the ensuing biennium which would approximately be equal to the total of the amount of extraordinary expenditures for this period.

No one is more keenly cognizant than I of the sweeping and unprecedented character of the proposals which I have just outlined.

But in considering these recommendations you must also consider, and not for a moment lose sight of the fact that we are confronted with an unprecedented crisis.

More than one-half of the requested increase is needed to keep citizens of Pennsylvania from going hungry or without protection from the elements.

The preceding administration shirked its responsibility to those of our people who, through no fault of their own, have been rendered destitute.

We can no longer evade our plain duty. Our contribution of $5,000,000 per month for relief, or $120,000,000 for the biennium, represents but the smaller part of the total cost of providing relief for our unemployed and their dependents; the balance we hope will be provided by the national government.

We must stop making a cruel farce of Old Age Assistance. The law is on the statute books and it is mandatory that you appropriate $20,000,000 for the needy aged. So, too, with the appropriation of $3,115,000 for the blind.

We cannot maintain our credit if we default on our debt service appropriation of $13,972,692.50 and we must also pay the bills amounting to $49,840,952.52 bequeathed to us by the preceding administration.

So far as I am able to observe, there is not a single item on the list that can be eliminated or reduced. The entire amount must be met through the raising of additional revenues.

I have suggested what I believe are equitable and practicable methods of providing these additional revenues. They may at first glance appear drastic, but they are just and sound. If the General Assembly feels that other methods are preferable, I shall be very glad to consider them, but I will not assent to any proposals which contemplate a general sales tax, a gross income tax, or a wage tax. Nor, will I assent to a graduated income tax, in view of the opinion of the Attorney General that such a tax is unconstitutional. I shall favor a graduated income tax, with exemptions, when the Constitution is revised, with the understanding that the proceeds of such a tax will be devoted solely to reducing the school tax on real estate.

I am unalterably opposed to a general sales tax because it is, in effect, a "sock-the-poor" tax. It is fundamentally an inequitable and unjust tax. The average citizen of this State has to spend every cent of his income and under a general sales tax he would be taxed on every cent of that income. On the other hand, people of means who spend only a part of their income in this State would escape taxation on the greater part of their income, only a relatively small part of which is expended for the necessities of life. In many instances, much of it is expended abroad or outside the borders of the State, while a considerable part of their income is never expended at all.

I am opposed to a gross income tax because it would work hardships on thousands of Pennsylvania businesses and industries operating on a small margin of profit. Such a tax would inevitably mean the difference between doing business at a profit and doing business at a loss, and is therefore unwarranted.

In the very near future I expect to submit legislation to your Honorable Body designed to correct some of the evils that have crept into the state's fiscal system and which through a steady process of accumulation through the years now constitute a heavy and unwarranted drain on the state's revenues.

Loose and remote control of our many and varied institutions must give way to centralized and co-ordinated polices and practices which will permit the establishment of uniform methods of accounting, standardization of salaries and the purchases of supplies and equipment under the direction of the State's Department of Property and Supplies.

State-owned institutions of all kinds, educational, medical and penal must be placed on a more efficient basis.

Management of such institutions by local trustees is in many respects a splendid thing and there are today scores of public-spirited men and women devoting great and earnest effort to the conduct of these establishments.

But the result of this system of "Home Rule" for those

institutions, with the State Treasury at Harrisburg paying the bills, is reflected in constantly mounting operating costs out of all proportion to reasonable standards. This situation calls for immediate action.

Not many Pennsylvanians realize the extent of the drain on the State Treasury of subsidies to various public and semi-private educational facilities, hospitals, penal and correctional institutions, colleges and universities and miscellaneous institutions and activities. For example, of the $185,815,301.50 recommended to the General Fund for the next biennium, approximately $138,000,000 must be expended for education, old age assistance, blind pensions, Mothers' Assistance and in payments to various institutions in the forms of subsidies and outright grants. This is exclusive of the $120,000,000 requested for the next biennium for unemployment relief.

In the budget, recommended appropriations to the State-aided medical and surgical hospitals are given in total. This is also true of the recommended appropriations to State-aided homes. It is proposed to investigate thoroughly the effectiveness of the work of these institutions before specified allocations are made.

Definite allocations were made to State-aided universities and colleges. Here too, investigations will be made before the recommended appropriations become actual appropriations.

Questionable expenditures of State funds have been the furnishing of services to business and industry that should legitimately be paid for by these interests.

I refer particularly to the services rendered by such departments as Insurance, Mines, and Labor and Industry.

In the latter department for instance, there are maintained and operated several inspection divisions. Some of these, such as boiler, bedding and upholstery, and elevator inspections, are self-supporting, because nominal fees are charged for such inspections.

On the other hand, the important division of factory inspection makes no charge and receives nothing for the service it renders. This situation is unwarranted and calls for correction.

So too with the cost of administering the Workmen's Compensation Act.

In other states such as New York, Virginia, Maryland, Kentucky, and Idaho, for example, the charge is passed on to business and industry and made part of the regular production costs. This is as it should be. There never was any good reason why this special service to business and industry should be paid out of the General Fund. I suggest the adoption of the procedure followed in these other states—that of assessing the entire cost of administering the Workmen's Compensation Law and occupational rehabilitation upon the employer, through the insurance companies.

I am citing only a few of the abuses in our fiscal affairs that cry out for correction. There are scores of other places in which substantial reductions in the drain upon the Treasury can be effected and what is more—must be effected.

I have instructed each and every member of my Cabinet to conduct his or her department as if he or she were engaged in competitive business. Every needless position must be abolished; every unjustified expenditure eliminated.

It is not generally realized that in addition to the expenditure of what is commonly known as the General Fund Budget, aggregating as stated above $355,656,255 for the next Biennium, the State collects and expends from the operation of the Motor License Fund, the Fish Fund, the Game Fund, the Banking Department Fund and the State Farm Products Show Fund, an additional $141,470,469.

In other words, the total expenditures by the State and its various agencies during the next biennium will amount to a grand total of $497,126,724, or slightly less than a half billion dollars.

It is my intention at frequent intervals, to inform the citizens as to the exact financial status of the Commonwealth. It is my purpose also to conduct through the various departments a survey of those institutions receiving financial assistance from the Commonwealth and also to make an annual audit in order to determine the use made of the funds supplied by the Commonwealth.

It is also my intention to make a study of existing salary schedules after the several departments have completed the elimination of unnecessary personnel.

No recommendation has been made for capital outlays because I feel that any such program must be coordinated with the recovery plans of the National Administration.

The Department of Highways estimates its revenues out of the Motor License Fund at $138,361,740.97. After deduction of fixed charges, including debt service, etc., there will be available for expenditure during the next biennium approximately $102,000,000 out of the Motor License Fund, plus an estimated $11,000,000 of Federal-aid funds, making a total of $113,000,000.

Of the $113,000,000 available for direct expenditures and road construction and maintenance, $50,769,000 will be expended for road maintenance; approximately $24,000,000 for Federal-aid roads; $9,311,000 for maintenance of rural roads, $1,000,000 for Philadelphia highways and $27,920,000 for State constructed highways and bridges.

In viewing and acting upon these matters affecting the state's fiscal needs and revenues to meet those needs, I have endeavored to keep in my mind at all times the thought that these great sums of money which we must raise to meet normal and extraordinary expenditures represent real financial burdens to each and every one of our taxpayers. I know that for many, new taxes will actually mean hardship and sacrifice.

But on two scores I offer my assurance:

First, all emergency taxes will be discontinued as rapidly as the emergency which created them diminishes.

Second, it is my earnest intention and purpose to keep eliminating all unjustified expenditures in the operation of the State Government. I am convinced that many millions of dollars of the taxpayers' money have been and are being wasted.

But the administrative offices of this Commonwealth can only go so far toward effecting such economies. Enabling legislation is necessary before many of these proposed changes can be initiated.

I therefore ask you to lend a sympathetic ear to any and all proposals originating in our several departments which have for their purpose the curtailment of the operating cost of the state government and the reduction of the tax burden.

I ask the cooperation of your Honorable Body in carrying out this pledge to our citizens. I plead with you to help inaugurate a policy of ruthless economy and high efficiency in our government.

Let us forget about past traditions and age-old practices in a united endeavor to give the people of this Commonwealth the kind of government which they want and to which they are entitled.

The PRESIDENT. The Chair wishes to express the thanks of the General Assembly to the Governor for the splendid message delivered to us this afternoon. Thank you very much.

The business for which the Joint Session of the General Assembly was convened having been transacted the Joint Session is adjourned, and the Senators will please assemble immediately in the Senate Chamber.

The SPEAKER. (WILSON G. SARIG) in the Chair.

BUDGET

The SPEAKER laid before the House the Budget and Supplement to the Budget of the Commonwealth of Pennsylvania for the fiscal biennium June 1, 1935, to May 31, 1937, submitted by the Governor, which was read by the Clerk.

(For the Budget and Supplement to the Budget see Appendix).

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Mines and Mining will meet immediately after the afternoon session in the House Caucus Room.

The Committee on Labor will meet immediately after this morning's session in the House Caucus Room.

All ex-service men in the House and Senate are invited to a buffet luncheon to be given tonight in the Harrisburg American Legion Home on South Front Street at 6:00 P. M.

The Committee on Highways will meet Wednesday morning, February 13th, at 9:30 A. M. in the House Caucus Room.

Major General E. C. Shannon wishes to have a conference with the members of the Committee on Military Affairs in his office at 3:00 P. M. this afternoon.

The Committee on Education will meet at 3:00 o'clock this afternoon in the House Caucus Room.

The Committee on Cities will meet immediately after this session in Room 323.

The SPEAKER. The Chair wishes to remind the members of the Public Charities luncheon at the Penn-Harris Hotel at 1:00 o'clock.

RECESS

The SPEAKER. If there are no objections the Chair will now declare a recess until 3:30 o'clock this afternoon. Are there objections? The Chair hears none and declares a recess until 3:30 o'clock P. M.

AFTER RECESS

The House reconvened at 3:30 o'clock P. M.

The SPEAKER (WILSON G. SARIG) in the Chair.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

REPORTS FROM COMMITTEES

Mr. EBERHARTER, from the Committee on Cities reported as committed, House Bill No. 752, entitled:

An Act for the better government of cities of the second class; abolishing the office of mayor and creating the office of city commissioner; prescribing the powers, duties and qualifications of the city commissioner and fixing his salary; providing for the election of the city commissioner, for the filling of vacancies in said office, and for the appointment of a city commissioner in the first instance by the Governor; providing that the president of city council shall act as city commissioner in certain cases; providing for the appointment of the city solicitor and civil service commissioners; authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary; abolishing the police power now vested in the mayor; and repealing existing laws.

Mr. ANDREWS, from the Committee on Cities reported as committed, House Bill No. 257, entitled:

An Act to amend article three of the act, approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," as amended; removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment.

Mr. HARMUTH, from the Committee on Labor reported as amended, House Bill No. 443, entitled:

An Act relating to and providing for the establishment by the Department of Labor and Industry of minimum fair wage standards for women and minors employed in trades and industries in this Comonwealth; providing for the creation of wage boards to recommend to the Department of Labor and Industry after study and investigation, minimum fair wages for women and minors in any ocupation; conferring powers and duties upon the Department of Labor and Industry and the wage boards; imposing certain duties and requirements upon employers of women and minors; providing for the enforcement of the act, and providing civil and criminal penalties.

Mr. WELSH, from the Committee on Education reported as committed, House Bill No. 547, entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand forty-three), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe, as defined in the act, to elect to be covered by the Retirement System; and providing for the making of back contributions.

MOTION TO DISCHARGE COMMITTEE

Mr. SOWERS. Mr. Speaker, I move that the Law and Order Committee be discharged from further consideration of House Bill No. 98, entitled:

An Act to amend section four eleven of the Act approved the twenty-ninth day of November A. D. one thousand nine hundred and thirty-three, pamphlet laws, extraordinary session nineteen hundred and thirty-three, page fifteen, entitled; "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of

Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees and imposing penalties," permitting the sale of liquor and malt liquor over counters and bars.
which was offered January 5, 1935 and referred on January 15th, 1935, and that the same be placed upon the House Calendar.

On the question,
Will the House agree to the motion?

MOTION TO MAKE SPECIAL ORDER

Mr. SOWERS. Mr. Speaker, I move that the motion be made a special order of business for tomorrow at 10:30 A. M.

On the question,
Will the House agree to the motion?

The SPEAKER. The Chair requests the gentleman from Philadelphia, Mr. Sowers, to inform the Chair as to the date of reference of this bill.

Mr. SOWERS. Mr. Speaker, the bill was offered on January 14, 1935; was referred on January 15, 1935; was taken up by the chairman of the Law and Order Committee on January 16, 1935. Request was made of the chairman for a hearing and for a meeting of that committee and nothing has occurred.

The SPEAKER. The Chair will call the attention of the gentleman from Philadelphia, Mr. Sowers, to the fact that the history shows that the bill was referred on January 15, while the motion of the gentleman from Philadelphia, Mr. Sowers, states that it was referred on January 21.

Mr. SOWERS. Mr. Speaker, well, I just made a mistake of six days in favor of the Law and Order Committee. Mr. Speaker, may I correct that mistake?

The SPEAKER. The Chair will correct the date.

Mr. SOWERS. Mr. Speaker, I would like to withdraw the motion that I made and substitute next Monday night at 9:30 as the hour for the special order of business.

On the question,
Will the House agree to the motion?

It was not agreed to.

On the question recurring,
Will the House agree to the motion to discharge the committee?

Mr. SOWERS. Mr. Speaker and members of the House, the motion before you is a motion to discharge the Committee on Law and Order from further consideration of House Bill No. 98, which is an amendment to the Liquor Control Act permitting the sale of liquors over counters and bars.

The bill was offered in this House on January 14. The bill was referred by the Speaker of the House to the Committee on Law and Order on January 15. On January 16 of this year the chairman of the Committee on Law and Order picked up the bill at the Speaker's office and apparently has had it ever since. No meeting of the Committee on Law and Order has been had; that committee has not organized even.

Forty-two days of our prospective one-hundred day session have already expired and legislation in the Committee on Law and Order has received no consideration whatever. I requested the chairman of the Committee on Law and Order as early as a week or ten days ago to call a meeting of that committee. I made that suggestion in writing. Yesterday I requested the chairman of the Committee on Law and Order to hold a meeting and his answer to me was that he would call a meeting when it pleased him.

I submit to this House that that is not the way to handle legislation, especially as forty-two days of this session have already passed, and I further submit, Mr. Speaker, that the Committee on Law and Order ought to function. Our bills in that committee ought to receive consideration. They ought either to be approved or rejected. They should not be held there in abeyance.

I wish to say to the members of this House that if we are to continue as we now are, we will be here until September 1st. If you have no desire to stay here that long, you certainly ought to support this motion to discharge this committee from further consideration of this bill.

Mr. MELCHIORRE. Mr. Speaker, I just want to make one correction in connection with the little speech just made by my friend from Philadelphia, and that is, that he only asked me last night when I was going to call a meetings of the Committee on Law and Order and that he did not ask me ten days ago. That is the only correction I would life to make in his little speech.

Mr. COHEN. Mr. Speaker and members of the House, the House gave its unanimous consent, possibly, a little more than a week ago for the institution of a committee of the House to investigate the Liquor Control Board.

As a part of that investigation, undoubtedly one of the functions of the committee would be to make certain recommendations to this House for future legislative enactment. This particular bill is an attempt to amend our present Liquor Control act and might possibly be one of the recommendations that will come from your committee, whose function it is to investigate the Liquor Control Board and the Liquor Control Board's functions and the operations of the Liquor Control act.

I, therefore, say to the members of the House that common logic would indicate that the motion to discharge the committee from the consideration of this bill should be defeated now, pending the submission of recommendations which will undoubtedly be presented to this House by your committee.

Mr. SOWERS. Mr. Speaker, I would like to interrogate the gentleman from York.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. COHEN. I will, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, will the gentleman from York, Mr. Cohen, state whether the Liquor Control investigating committee will investigate the question of the propriety or impropriety of drinking liquor at bars.

Mr. COHEN. Mr. Speaker, the committee appointed by your House will investigate the Liquor Control Board, ascertain how the present Liquor Control act affects the conduct of the Board, and ascertain how this Liquor Control Board performs the functions for which it was created. The administration of the act will also come within the purview of the committee, to ascertain its effect upon the drinkers, whether they drink it at the bar or at the table.

Mr. SOWERS. Mr. Speaker, may I ask the gentleman from York whether the committee expects to call experts on the subject?

The SPEAKER. For the information of the House, the Chair wishes to read Rule 40, which governs the discharge of committees:

"That when a bill or resolution has been ten calendar days in the hands of the committee after having been referred to it any committee may be discharged from the further consideration of the bill or resolution by a vote of eighty-five members."

MOTION LAID ON TABLE

Mr. SOWERS. Mr. Speaker, I move that the motion to make a special order lie on the table.

On the question,

Will the House agree to the motion?

It was agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 227, entitled:

An Act requiring the corporate authorities of cities of the first, second, second A and third class cities, having a paid or part paid fire department, to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen, and the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors, and the manner and method of whereby such election may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. SARRAF. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for further consideration.

The motion was agreed to.

BILL ON FIRST READING

Mr. RUTH. Mr. Speaker, I ask unanimous consent to call up at this time House Bill No. 430, Senate Bill No. 20, which was reported from Committee this morning so that we can read it the first time today, have it on second reading tomorrow and third reading on Monday night, for the reason that there is a County Treasurer who is going to have a tax sale on Tuesday morning unless we pass this bill.

Mr. WITKIN. Mr. Speaker and members of the House, I join with the gentleman from Berks, Mr. Ruth, in asking unanimous consent to call this bill up and read it the first time.

The SPEAKER. Will the House give its unanimous consent to call this bill up and read it the first time? Are there objections? The Chair hears none and consent is granted.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 430 (Senate Bill No. 20), entitled:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 355, entitled:

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school districts wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two four five eight eleven twelve fourteen twenty-one and twenty-two of the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established

as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" as amended are hereby amended or further amended as the case may be to read as follows

Section 2 No minor under [fourteen] sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation except that a minor between the ages of fourteen and sixteen years may be employed as hereinafter provided in such work as will not interfere with school attendance.

Section 4 No minor under [sixteen] eighteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation for more than six consecutive days in any one week or more than [fifty-one] forty hours in any one week or more than [nine] eight hours in any one day [or]

No minor under sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation before [six] seven o'clock in the morning or after [eight] seven o'clock in the evening of any day In computing the maximum number of hours per day or per week permitted under this act the hours spent in school by said minors shall be considered as part of the working day or working week

No minor under eighteen years of age shall be employed or permitted to work for more than five hours continuously in about or in connection with any establishment without an interval of at least thirty minutes for a lunch period and no period of less than thirty minutes shall be deemed to interrupt a continuous period of work

Section 5 No minor under sixteen years of age shall be employed or permitted to work in [operating or assisting in operating any of the following machines which for the purposes of this act are considered dangerous paper-lace machines job or cylinder printing presses operated by power other than footpower stamping machines used in sheet metal and tinware or in paper or leather manufacturing or in washer and nut factories metal or paper cutting machines corrugating-rolls such as are used in making corrugated paper or in roofing or washboard factories dough-brakes or cracker machinery of any description wire or iron straightening or drawing machinery rolling-mill machinery power punches or shears washing or grinding or mixing machinery calendar-rolls in paper and rubber manufacturing or other heavy rolls driven by power laundering machinery upon or in connection with any dangerous electrical machinery or appliances Nor shall any minor under sixteen years of age be employed or permitted to work in any capacity in adjusting or assisting in adjusting any belt to any machinery or in proximity to any hazardous or unguarded belts machinery or gearing while the same is in motion nor] about or in connection with any manufacturing or mechanical occupation or process nor on scaffolding nor in heavy work in the building trades nor in stripping or assorting [or manufacturing] tobacco nor in any tunnel [nor in a public bowling-alley nor in a pool or billiard-room nor in the] [manufacture of paints colors or white-lead nor in any capacity in preparing compositions in which dangerous leads or acids are used nor in the manufacture or use of dangerous or poisonous dyes] nor upon any railroad steam electric or otherwise nor upon any boat engaged in the transportation of passengers or merchandise nor in operating motor-vehicles of any description nor in any anthracite or bituminous coal-mine or in any other mine [nor about blast furnaces nor in or about any distillery brewery or any establishment where alcoholic liquors are manufactured or bottled]

No minor under eighteen years of age shall be employed or permitted to work in the operation or management of hoisting machines in oiling or cleaning machinery in motion in the operation or use of any polishing or buffing-wheel at switch-tending at gate-tending at track repairing as a brakeman fireman engineer or motorman or conductor upon a railroad or railway as a pilot fireman or engineer upon any boat or vessel in the manufacture of paints colors or white lead in any capacity in preparing compositions in which dangerous leads or acids are used in the manufacture or use of dangerous or poisonous dyes in any dangerous occupation in or about any mine or in or about establishments wherein gunpowder nitroglycerine dynamite or other high or dangerous explosive is manufactured or compounded [as a chauffeur of an automobile or an aeroplane]

No minor under eighteen years of age shall be employed or permitted to work in about or in connection with any establishment where alcoholic liquors are distilled rectified compounded brewed manufactured bottled sold or dispensed

[No minor shall be employed or permitted to work in or in connection with any saloon or bar-room where alcoholic liquors are sold] No minor shall be employed to serve or handle alcoholic liquor or permitted to serve or handle alcoholic liquor in any establishment where alcoholic liquors are sold or dispensed nor be employed or permitted to work in violation of the laws relating to the operation of motor vehicles by minors

In addition to the foregoing it shall be unlawful for any minor under eighteen years of age to be employed or permitted to work in any [other] occupation dangerous to the life or limb or injurious to the health or morals of the said minor as such occupations shall from time to time after public hearing thereon be determined and declared by the Industrial Board of the Department of Labor and Industry Provided That if it should be hereafter held by the courts of this Commonwealth that the power herein sought to be granted to the board is for any reason invalid such holding shall not be taken in any case to affect or impair the remaining provisions of this section

Section 8 Before any minor under [sixteen] eighteen years of age shall be employed permitted or suffered to work in about or in connection with any establishment or in any occupation the person employing such minor shall procure and keep on file and accessible to any attendance officer deputy factory inspector or other authorized inspector or officer charged with the enforcement of this act an employment certificate as hereinafter provided issued for said minor

Section 11 Employment certificates shall be of two classes general employment certificates and vacation employment certificates General employment certificates shall entitle [the] a minor [fourteen] sixteen to [sixteen] eighteen years of age to work during the entire year Vacation employment certificates shall entitle [the] a minor fourteen to [sixteen] eighteen years of age to work as herein provided on any day except at times on such days as such minor is required to attend school under the provisions of the laws now in force or hereafter enacted

Section 12 The official authorized to issue a general or a vacation employment certificate shall not issue such certificate until he has received examined approved and filed the following papers namely

a A statement signed by the prospective employer or by some one duly authorized on his behalf stating that he expects to give such minor present employment and setting forth the character of the same and the number of hours per day and per week which said minor will be employed

b [A school record as hereinafter provided]

[c] A certificate of physical fitness as hereinafter provided

[d] c Proof of age as hereinafter provided

Section 14. The certificate of physical fitness required

by this act shall be signed in a school district of the first second or third class by a physician [approved] employed by the board of school directors of the school district in which said minor resides and in a school district of the fourth class by a physician [approved] appointed by the State Department of Health and shall state that the said minor has been thoroughly examined by the said physician at the time of the application for an employment certificate and is physically qualified for the employment specified in the state of the prospective employer. In any case where the said physician shall deem it advisable he may issue a certificate of [his] physical fitness for a limited time at the expiration of which time the holder shall again appear and submit to a new examination before being permitted to continue at work. Provided however, That in a school [districts] district of the first second or third [and fourth classes] class the physical examination of a minor provided for by this act shall be made by a physician employed by the board of school directors of the school district in which such minor resides [or employed by the Commonwealth as the case may be] and in a school district of the fourth class by a physician appointed by the State Department of Health that the certificate of physical fitness provided for by this act shall be signed by said physician and that no fee or other compensation for such service shall be required to be paid by such minor or by his parent or guardian

Section 21. It shall be the duty of every person who shall employ any minor under the age of [sixteen] eighteen years to post and keep posted in a conspicuous place in every establishment wherein said minor is employed permitted or suffered to work a printed [copy] abstract of the sections of this act relating to the hours of labor and a list or lists of all minors employed under the age of [sixteen] eighteen years and a schedule of the hours of labor of such minors. The schedule of hours of labor herein required shall contain the name of minor employed or permitted to work the maximum number of hours such minor shall be required or permitted to work on each day of the week with the total for the week the hours for commencing and stopping work and the hours when the time allowed for meals shall begin and end for each day of the week. Such minor may begin work after the time for beginning and stop before the time for ending work stated in such schedule but he shall not otherwise be employed or permitted to work in or in connection with any establishment except as stated in such schedule. Such copies of the [sections] abstracts of this act and blanks for compliance with the provisions shall be prepared by the Department of Labor and Industry and be furnished by it on application of such employer. Every person employing minors under [sixteen] eighteen years of age shall furnish the employment certificates and lists provided for in this act for inspection to attendance officers factory inspectors or other authorized inspectors or officers charged with the enforcement of this act.

Section 22. Whenever any minor shall be employed or permitted to work in any establishment or at any occupation who in the judgment of any officer charged with the enforcement of this act is under the legal age for such work or is working at a time forbidden by law for such minor or whenever any minor shall be employed or permitted to work in or in connection with any establishment who in the judgment of any officer charged with the enforcement of this act is under [sixteen] eighteen years of age and for whom the person employing or permitting such minor to work shall not have on file an employment certificate such officer may demand from the person employing or permitting such minor to work that he shall either furnish to such officer within ten days evidence of age as defined in section fifteen of this act that such minor is in fact of legal age for the work in which he is engaged or over or [sixteen] eighteen years of age or over as the case shall be or shall cease to employ or permit such minor to work as aforesaid: Provided, That such person by thus ceasing to employ or permit such minor to work shall not be relieved from any of the fines or penalties provided in this act for the employment or work of a minor contrary to law. In case such person shall fail to furnish to said officer within ten days after the making of such demand the required evidence of age and shall thereafter employ such minor or permit him to work as aforesaid proof of the making of such demand and of failure to produce the evidence required shall be prima facie evidence of the illegal employment of such minor in any prosecution brought therefor.

On the question,

Will the House agree to the section?

Mr. REISING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 2, line 4, by inserting after the word "fourteen" the word: "seventeen."

Amend section 1, page 4, line 9, by inserting after the word "attendance" the following: "Provided, however, That nothing contained in this section shall be construed as superseding or modifying any provision contained in section seven of this act."

Amend section 1, page 7, line 5, by inserting after the word "dispensed" the following: "nor in a public bowling-alley nor in a pool or billiard-room."

Amend section 1, page 9, line 15, by striking out with light-faced brackets the word "state" and insert in lieu thereof "statement."

Amend section 1, page 10, by inserting between lines 5 and 6 the following section:

Section 17. It shall be the duty of every person who shall employ any minor under [sixteen] eighteen years of age to acknowledge, in writing, to the official issuing the same, the receipt of the employment certificate of said minor, within three days after the beginning of such employment. On termination of the employment of a minor under [sixteen] eighteen years of age, the employment certificate issued for such minor shall be returned by mail, by the employer, to the official issuing the same, immediately upon demand of the minor for whom the certificate was issued, or, otherwise, within three days after termination of said employment. The official to whom said certificate is so returned shall file said certificate and preserve the same. Any minor whose employment certificate has been returned, as above provided, shall be entitled to a new employment certificate upon presentation of a statement from the prospective employer, as hereinabove provided, accompanied by a certificate of physical fitness, issued in the manner hereinabove provided and based upon a reexamination of said minor, and certifying that the minor is physically able to undertake the work for which the new employment certificate is to be issued.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections and title were separately read and agreed to as follows:

Section 2 That section three as amended and sections thirteen sixteen and nineteen of the said act be and the same are hereby repealed.

Section 3 This act shall go into effect on the first day of July one thousand nine hundred thirty-five.

An Act to amend the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the

prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" as amended by prohibiting employment of minors between fourteen and sixteen years of age except in certain types of work which will not interfere with school attendance further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work and the hours of labor further regulating employment certificates and requiring such certificates for minors under eighteen imposing on school districts the duty to issue such certificates further requiring schedules of the hours of employment to be posted and repealing certain sections.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 195 as follows:

An Act to further amend section seven hundred four of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" prohibiting the use of dogs in hunting bear or the chasing of bear by dogs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred four of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred thirty-one (Pamphlet Laws four hundred fifty-five) is hereby further amended to read as follows

Section 704 Unlawful Methods of Hunting

(a) Unlawful Methods and Devices

It is unlawful for any person to shoot at or to shoot for game unless the same is plainly visible to him or to dig out or smoke live game out of its den or place of refuge.

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound game of any kind through the use of what is commonly known as an automatic gun or an automatic firearm of any kind or a swivel gun or an air-rifle or the apparatus known as a silencer or from an automobile or vehicle or boat or craft of any kind propelled by any mechanical power or to set lay or prepare for use or to use any trap snare net birdline deerlick pitfall turkey blind turkey call or turkey pen or to make use of or to take advantage of any artificial light battery or other contrivance or device or to make use of any method or device not specifically permitted by this act for the purpose of catching or taking or wounding or killing game

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound raccoons except in the manner provided in the preceding section

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

(c) Unlawful to Kill Elk or Deer in Water

It is unlawful for any person at any time to shoot at or kill or wound or capture or attempt to kill or wound or capture either an elk or a deer while taking refuge in or swimming through the waters of any of the streams ponds or lakes

(d) Use of Dogs in Hunting Deer Elk Wild Turkey

It is unlawful for any person to make use of a dog in hunting elk or deer or bear or wild turkey and every person who takes a dog into the woods or who has possession or control of a dog in the woods and every person in a camp which has a dog in their possession or control or in which a dog is harbored shall be liable to the fines prescribed in this article for the unlawful chasing taking or killing of elk or deer or bear or wild turkey as the case may be if such dog within a radius of ten miles from said camp or from any point where such dog has been accompanied by such person or persons runs after pursues or follows upon the track of any elk or deer or bear for a distance of one-half mile or does pursue or scatter wild turkeys

(e) Hunting with Ferrets

Except as otherwise provided in this act it is unlawful for any person to hunt for or catch or kill or cause or permit the hunting of hares or rabbits with or through the use of a ferret. The fact that any person shall place a ferret in any hole or opening outside of buildings in which a rabbit might be found or shall be caught in the act of using a ferret in taking hares or rabbits or shall have a ferret in possession or under control in either the fields or forests or any vehicle upon the highways or on railroad or railway cars shall render such person liable to the penalty prescribed in this article. Any ferret found running at large or found in the possession or under the control of a person not possessed of a ferret license or of a person convicted of violating any provisions of this act shall be forfeited to the Commonwealth and shall be immediately killed by the officer or citizen into whose hands such animal may come.

(f) Unlawful Crafts and Vehicles

It is unlawful to hunt for or pursue or to follow after with intent to kill game of any kind from or with or through the use of any boat or craft propelled by any means other than oars or pole or handpaddle. Any person using a craft or boat for such purposes contrary to this section or the captain or owner or other person in charge of such boat or craft who shall allow or knowingly permit the same to be used contrary to this section shall be liable to the fines provided for in this article.

It shall be unlawful to hunt for or pursue or to follow game of any kind with any vehicle or to use any vehicle or its lights or equipment for the killing wounding or catching of game of any kind or to use any vehicle for the transportation of game illegally killed.

(g) Hunting with Decoys

It is unlawful for any person or for any number of persons acting together to place in any of the waters of this Commonwealth for the purpose of attracting wild waterfowl more than thirty-six specimens of artificially prepared wooden ducks or ducks of any character commonly used as decoys or to shoot over or attempt to control more than thirty-six such decoys so placed as to cover not exceeding one-fourth of a mile upon any stream or lake.

It is unlawful for any person or for any number of persons acting together to use decoys unless each specimen is marked with a metallic plate or tag giving in plain

English the name and address of the owner or owners or to have such decoys in the water more than thirty-six hours without removing them for at least twelve hours before replacing in the water.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 329 entitled:

An Act to amend section seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended making it unlawful to throw or cast the rays of any headlight spotlight or other artificial light upon a deer bear or elk.

The first section was read as follows:

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (P. L. 453) are hereby further amended to read as follows:

Section 704. Unlawful Methods of Hunting.

(a) Unlawful Methods and Devices

It is unlawful for any person to shoot at or to shoot for game unless the same is plainly visible to him or to dig out or smoke live game out of its den or place of refuge.

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound game of any kind through the use of what is commonly known as an automatic gun or an automatic firearm of any kind or a swivel gun or an air-rifle or the apparatus known as a silencer or from an automobile or vehicle or boat or craft of any kind propelled by any mechanical power or to set lay or prepare for use any trap snare net birdline deerlick pitfall turkey blind turkey call or turkey pen or to make use of or to take advantage of any artificial light battery or other contrivance or device or to make use of any method or device not specifically permitted by this act for the purpose of catching or taking or wounding or killing game.

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound raccoons except in the manner provided in the preceding section.

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

It is unlawful for any person or one or more of a group of persons together to throw or cast the rays of a spotlight headlight or other artificial light on any highway or in any field woodland or forest upon a deer elk or bear while having in his or their possession or under their control a firearm or other implement whereby a deer bear or elk could be killed even though such animal be not shot at injured or killed The provisions of this paragraph shall not apply if it shall be proven that the headlights of a motor vehicle operated by the defendant or defendants while traveling on a highway in the usual way cast a light upon such animal on or adjacent to such highway and there was no attempt or intent to locate such animal

(c) Unlawful to Kill Elk or Deer in Water

It is unlawful for any person at any time to shoot at or kill or wound or capture or attempt to kill or wound or capture either an elk or a deer while taking refuge in or swimming through the waters of any of the streams ponds or lakes

(d) Use of Dogs in Hunting Deer Elk Wild Turkey

It is unlawful for any person to make use of a dog in hunting elk or deer or wild turkey and every person who takes a dog into the woods or who has possession or control of a dog in the woods and every person in a camp which has a dog in their possession or control or in which a dog is harbored shall be liable to the fines prescribed in this article for the unlawful chasing taking or killing of elk or deer or wild turkey as the case may be if such dog within a radius of ten miles from said camp or from any point where such dog has been accompanied by such person or persons runs after pursues or follows upon the track of any elk or deer for a distance of one-half mile or does pursue or scatter wild turkeys

(e) Hunting with Ferrets

Except as otherwise provided in this act it is unlawful for any person to hunt for or catch or kill or cause or permit the hunting of hares or rabbits with or through the use of a ferret The fact that any person shall place a ferret in any hole or opening outside of buildings in which a rabbit might be found or shall be caught in the act of using a ferret in taking hares or rabbits or shall have a ferret in possession or under control in either the fields or forests or any vehicle upon the highways or on railroad or railway cars shall render such person liable to the penalty prescribed in this article Any ferret found running at large or found in the possession or under the control of a person not possessed of a ferret license or of a person convicted of violating any provision of this act shall be forfeited to the Commonwealth and shall be immediately killed by the officer or citizen into whose hands such animal may come

(f) Unlawful Crafts and Vehicles

It is unlawful to hunt for or pursue or to follow after with intent to kill game of any kind from or with or through the use of any boat or craft propelled by any means other than oars or pole or handpaddle Any person using a craft or boat for such purposes contrary to this section or the captain or owner or other person in charge of such boat or craft who shall allow or knowingly permit the same to be used contrary to this section shall be liable to the fines provided for in this article

It shall be unlawful to hunt for or pursue or to follow game of any kind with any vehicle or to use any vehicle for the transportation of game illegally killed wounding or capturing of game of any kind or to use any vehicle for the transportation of game illegally killed

(g) Hunting with Decoys

It is unlawful for any person or for any number of persons acting together to place in any of the waters of this Commonwealth for the purpose of attracting wild waterfoul more than thirty-six specimens of artifically prepared wooden ducks or ducks of any character commonly used as decoys or to shoot over or attempt to control more than thirty-six such decoys so placed as to cover not exceeding one-fourth of a mile upon any stream or lake

It is unlawful for any person or for any number of persons acting together to use decoys unless each specimen is marked with a metallic plate or tag giving in plain English the name and address of the owner or owners or to have such decoys in the water more than thirty-six hours without removing them for at least twelve hours before replacing in the water

Section 725 Penalties Any person violating any of the provisions of the sections of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

(a) For hunting or shooting or chasing or catching or killing any game or attempting to shoot or chase or catch or kill with or without dogs any game upon the first day of the week commonly called Sunday or for hunting for or shooting at or catching or killing or attempting to hunt for or shoot at or catch or kill any game other than wild turkey and grouse between one-half hour after sunset of one day and one-half hour before sunrise of the day following or hunting or killing wild turkey and grouse between sunset of one day and sunrise of the day following contrary to the provisions of this article twenty-five dollars

(b) For using a vehicle or boat or craft or permitting the same to be used contrary to the provisions of this article fifty dollars for each day

(c) For using decoys contrary to the provisions of this article ten dollars for each decoy

(d) For taking any wild animal or wild bird contrary to the provisions of this article ten dollars for each trap or device so used

(e) For failure to keep or produce upon demand by an officer the roster or record of a hunting party as required by the provisions of this article twenty-five dollars

(f) For failure to tag or mark a deer or elk or bear within six hours after killing as required by the provisions of this article twenty-five dollars

(g) For shipping transporting carrying or conveying parts of large game in any package container or baggage of any description without having a card or marker attached as provided by this article twenty-five dollars

(h) For a common carrier or his or its agent to knowingly or negligently transport game from one point to another in this Comonwealth contrary to the provisions of this article twenty-five dollars

(i) For violating any of the provisions of this article relating to living birds and the eggs thereof and living animals imported or brought into or released within this Commonwealth fifty dollars of each bird or egg or animal imported or sold or released contrary to said provisions

(j) For interfering with or destroying the nest or egg of any game bird contrary to the provisions of this article fifty dollars for each nest

(k) For interfering with or destroying the nest or egg of a protected bird contrary to the provisions of this article ten dollars for each nest

(l) For shooting at or wounding or taking or killing or possessing any protected bird contrary to the provisions of this article ten dollars

(m) For selling or offering for sale or possessing for the purpose of sale or transporting or shipping or attempting to transport or ship any protected bird or any bird that may have been brought into this Commonwealth which belongs to the same family or the skins or plumage of any such bird twenty dollars

(n) For making use of or taking advantage of any vehicle headlight or spotlight or artificial light or battery or other contrivance or device to spot or locate or hunt for or catch or take or kill or wound any elk deer or bear contrary to the provisions of this article five hundred dollars

(o) Except as otherwise herein provided for hunting or chasing or catching or taking or killing or wounding or receiving or delivering or transporting or shipping or using or concealing or assisting to conceal or having in possession or attempting to hunt for catch take kill wound or transport contrary to this article or for violating any of the provisions of this article relating to the shipping or transportation or removal out of this Commonwealth or relating to the buying or selling or bartering of

I Each elk two hundred dollars and in the discretion of the court six months' imprisonment

II Each deer one hundred dollars

III Each bear fifty dollars

IV Each wild turkey ruffed grouse pheasant quail or woodcock twenty-five dollars

V Each other game bird or game animal ten dollars

In any case where any game bird or game animal was legally taken and held in possession after the time permitted by this article the fine shall be one-half of the fine above prescribed

In addition to the fine above prescribed any person who shall make use of or have in possession or under control a ferret contrary to the provisions of this article shall be liable to a fine of twenty-five dollars for each ferret and costs of prosecution

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

On the question,

Will the House agree to the section?

Mr. BERNHARD. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section, page 8, line 20, by striking out with light-faced brackets, the word "five" and insert in lieu thereof "one"

Amend section, page 8, line 21, by inserting after the word "dollars" the following: "on each person concerned"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended; making it unlawful to throw or cast the rays of any headlight, spotlight or other artificial light upon a deer, bear or elk.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 164, entitled:

An Act to amend section seven hundred and eighteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended permitting dogs to be trained on Sunday during the training season

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and eighteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred fifty-five) is hereby further amended to read as follows

Section 718 Training of Dogs on Certain Game During the period between one hour before sunrise and ten o'clock post meridian eastern standard time dogs when accompanied by and under control of their owner or handler may be trained upon any game in this Commonwealth excepting elk or deer or wild turkey from the twentieth day of August to the last day of February next following [Sundays excepted] so long as no firearms usually raised at arm's length and fired from the shoulder are carried and no injury is inflicted upon said animals or birds. This section does not prohibit the training of dogs on raccoons during the nighttime It shall also be alwful to hold field meets or trials for dogs with led game animals at any time between the first day of March and the twentieth day of August next following or field meets where bird dogs are permitted to work on liberated or native wild game birds in exhibition or contest at any time during daylight hours from the first day of March to the thirty-first day of March of each year Sundays excepted if a permit for such field meet of either kind or class has been applied for to the Board of Game Commissioners and issued by the board and a fee of twenty dollars ($20) has been paid by the applicant to the executive secretary of the board whose duty it shall be to supervise the holding of such field meet and to enforce the terms of the permits therefor and the rules and regulations of the board for the holding of such meets "Under control" is hereby defined to mean within call except when actually on a trail or track of legal game

Any person who shall train a dog or dogs or permit a dog or dogs under his control to pursue or follow upon the track of any small game contrary to the foregoing provisions shall be liable to a fine of ten dollars for each offense

On the question,

Will the House agree to the section?

Mr. SCHROPE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 2, line 14, by striking out the word "alwful," and inserting in lieu thereof the following: "lawful."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

MOTION TO RECOMMIT

Mr. PARKS. Mr. Speaker, I move that this bill together with the amendments be recommitted—

The SPEAKER. The Chair wishes to inform the gentleman that we not yet agreed to the bill on second reading. The motion is therefore premature.

BILLS ON SECOND READING

The title was read and agreed to as follows:

An Act to amend section seven hundred and eighteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, permitting dogs to be trained on Sunday during the training season.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT

Mr. PARKS. Mr. Speaker, I move that this bill be recommitted to the Committee on Game for further consideration.

On the question,

Will the House agree to the motion?

Mr. SCHROPE. Mr. Speaker and members of the House, this bill was before the Game Committee and was unanimously approved and is now before this House for consideration.

This bill is not a very difficult bill to understand; it simply permits the training of dogs on Sunday during the training season.

Therefore, I ask the members of this House to vote down the motion.

Mr. PARKS. Mr. Speaker and members of the House, I am asking for your support in the recommitment of this bill. This bill is not fair to the wild life in the woods. They can not come here to defend themselves, and they are not even allowed one day in the week to have a family reunion.

POINT OF ORDER

Mr. SCHROPE. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Schuylkill will state his point of order.

Mr. SCHROPE. Mr. Speaker, the gentleman is not speaking on the motion.

The SPEAKER. The gentleman from Blair, Mr. Parks, must confine his remarks to the motion to recommit.

Mr. PARKS. Mr. Speaker, I am asking the members of the House to recommit this bill because it vitally concerns the future sportsmanship of our State as well as the inhabitants thereof.

On the question recurring,

Will the House agree to the motion?

It was not agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 39, as follows:

An Act to promote the objects of the National Housing Act by authorizing building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges to make loans pursuant to titles one and two of the National Housing Act by authorizing executors administrators guardians trustees building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges to invest in mortgages insured and in debentures issued by the Federal Housing Administrator by authorizing building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges to invest in securities of national mortgage associations and by providing for the use of such bonds debentures and other securities as collateral or deposit security

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges are authorized

(a) To make such loans and advances of credit and purchases of obligations representing loans and advances of credit as are eligible for insurance pursuant to title

one section two of the National Housing Act for the purpose of financing alterations repairs and improvements upon real property made subsequent to June twenty-seventh one thousand nine hundred and thirty-four and to obtain such insurance

(b) To make such loans secured by real property or leasehold as the Federal Housing Administrator insures or makes a commitment to insure pursuant to the provisions for mutual mortgage insurance in title two of the National Housing Act for the purpose of financing the construction or purchase of dwellings and similar residential property and the refinancing of mortgages and to obtain such insurance

Section 2 (a) It shall be lawful for executors administrators guardians trustees building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges to invest their funds and the moneys in their custody or possession eligible for investment in bonds secured by mortgages insured by the Federal Housing Administrator and in debentures issued by the Federal Housing Administrator in settlement of claims for insurance pursuant to title two of the National Housing Act

(b) It also shall be lawful for building and loan associations banks bank and trust companies savings banks trust companies insurance companies associations and exchanges to invest their funds and the moneys in their custody or possession eligible for investment in securities of national mortgage associations or similar national mortgage credit institutions now or hereafter organized under title three of the National Housing Act

(c) The bonds debentures and other securities herein made eligible for investment may be used as collateral or deposit security in any case where collateral or deposits shall be required or permitted by the law of this Commonwealth as security

Section 3 No law of this Commonwealth requiring security upon which loans or investments may be made or prescribing the nature amount or form of such security or prescribing or limiting interest rates upon loans or investments or prescribing or limiting the period for which loans or investments may be made shall be deemed to apply to loans or investments made pursuant to the foregoing sections of this act

Section 4 This Act shall become effective immediately upon final enactment

Section 5 The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—203

Achterman,	Eberharter,	Lynch,	Schwab,
Alexander,	Ederer,	Male,	Schwartz,
Allen,	Eroe,	Mallen,	Shaw,
Altenburg,	Falkenstein,	Mason,	Shepard,
Andrews,	Ferko,	McCreary,	Shortz,
Arnold,	Finnerty,	McDermott,	Shreiner,
Atkins,	Fitch,	McDevitt,	Shugarts,
Aukerman,	Flanagan,	McElroy,	Siegel,
Baine,	Flinchbaugh,	McHenry,	Simon,
Baker, F. T.,	Flynn,	McKinney,	Simpson,
Baker, J. J.,	Forrest,	Melchiorre,	Sloan,
Baldi,	Furman,	Mentzer,	Smith, J. A.,
Barber,	Gates,	Merrell,	Smith, W. G.,
Barnhardt,	Gerard,	Moomaw,	Snyder, F. E.,
Bernhard,	Gillette,	Mooney,	Snyder, J. L.,
Blumberg,	Green,	Moore,	Sowers,
Boose,	Greenstein,	Moran,	Spangler,
Boyd, H. N.,	Habbyshaw,	Moul,	Sproul,
Boyd, R.,	Haberlen,	Muir,	Stank,
Boyer,	Hagerty,	Munley,	Stevens,
Bradley,	Haluska,	Murrin,	Stewart,
Brancato,	Hamilton, F. P.,	Nagel,	Stockham,
Brennan,	Hamilton, R. S.,	Nothnagle,	Stott,
Brown, H. S.,	Harkins,	O'Keefe,	Sumney,
Brown, J. E.,	Harmuth,	Ominsky,	Surface,
Brownfield,	Hart,	O'Neill,	Tahl,
Brumbaugh,	Hartman,	Panton,	Terry,
Burke,	Hefferon,	Parks,	Tronzo,
Cannon,	Hermansen,	Patterson, C.,	Trout,
Caputo,	Hetrick,	Patterson, J. W.,	Tumelty,
Carr,	Hindman,	Pearson,	Turner,
Carson,	Hirsch,	Perry,	Van Allsburg,
Castor,	Hoffner,	Peters,	Walker,
Chervenak,	Holland,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	Larue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Ruth,	Yeakel,
Dilley,	Long,	Sarraf,	Yourishin,
Downey, G. E.,	Longaker,	Scanlon,	Zappala,
Downey, J. J.,	Lovett,	Schrock,	Zimmerman,
Duffort,		Schrope,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 434, entitled:

An Act validating adoptions in courts of record of the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Eberharter,	Male,	Schwab,
Alexander,	Ederer,	Mallen,	Schwartz,
Allen,	Eroe,	Mason,	Shaw,
Altenburg,	Falkenstein,	McCreary,	Shepard,
Andrews,	Ferko,	McDermott,	Shortz,
Arnold,	Finnerty,	McDevitt,	Shreiner,
Atkins,	Fitch,	McElroy,	Shugarts,
Aukerman,	Flanagan,	McHenry,	Siegel,
Baine,	Flinchbaugh,	McKinney,	Simon,
Baker, F. T.,	Flynn,	Melchiorre,	Simpson,
Baker, J. J.,	Forrest,	Mentzer,	Smith, J. A.,
Baldi,	Furman,	Merrell,	Smith, W. G.,
Barber,	Gates,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gerard,	Mooney,	Snyder, J. L.,
Bernhard,	Gillette,	Moore,	Sowers,
Blumberg,	Green,	Moran,	Sproul,
Boose,	Greenstein,	Moul,	Stank,
Boyd, R.,	Habbyshaw,	Muir,	Stevens,
Boyer,	Hagerty,	Munley,	Stewart,
Bradley,	Haluska,	Murrin,	Stockham,
Brancato,	Hamilton, F. P.,	Nagel,	Stott,
Brennan,	Hamilton, R. S.,	Nothnagle,	Sumney,
Brown, H. S.,	Harkins,	O'Keefe,	Surface,
Brown, J. E.,	Harmuth,	Ominsky,	Tahl,
Brownfield,	Hart,	O'Neill,	Terry,
Brumbaugh,	Hartman,	Panton,	Tronzo,
Burke,	Hefferon,	Parks,	Trout,
Cannon,	Hermansen,	Patterson, C.,	Tumelty,
Caputo,	Hetrick,	Patterson, J. W.,	Turner,
Carr,	Hindman,	Pearson,	Van Allsburg,
Carson,	Hirsch,	Perry,	Walker,
Castor,	Hoffner,	Peters,	Wall,

Chervenak,	Holland,	Pfaff,	Wasserman,
Coakley,	Holstrom,	Phillips,	Weidemann,
Cochran,	Hoopes,	Piole,	Weiss,
Cohen,	Horst,	Powers,	Welliver,
Coleman,	Jackson,	Reising,	Welsh,
Condon,	Jones,	Reynolds,	Westrick,
Conner,	Kane,	Rhys,	White,
Coolahan,	Kelso,	Rinn,	Wickersham,
Cordier,	Kilroy,	Roan,	Wilson,
Davies,	Kinney,	Robinson,	Witkin,
Decker,	Klingler,	Rooney,	Wood,
Denning,	Kobelak,	Root,	Woodside,
Dent,	Larue,	Ruffennach,	Yeakel,
Diehl,	Linderman,	Ruth,	Yourishin,
Dilley,	Long,	Sarraf,	Zappala,
Downey, G. E.,	Longaker,	Scanlon,	Zimmerman,
Downey, J. J.,	Lovett,	Schrock,	Sarig,
Duffort,	Lynch,	Schrope,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 435, entitled:

An Act to amend section one as amended and section four of the act approved the fourth day of April one thousand nine hundred and twenty-five (P. L. 127), entitled "An act relating to adoption" authorizing adoptions by adult citizens of the United States and providing for appeals in adoption cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Schwartz,
Alexander,	Eroe,	Mason,	Shaw,
Allen,	Falkenstein,	McCreary,	Shepard,
Altenburg,	Ferko,	McDermott,	Shortz,
Andrews,	Finnerty,	McDevitt,	Shreiner,
Arnold,	Fitch,	McElroy,	Shugarts,
Atkins,	Flanagan,	McHenry,	Siegel,
Aukerman,	Flinchbaugh,	McKinney,	Simon,
Baine,	Flynn,	Melchiorre,	Simpson,
Baker, F. T.,	Forrest,	Mentzer,	Sloan,
Baker, J J.,	Furman,	Merrell,	Smith, J. A.,
Baldi,	Gates,	Moomaw,	Smith, W. G.,
Barber,	Gerard,	Mooney,	Snyder, F. E.,
Barnhardt,	Gillette,	Moore,	Snyder, J. L.,
Bernhard,	Green,	Moran,	Sowers,
Blumberg,	Greenstein,	Moul,	Spangler,
Boose,	Habbyshaw,	Muir,	Sproul,
Boyd, R.,	Hagerty,	Munley,	Stank,
Boyer,	Haluska,	Murrin,	Stevens,
Bradley,	Hamilton, F. P.,	Nagel,	Stewart,
Brancato,	Hamilton, R. S.,	Nothnagle,	Stockham,
Brennan,	Harkins,	O'Keefe,	Stott,
Brown, H. S.,	Harmuth,	Ominsky,	Sumney,
Brown, J. E.,	Hart,	O'Neill,	Surface,
Brownfield,	Hartman,	Panton,	Tahl,
Brumbaugh,	Hefferon,	Parks,	Terry,
Burke,	Hermansen,	Patterson, C.,	Tronzo,
Cannon,	Hetrick,	Patterson, J. W.,	Trout,
Caputo,	Hindman,	Pearson,	Tumelty,
Carr,	Hirsch,	Perry,	Turner,
Carson,	Hoffner,	Peters,	Van Allsburg,
Castor,	Holland,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	Larue,	Ruffennach,	Wood,
Dent,	Linderman,	Ruth,	Woodside,
Diehl,	Long,	Sarraf,	Yeakel,
Dilley,	Longaker,	Scanlon,	Yourishin,
Downey, G. E.,	Lovett,	Schrock,	Zappala,
Downey, J. J.,	Lynch,	Schrope,	Zimmerman,
Duffort,	Male,	Schwab,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

LEGISLATIVE REFERENCE BUREAU

The SPEAKER. The Chair has a letter received from Mr. Fertig of the Legislative Reference Bureau, which he has asked me to read for the information of the members. It is as follows:

The Legislative Reference Bureau earnestly requests Members of the House of Representatives not to transmit bill requests by page or other messenger unless the manuscript is signed. Pages are bringing large quantities of unsigned material into the Bureau, and when questioned as to the author, will announce a name which is frequently found to be incorrect. This results in confusion and the transmittal of bills to wrong parties. Where more than one request is transmitted at one time on separate sheets of paper, each request should be signed to avoid error. The cooperation of the Members in this respect will greatly minimize errors.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Appropriations will meet on Wednesday morning, February 13, at 9:30 in Room 325.

The Committee on Ways and Means will meet in the House Caucus Room at 8:00 o'clock this evening.

A meeting of the sergeant-at-arms, his assistants and clerks to committees will be held immediately after this session in the office of the sergeant-at-arms.

The Committee on Federal Relations will meet on Wednesday morning, February 13, at 9:30 A. M.

ADJOURNMENT

Mr. PIOLE. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:00 o'clock.

The motion was agreed to, and (at 4:32 o'clock P. M.) the House adjourned until Wednesday, February 13, 1935, at 10:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., WEDNESDAY, FEBRUARY 13, 1935 No. 15

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 13, 1935.

The House met at 10:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Frank W. Ruth, a member of the House, offered the following prayer:

O Lord, our Redeemer, we come to Thee on this beautiful winter morning. We give thanks for the blessings which Thou hast bestowed upon us during the past night and for the opportunities that Thou art presenting to us today. May we in the short time that has been given us today to do Thy work give the best that we have in us. As we return to our home to assume our duties and obligations there, we ask that Thou wilt guide us so that we may come back determined to do the work which Thou hast called upon us to do to full completion, that Thy will may be done and that Thy kingdom may come. In the Master's name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Cochran the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. CORDIER. HOUSE BILL No. 760.

An Act making an appropriation to the Hahneman Hospital, City of Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JOHN J. BAKER. HOUSE BILL No.761.

An Act making an appropriation to the South Side Hospital of Pittsburgh, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JAMES L. SNYDER. HOUSE BILL No. 762.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Perry.

Referred to the Committee on Highways.

By Mr. ZAPPALA. HOUSE BILL No. 763.

An Act making an appropriation to the Elizabeth Steel Magee Hospital, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZAPPALA. HOUSE BILL No. 764.

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto, and repealing existing laws, abolishing the county poll tax in counties of the second class; eliminating provisions for the assessment and collection of poll taxes for voting purposes; and correcting said act with respect to the assessment of persons for occupation taxes for borough and township purposes.

Referred to the Committee on Counties.

By Mr. ZAPPALA. HOUSE BILL No. 765.

An Act to amend section one of the act approved the twenty-sixth day of April, one thousand eight hundred and fifty-five (P. L. 309), entitled "An act relating to damages for injuries producing death," as amended; increasing the class entitled to recover damages.

Referred to the Committee on Judiciary General.

By Mr. ZAPPALA. HOUSE BILL No. 766.

An Act to amend section two of the act approved the ninth day of July, one thousand eight hundred and ninety-seven (P. L. 219), entitled "An act providing for the classification of real estate and other property for purposes of taxation, and for the election of assessors and prescribing the duties thereof in cities of the second class," providing for appeals from assessments in years other than the triennial year.

Referred to the Committee on Cities.

By Mr. LONGAKER. HOUSE BILL NO. 767.

An Act to amend section one thousand two hundred and eight and to repeal section one thousand two hundred and five of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," providing tenure for teachers, principals and supervising principals and the procedure and causes for which a teacher, principal or supervising principal may be dismissed or be denied reelection; and providing for appeals.

Referred to the Committee on Education.

By Mr. WASSERMAN. HOUSE BILL NO. 768.

An Act to amend sections five and six of the act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended, by changing the time for filing nomination papers and changing the time for filing objections thereto.

Referred to the Committee on Education.

By Mr. ALTENBURG. HOUSE BILL NO. 769.

An Act making an appropriation to the Titusville Hospital, Titusville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JAMES L. SNYDER. HOUSE BILL NO. 770.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Perry.

Referred to the Committee on Highways.

By Mr. OMINSKY. HOUSE BILL No. 771.

An Act making an appropriation to the Pennsylvania Working Home for Blind Men, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. OMINSKY. HOUSE BILL No. 772.

An Act making an appropriation to the Union Home for Old Ladies of West Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. OMINSKY. HOUSE BILL No. 773.

An Act making an appropriation to the Home for the Aged, located at One Thousand Eight Hundred and Nine, Mount Vernon Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PHILLIPS. HOUSE BILL No. 774.

An Act making an appropriation to the Johnson Industrial School, of Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STOTT. HOUSE BILL No. 775.

An Act relating to the sale, delivery, weighing and importation of manure for mushroom growing; making certain practices in connection therewith misdemeanors, and fixing fines and penalties for the violation thereof; providing for the payment of such fines into the State Treasury; and requiring the Department of Agriculture to enforce the provisions of this act.

Referred to the Committee on Agriculture.

By Mr. WASSERMAN. HOUSE BILL No. 776.

An Act to amend sections seven hundred two and seven hundred thirteen as reenacted, and section seven hundred sixteen as amended, of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by reducing the amounts of the fees for registration, operator's licenses and certificates of title.

Referred to the Committee on Highways.

By Mr. FALKENSTEIN. HOUSE BILL No. 777.

An Act making an appropriation to the Jefferson Medical College, of Philadelphia, Pennsylvania, for medical education.

Referred to the Committee on Appropriations.

By Mr. LONGAKER. HOUSE BILL No. 778.

An Act to reenact and amend the act approved the seventeenth day of January, one thousand nine hundred and thirty-four (P. L. 243, 1933-34), entitled "An act to protect the owners of mortgaged property during the present emergency by limiting the amount of deficiency judgments during a certain period," requiring the plaintiff or use plaintiff to proceed to fix the amount of any deficiency judgment before execution thereon.

Referred to the Committee on Judiciary General.

By Mr. FALKENSTEIN. HOUSE BILL No. 779.

An Act making an appropriation to the Jefferson Medical College, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 780.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing additional routes in the County of Lackawanna.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 781.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 782.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Commitee on Highways.

By Mr. DAVIES. HOUSE BILL No. 783.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Commitee on Highways.

By Mr. DAVIES. HOUSE BILL No. 784.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Lackawanna.

Referred to the Committee on Highways.

By Mr. SCHWARTZ. HOUSE BILL No. 785.

An Act to assist in lessening unemployment by prohibiting the employment in the service of the Commonwealth at a salary or compensation of any married person whose spouse is regularly employed in a gainful occupation, and providing for certain exceptions.

Referred to the Committee on State Government.

By Mr. SCHWARTZ. HOUSE BILL No. 786.

An Act to amend section three of the act approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife, enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will, and enabling them to sue and to testify against each other in certain cases," as amended; providing that married women may become surety on any bond, bail or recognizance.

Referred to the Committee on Judiciary General.

By Mr. GILLETTE. HOUSE BILL No. 787.

An Act making an appropriation to the Roberty Packer Hospital, of Sayre, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ROBERT S. HAMILTON. HOUSE BILL No. 788.

An Act making an appropriation to the Memorial Hospital at Roxborough, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ROBERT S. HAMILTON. HOUSE BILL No. 789.

An Act making an appropriation to the Northern Home for Friendless Children, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 790.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. FALKENSTEIN. HOUSE BILL No. 791.

An Act making an appropriation to the Curtis Clinic, Out-Patient Department of the Jefferson Medical College Hospital of Philadelphia, Pennsylvania, for maintenance.

Referred to the Committee on Appropriations.

By Mr. WEIDEMANN. HOUSE BILL No. 792.

An Act making an appropriation to the Delaware County Hospital, Lansdowne Avenue and Garrett Road, Upper Darby, Delaware County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. YEAKEL. HOUSE BILL No. 793.

An Act making an appropriation to the Tabor Home for Children, Doylestown, Bucks County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. YEAKEL. HOUSE BILL No. 794.

An Act making an appropriation to the Grandview Hospital, located near Sellersville, Bucks County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEIDEMANN. HOUSE BILL No. 795.

An Act to amend section eight hundred eight of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," as amended, limiting the provisions of the section to township funds.

Referred to the Committee on Boroughs and Townships.

By Mr. TRONZO. HOUSE BILL No. 796.

An Act making an appropriation to the Passavant Hospital, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. YEAKEL. HOUSE BILL No. 797.

An Act making an appropriation to the Quakertown Hospital Association, Quakertown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. COHEN. HOUSE BILL No. 798.

An Act defining and regulating the practice of photography; providing for the licensing and registration of persons to carry on the practice of photography, and the promulgation and enforcement of rules for the conduct thereof; creating and prescribing the powers and duties of a State Board of Photographic Examiners in the Department of Public Instruction; and imposing penalties.

Referred to the Committee on Education.

By Mr. EBERHARTER. HOUSE BILL No. 799.

An Act making an appropriation to the Children's Hospital at Pittsburgh, in the City of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EBERHARTER. HOUSE BILL No. 800.

An Act making an appropriation to the Elizabeth Steel Magee Hospital, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EBERHARTER. HOUSE BILL No. 801.

An Act making an appropriation to the Montefiore Hospital Association of Western Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. TURNER. HOUSE BILL No. 805.

An Act making an appropriation to the Trustees of the Pennsylvania Military College, Chester, Pennsylvania, for the training and education of students.

Referred to the Committee on Appropriations.

By Mr. ROBINSON. HOUSE BILL No. 806.

An Act to amend section one thousand one of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," fixing the compensation of councilmen in boroughs.

Referred to the Committee on Boroughs and Townships.

By Mr. YOURISHIN. HOUSE BILL No. 807.

An Act making an appropriation to The United Charities of Hazleton, Hazleton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PERRY. HOUSE BILL No. 808.

An Act relating to discrimination of prices; making certain discrimination in the sale prices of commodities unlawful; and making the violation of the provisions of the act a misdemeanor; and providing a penalty.

Referred to the Committee on Judiciary Local.

By Mr. PEARSON. HOUSE BILL No. 809.

An Act making an appropriation to the Allegheny Valley Hospital, Tarentum, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARKINS (By request). HOUSE BILL No. 810.

An Act relating to memorial halls in counties of the second class erected in honor of the veterans of the wars of the United States and providing for the use, up-keep and management and control of such halls.

Referred to the Committee on Counties.

By Mr. ANDREWS. HOUSE BILL No. 811.

An Act to amend section one thousand two hundred and one of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," prohibiting mayors from holding other public offices.

Referred to the Committee on Cities.

By Mr. ALLEN. HOUSE BILL No. 812.

An Act making an appropriation to the Department of Military Affairs for the acquisition by purchase or condemnation of lands, the payment of labor, and the purchase of supplies, materials and equipment, to enlarge and improve the Military Reservation at Indiantown Gap, and imposing certain duties upon the State Military Reservation Commission and the Department of Property and Supplies.

Referred to the Committee on Appropriations.

By Mr DIEHL. HOUSE BILL No. 813.

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in cities other than first and second class; and repealing existing acts relating thereto," by changing such compensation.

Referred to the Committee on Counties.

By Mr. MOUL. HOUSE BILL No. 814.

An Act to amend section one hundred and one of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 459), entitled "An act concerning game, and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto" as amended; transferring the skunk or polecat from the furbearing animal class to the vermin class.

Referred to the Committee on Game.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 815.

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard.

Referred to the Committee on Military Affairs.

By Mr. BARBER. HOUSE BILL No. 816.

An Act relating to motion picture exhibitions and sound motion picture exhibitions, together with orchestral or other instrumental music, or mechanical musical accompaniment, prelude, playing or selection in connection with or incidental thereto on Sunday; prohibiting motion picture exhibitions and sound motion picture exhibitions, and orchestral or other instrumental musical, or mechanical musical accompaniment, prelude, playing or selection incidental thereto on Sunday, during certain hours; and also during other hours, unless the electors of a municipality approved thereof; and unless in certain cases a license has first been secured from the municipal authorities; providing for referendums to ascertain the will of the electors, and providing penalties and repealing inconsistent laws.

Referred to the Committee on Law and Order.

By Mr. HART. HOUSE BILL No. 817.

An Act to amend section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 662), entitled "An act relating to retirement from the Pennsylvania National Guard," by including service in United States Navy or Marine Corps in preferred classifications.

Referred to the Committee on Military Affairs.

By Mr. DIEHL. HOUSE BILL No. 818.

An Act to reenact section three hundred and five of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," fixing the compensation of elected county tax assessors in cities of the third class, boroughs, towns and townships of the second class and repealing inconsistent legislation.

Referred to the Committee on Counties.

By Mr. WILLIAM G. SMITH. HOUSE BILL No. 819.

An Act to amend sections five and nine as amended, sections fourteen and twenty-five, sections thirty-two and thirty-four as amended, sections thirty-six and thirty-seven, section thirty-eight as amended, and section forty, and to repeal section sixty, of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by providing a uniform system for the payment of rental and hire for armories, buildings and animals; regulating the payment of compensation for injuries or death resulting from service, decreasing the minimum annual allowances to certain units, and increasing maximum headquarters expense allowance; providing an annual uniform allowance for officers and warrant officers; regulating pay of enlisted men; repealing provisions for collection of military fines by civil process; and otherwise harmonizing the act with Federal law.

Referred to the Committee on Military Affairs.

By Mr. WILLIAM G. SMITH. HOUSE BILL No. 820.

An Act making an appropriation to the George Junior Republic Association of Western Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WILLIAM G. SMITH. HOUSE BILL No. 821.

An Act making an appropriation to the Grove City Hospital, in the Borough of Grove City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 822.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Lackawanna.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 823.

An Act to establish as State highways certain sections of public roads in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. COHEN. HOUSE BILL No. 824.

An Act to amend section seventeen of the act approved the fifteenth day of May, one thousand nine hundred and fifteen (P. L. 534), entitled "An act relating to motion-picture films, reels, or stereopticon views or slides; providing a system of examination, approval, and regulation thereof, and of the banners, posters, and other like advertising matters used in connection therewith; creating the Board of Censors; and providing penalties for the violation of this act," as amended; increasing the fee for the examination of films, reels and views.

Referred to the Committee on Ways and Means.

By Mr. COHEN. HOUSE BILL No. 825.

An Act imposing a tax upon producers and distributors of motion picture films sold, leased, released and licensed for exhibition purposes in this Commonwealth; defining producers and distributors; providing for the payment and collection of such tax; imposing powers and duties upon the Department of Revenue and Board of Censors; and duties upon such producers and distributors; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. COOLAHAN. HOUSE BILL No. 826.

An Act to amend section one of the act approved the seventeenth day of May, one thousand nine hundred and thirty-three (P. L. 804), entitled "An act to preserve the continuity of service of officers and enlisted men of the Pennsylvania National Guard who were mustered into the service of the United States during the World War and afterward were enlisted or commissioned in the said National Guard," making such continuity of service effective for qualification for service medals.

Referred to the Committee on Military Affairs.

By Mr. CANNON. HOUSE BILL No. 827.

An Act requiring cities of the first class to proceed to collect tax liens against manufacturing and industrial real estate permanently closed down.

Referred to the Committee on Cities.

By Mr. CANNON. HOUSE BILL No. 828.

An Act to protect the lives and secure the safety of the people by making it unlawful to evict persons from dwellings, or deprive and sell or urge to sell the necessary household goods under certain conditions; requiring notice of intent to serve any writ or distress for rent, writ of possession or execution to be served on occupant of dwelling; authorizing courts on common pleas to grant injunctions against the service of such writs, and in such cases to suspend payment by owner of premises of interest on liens, and to release such owner of liability for payment of certain taxes.

Referred to the Committee on Judiciary General.

By Mr. CANNON. HOUSE BILL No. 829.

An Act making an appropriation to the Northeastern Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CANNON. HOUSE BILL No. 830.

An Act to amend sections one and two of the act approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays and for the payment, acceptance and protesting of bills, notes, drafts, checks and other negotiable paper on such days," as amended, declaring Mothers' Day, the fifteenth day of August a legal holiday.

Referred to the Committee on Judiciary General.

By Mr. McKINNEY. HOUSE BILL No. 831.

An Act to amend part of section two of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," as amended; changing certain routes in the city of Oil City.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 832.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" by establishing certain streets in Utica Borough, Venango County, as a State highway.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 833.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act; establishing an additional route in the County of Mercer.

Referred to the Committee on Highways.

By Mr. McKINNEY. HOUSE BILL No. 834.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain power upon Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. ACHTERMAN. HOUSE BILL No. 836.

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securties belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended, by adding new sections and repealing certain sections; changing the method of appointing certain agents and employes of the Commonwealth engaged in the appraisement and collection of inheritance and estate taxes and mercantile taxes and license fees; and further defining the powers and duties of the Department of Revenue in the collection of such taxes and license fees.

Referred to the Committee on Ways and Means.

By Mr. OMINSKY. HOUSE BILL No. 837.

An Act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax upon the capital stock of certain corporations, joint-stock associations, limited partnerships, and companies heretofore exempt, and increasing the rate of tax on the capital stock of fire and marine insurance companies.

Referred to the Committee on Ways and Means.

By Mr. DECKER. HOUSE BILL No. 838.

An Act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by substituting a franchise tax on foreign corporations in lieu of the capital stock tax on such corporations; imposing a tax upon the capital stock of certain corporations, joint-stock associations, limited partnerships and companies heretofore exempt; and increasing the rate of tax on the capital stock of fire and marine insurance companies.

Referred to the Committee on Ways and Means.

By Mr. EBERHARTER. HOUSE BILL No. 839.

An Act to amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (Pamphlet Laws, one hundred forty-nine), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing said tax and providing for the distribution thereof.

Referred to the Committee on Ways and Means.

By Mr. CLIFF PATTERSON. HOUSE BILL No. 840.

An Act to further amend section twenty-four of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing upon certain domestic insurance companies and associations a gross premiums tax on business for the year ending one thousand nine hundred and thirty-four, and every year thereafter, and requiring such companies and associations to make reports in writing to the Department of Revenue.

Referred to the Committee on Ways and Means.

By Mr. ROBINSON. HOUSE BILL No. 841.

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax.

Referred to the Committee on Ways and Means.

By Mr. HOMER S. BROWN. HOUSE BILL No. 842.

An Act to further amend section seven hundred and thirteen of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the counts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring certain domestic insurance companies and associations to make certain reports in writing to the Department of Revenue on the fifteenth day of March, one thousand nine hundred and thirty-five, and every year thereafter.

Referred to the Committee on Ways and Means.

By Mr. BURKE. HOUSE BILL No. 843.

An Act to amend section three of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, six hundred and ninety-four), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and propery for hire," by removing deductions from, and eliminating credits against, the tax imposed by the act.

Referred to the Committee on Ways and Means.

By Messrs. O'KEEFE and SHAW
HOUSE BILL No. 844.

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class.

Referred to the Committee on Cities.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 56. (HOUSE BILL No. 802).

An Act to amend clause (d) of section ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1216), entitled, "An act to define real estate brokers and real estate salesmen; and providing for the licensing, regulation, and supervision of resident and nonresident real estate brokers and real estate salesmen and their business," as amended, by defining the powers of the courts on appeals from the Department of Public Instruction.

Referred to the Committee on Education.

SENATE BILL No. 171. (HOUSE BILL No. 803).

An Act making an appropriation for the support of the American Legislators Association.

Referred to the Committee on Appropriations.

SENATE BILL No. 185. (HOUSE BILL No. 804).

An Act to amend section eleven of the act approved the sixth day of May, one thousand nine hundred and twenty-seven (P. L. 820), entitled "An act regulating the practice of the profession of engineering in all of its branches, including surveying; providing for the registration of certain persons practicing or offering to practice said profession; conferring certain powers and imposing certain duties upon the State registration board for professional engineers, upon the court of common pleas of Dauphin County; and providing penalties," by removing the penalty for failure to renew certificates.

Referred to the Committee on Education.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 118. (HOUSE BILL No. 835).

An Act to authorize cities of the third class boroughs and townships of the first class to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

Referred to the Committee on Municipal Corporations.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. SIMON. RESOLUTION NO. 50.

In the House of Representatives, February 12, 1935.

Resolved, That a select committee on Interstate Cooperation be appointed by the Speaker, whose duty it shall be to devote its attention primarily to the improvement of relationships between the Government of this State and those of other states, and more especially the governments of neighboring states, and which committee shall also constitute the Council of the American Legislators' Association for the House of Representatives of Pennsylvania.

Referred to the Committee on Rules.

By Mr. REYNOLDS (Concurrent).
RESOLUTION No. 51.

In the House of Representatives, February 12, 1935.

Whereas, During each year many lynchings occur, statistics revealing that twenty-five happened during the last year and more than five thousand during the last fifty years; and

Whereas, State governments cannot put an end to this evil which reflects upon the good name of the states in which occurring and upon the United States; and

Whereas, A bill is pending in Congress to enable the Federal Government to control this evil; therefore be it

Resolved, (if the Senate concur), That the General Assembly hereby memorializes the Congress of the United States to pass legislation consistent with the Constitution of the United States which will enable the Federal Government to assist in the prevention of this crime and punish offenders against the Federal law;

Resolved, That a copy of this resolution be transmitted to the Senate and House of Representatives of the United States by the Chief Clerk of this House.

Referred to the Committee on Judiciary General.

By Messrs. ROAN and TUMELTY (Concurrent).
RESOLUTION No. 52.

In the House of Representatives, February 12, 1935.

Whereas, The immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the Nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and States are now required to carry for relief; and

Whereas, The payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the government; now, therefore, be it

Resolved, (if the Senate concur), That since the government of the United States is now definitely committed to the policy of spending additional sums of money for the purpose of hastening recovery from the present economic crisis, the General Assembly of the Commonwealth recommends and urges the immediate cash payment at face value of the adjusted service certificates, with cancellation of interest accrued and refund of interest paid, as a most effective means to that end; and, be it further

Resolved, That a copy of this resolution, properly attested by the Chief Clerk of the Senate and the Clerk of the House of Representatives, be forwarded by the Chief Clerk of the House of Representatives to the Senate and the House of Representatives of the Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania therein.

Referred to the Committee on Military Affairs.

By Mr. MOOMAW. RESOLUTION No. 53.

In the House of Representatives, February 12, 1935.

Whereas, The General Assembly, in the session of 1931, created a State Emergency Relief Board, and

Whereas, The Legislature during the last several sessions has made appropriations of monies for financing or partly financing various forms of relief to help relieve unemployment and suffering; and

Whereas, The Federal government also has made several appropriations to this Commonwealth of monies for finacing or partly financing various forms of relief to help relieve unemployment and suffering; and

Whereas, The Emergency Relief Administrator of the Commonwealth of Pennsylvania appointed Boards in several Countties and districts and in particular, the counties which at some time in the past, or are at present functioning in conjunction with District office at Chambersburg, Franklin County, Pennsylvania, to provide employment and to administer relief for the welfare of the people of that district; and

Whereas, There have been numerous complaints, and in many instances visible evidence of gross abuse of the discretionary power and authority granted certain persons operating in the district and its various Governmental, State, and local agencies established by and operating in conjunction with the State Emergency Relief Board, and it is further said that the following additional irregularities have also been reported;

Use of relief funds and offers of employment for political purposes, discrimination in the selection of employes, setting up of unnecessary qualifications for certain positions, so only certain persons not in need of employment or relief could obtain better positions, payment of excessive salaries in administrative positions, furnishing employment and relief to persons who have others in the family gainfully employed, or employment of two or more in one family, while refusing employment to persons in dire need of same, high cost of administration in proportion to cost of productive labor, failure to pay money due for wages, etc., and

salaries in administrative positions, furnishing employment and relief to persons who have others in the family gainfully employed, or employment of two or more in one family, while refusing employment to persons in dire need of same, high cost of administration in proportion to cost of productive labor, failure to pay money due for wages, etc., and

Whereas, This session of the Legislature will be called upon to provide funds by taxation for financing and partly financing the State Emergency Relief Board who will in turn furnish finances for the operation of the Relief Board and other Governmental, State, and local agencies operating thereunder in this district, therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of at least three (3) members of the House of Representatives whose duty it shall be to make a rigid investigation of the conduct and operation of the Emergency Relief Boards operating in this district and operating in conjunction with other Governmental, State, and local agencies of the district, dating back to the inception of the activities of the State Emergency Relief Board in the Chambersburg, Pennsylvania district, as it deems necessary for the information of the House of Representatives.

That said Committee shall have power to issue subpoenas under the hand and seal of its chairman request-

ing and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the Committee, and to produce such books, papers, records and documents as the Committee may deem necessary. Such subpoenas may be served upon any person and shall have the same force and effect of subpoenas issued out of the Courts of the Commonwealth. Each member of said Committee shall have power to administer oaths and affirmations to witnesses appearing before the Committee. Any person who shall wilfully neglect or refuse to testify before said Committee, or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases, and be it further

Resolved, That the said Committee shall have a further right and authority, to issue a requisition to the aforesaid District Board and other agencies operating in conjunction therewith for such stenographic help or other service as it may deem necessary under the circumstances in the taking of the testimony, making reports, etc.

Referred to the Committee on Judiciary Special.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate which was read as follows, viz:

In the Senate, January 14, 1935.

Whereas, In the course of the Revolutionary War and at a time when the American forces were in great need of assistance, there arrived in this country, among others, a nobleman of Polish birth, to wit, Casimir Pulaski, and

Whereas, The service rendered by him was of great value and assistance to the cause of American independence and of such high importance that on September 15, 1777, he was appointed Brigadier-General of the Continental Army and Chief of Dragoons, and on March 28, 1778, he was designated commander of an independent corps known as "Pulaski's Legion", and

Whereas, It is the sense and feeling of the members of the Polish Union of the United States of North America, a fraternal benefit society, with headquarters in the City of Wilkes-Barre, and with a membership of over 50,000 members, that proper permanent recognition should be given to the memory of Brigadier-General Casimir Pulaski, whose illustrious service in the war for American independence is well-known to all who are familiar with our history, therefore, be it

Resolved, That the General Assembly of the State of Pennsylvania be requested to take the necessary and proper steps for erecting and constructing some permanent memorial in honor of Brigadier-General Casimir Pulaski at some suitable location associated with the struggle of the American forces for independence.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Military Affairs.

COMMUNICATIONS

The SPEAKER laid before the House the following communications which were read by the Clerk.

HIGHWAY FUND

A petition from citizens of Pennsylvania urging return of fund borrowed from motor vehicle fund.

Referred to the Committee on Appropriations.

UTILITY RATES

A communication addressed to Mr. James E. Lovett and Mr. John H. Dent favoring legislation to reduce utility rates.

Referred to the Committee on Public Utilities.

LEAVE OF ABSENCE

Mr. Stevens asked and obtained leave of absence for Mr. HABERLEN on account of illness.

REPORTS FROM COMMITTEES

Mr. FLANAGAN, from the Committee on Appropriations, reported as committed, House Bill No. 433, entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania, with interest, which monies, including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

Miss BRANCATO, from the Committee on Cities, reported as committed, House Bill No. 517, entitled:

An Act providing for the appointment and duties of county detectives in counties of the first class, and repealing inconsistent acts.

Miss BRANCATO, from the Committee on Cities, reported as committed, House Bill No. 530, entitled:

An Act to further amend sections four and nine of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county.

Miss BRANCATO, from the Committee on Cities, reported as committed, House Bill No. 525, entitled:

An Act relating to the appointment and compensation of court criers and tipstaves in counties of the first class, and repealing inconsistent acts.

Miss BRANCATO, from the Committee on Cities, reported as committed, House Bill No. 476, entitled:

An Act providing for the fixing of the salary of county officers, including city commissioners, the members of the county board of viewers and the members of the board of revision of taxes, and the number, salary or compensation of all deputies, assistants, detectives, clerks and appointees in the several county offices, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes, the warden, matrons, physicians, clerks, keepers and other employes of the county prisons, janitors, firemen, engineers, mechanics, and laborers of the court house and grounds, caretakers of the house or houses of detention, and janitors of court rooms, in the counties of the first class, from time to time, by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid; and repealing existing laws.

Miss BRANCATO, from the Committee on Cities, reported as committed, House Bill No. 482, entitled:

An Act further to amend section one of the act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

Mr. STANK, from the Committee on Mines and Mining, reported as committed, House Bill No. 70, entitled:

An Act to amend section three of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 831), entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" by defining the term "coal miners."

Mr. BAINE, from the Committee on Ways and Means, reported as committed, House Bill No. 17, entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34), entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties;" exempting wine manufactured in the home for home consumption from tax.

Mr. HIRSCH, from the Committee on Mines and Mining, reported as committed, House Bill No. 239, entitled:

An Act to amend clauses seventy-one, seventy-two, seventy-three, seventy-four, seventy-five and seventy-six of section five, article eleven, of the act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by adding thereto clause seventy-six A, prohibiting the use of electric coal-cutting machines and other mechanical devices in certain cases.

Mr. GERARD, from the Committee on Appropriations, reported as committed, House Bill No. 759, entitled:

An Act making an appropriation for the payment of the expenses of the Committee of the House of Representatives created to make an audit, inventory and investigation of the liquor store system, and to investigate other facts and circumstances surrounding the liquor store system, and authorizing said committee to fix the compensation of persons employed by it.

Mr. STEWART, from the Committee on Mines and Mining, reported as amended, House Bill No. 117, entitled:

An Act to regulate the sale and delivery of solid fuel as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; imposing certain duties on the Department of Internal Affairs, and providing penalties.

Mr. JOHN J. DOWNEY, from the Committee on Mines and Mining, reported as committed, House Bill No. 256, entitled:

An Act to protect the public safety by prohibiting coal stripping work in close proximity to public highways and the abandonment of stripping work, unless the earth is replaced in the opening caused by such work.

Mr. KANE, from the Committee on Mines and Mining, reported as committed, House Bill No. 255, entitled:

An Act to prevent fraud and deception in the shipping, marketing and sale of anthracite coal; providing standards for anthracite coal; and providing penalties for the violation of this act.

Mr. LONGAKER, from the Committee on Federal Relations, reported as committed, House Resolution No. 17.

Mr. BRADLEY, from the Committee on Mines and Mining, reported as committed, House Resolution No. 42.

Miss BRANCATO, from the Committee on Cities, reported as committed, House Resolution No. 46.

RESOLUTION NO. 44

Mr. WEISS. Mr. Speaker, I desire at this time to call up Resolution No. 44, Printer's No. 68.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 6, 1935.

Committee to Investigate Operation and Conduct of Allegheny County Emergency Relief Board

Whereas, The General Assembly, in the session of 1931, created a State Emergency Relief Board, and other Governmental and Commonwealth agencies operating in conjunction with the Allegheny County Emergency Relief Board to aid the thousands of unfortunate and starving citizens of this Commonwealth, forced to depredation by the depression, and

Whereas, The Emergency Relief Administrator of the Commonwealth of Pennsylvania appointed a Board consisting of several citizens in the County of Allegheny to administer relief and welfare to the people of that county, and

Whereas, There have been numerous complaints of gross abuse of the discretionary power and authority vested in the Allegheny County Relief Board, and other Commonwealth and Governmental agencies, and it further reported that certain groups and individuals have been discriminated against, and

Whereas, The Allegheny County Emergency Relief Board recently resigned their offices, and have left the affairs of their office in a very unsettled and unstable condition, therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of five Members of the House of Representatives whose duty it shall be to make a rigid investigation of the conduct and operation of the Allegheny County Emergency Relief Board, and other agencies above mentioned operating in conjunction with said board, dating back to its inception, and to investigate such other facts and circumstances surrounding the conduct of the Allegheny County Emergency Relief Board and other agencies above mentioned as it deems necessary for the information of the House of Representatives.

Resolved, That said Committee shall make a report to the House of Representatives during this session as early as possible, and

Resolved, That said Committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the Committee, and to produce such books, papers, records and documents as the Committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the Courts of the Commonwealth. Each member of said Committee shall have power to administer oaths and affirmations to witnesses appearing before the Committee. Any person who shall wilfully neglect or refuse to testify before said Committee, or to produce any book, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases. And be it further

Resolved That said committee shall have the further right and authority to issue a requisition to the aforesaid

Board and Agencies for such stenographic help or other service as it may deem necessary under the circumstances in the taking of testimony and conduct of hearings et cetera.

On the question,
Will the House adopt the resolution?
It was adopted.

RESOLUTION

SECOND INTERSTATE ASSEMBLY

Mr. RUTH offered the following resolution and asked and obtained unanimous consent for its immediate consideration.

In the House of Representatives, February 13, 1935.

Whereas, The Second Interstate Assembly has been called by the Council of State Governments and the American Legislators' Association, to be held on Thursday, Friday and Saturday, February 28, and March 1, 2, 1935, at the Mayflower Hotel, Washington, D. C., to consider Federal and State tax policies on the basis of the recommendations submitted by the Interstate Commission on Conflicting Taxation, which was established two years ago by the First Assembly; and

Whereas, It is apparent that substantial benefits would result from closer contacts between the legislative and administrative divisions of the various state governments, and that many governmental difficulties are aggravated by the absence of adequate facilities for conference between these bodies; and

Whereas, The present economic emergency creates an imperative necessity now emphasized by the President's Program of Economic Security for joint council and concerted action; and

Whereas, It is believed that the moment has now arrived for establishing adequate means for communication and conference between the states and the Federal Government; and

Whereas, The House of Representatives of this State is invited to send delegates to this conference; therefore, be it

Resolved, That the Speaker of the House of Representatives and one Member of the House appointed by the Speaker, be authorized to attend the Interstate Assembly which convenes in Washington, D. C., on February 23, 1935, as delegates of this House. Such delegates shall be without power to commit the House of Representatives to action;

Resolved, That the Chief Clerk of the House immediately advise the corresponding secretary of the Convention in care of the American Legislators' Association, Drexel Avenue and 58th Street, Chicago, Illinois, of the appointment of such delegates.

On the question,
Will the House adopt the resolution?
It was adopted.

STATEMENT BY MR. McCREARY.

Mr. McCREARY asked and obtained unanimous consent to make the following statement:

Mr. Speaker and members of the House, this statement I wish to make is not very long and not very important. Behind the statement, however, is a little story, and if the members will not rise too many times to a point of order, it should take me but a very short time to make the statement.

I want to state here and now that I am not going home over the weekend. As I have already told you, the statement is not very long nor is it very important, but behind it is a story. It concerns the way I was received when I went home last week, which rather shocked my sensitive nature, and I think I will wait two or three weeks before I go back there again.

In order that the members from the east and the south end of the State may be informed, I will say that my home is in Erie county, that little odd shaped county up in the northwest corner, that sticks out like a sore thumb. Some of the members from the east apparently don't know that there is such a place, because in a conversation with one of the eastern members one of my colleagues I said to him, "I'm from Erie," and he says, "Why that's a lake," and he looked at me as if he thought I was some kind of a fish. For your information let me say that Erie is a lake, it is also a city, and it is also a county.

There are about one hundred and seventy-five thousand people in that county and most of them have now got so they can read and write, and "it is alleged" that is the reason the county went Democratic last fall for the first time in its history. That fact has also been causing trouble, I ran into some of it last week and that's why as I have told you, I am not going back this week. I enjoy going back home and I have always met with a very cordial reception heretofore, but this last time I had on my old clothes and was out in the hot house planting tomatoes. One of my neighbors came in and looked rather surprised. He says, "I thought we sent you down to Harrisburg to make laws. What the hell are you doing up here loafing around home?" I didn't know what to say to that neighbor of mine at first. I finally said to him, "Well, all the other fellows went home and I couldn't make the laws alone. What was the use of my staying there?" He said, "Why did all the other fellows go home?" Then I had to think quickly. I said, "Well, there was a convention of the school directors of the State down in Harrisburg last week, and they made so much noise that the legislators couldn't work, and they thought they might as well quit too." Then the school directors all got hornswoggled into a banquet, for which they were charged one dollar and seventy-five cents, and then they got mad and they adjourned and went home also on Thursday noon.

I didn't understand that line of talk and was, therefore, not prepared for it, and that is why I am making this statement to you members here, so that you may be prepared for something of that kind the next time you go home.

Then he kept right on with the talk and said, "I understand you have got four or five hundred bills in the hopper, and that you haven't got a darn one of them through yet and up to the Governor to sign. What have you been doing down there all these four or five weeks?" "Well," I says, "it's a very difficult matter to make wise laws for all this State and all the people here, and they have been taking a lot of time trying to figure out what to do about the Constitutional revision." "Well," he said, "two hundred of you in four or five weeks ought to at least have gotten one bill through, so that we would know you were doing something down there," I don't blame him for feeling that way, because I feel that way myself. However, I didn't expect to be questioned like that. It was worse than being down at Flemington at the Hauptmann trial. A farmer can ask more questions than any lawyer can answer, if he gets a chance at you. I didn't know how to appease that man. He was hostile and seemed to think that we are wasting our time down here, and I couldn't convince him of anything different. I, therefore, made up my mind that I had made a mistake in one respect. I have had the privilege of sending the Legislative Journal

to fifteen of my people up in Erie County, and I'll be darned if some of them haven't been reading it, and this was one of the fellows that had been reading it. I have about come to the conclusion that if I had to do it over again, I wouldn't send it to them. I have a good mind to go down into the stock room now and tear up all my envelopes, because every one of those fellows back home that gets this Legislative Journal and reads it is going to be a candidate against me the next session. A word to the wise is sufficient. I hate to see any of the members here placed in the uncomfortable position that I was and be taken unawares.

I have warned you so that you can be prepared to be questioned when you go home, and one other thing: While I am up here, having this microphone to talk through, let me suggest—this is just a suggestion; don't mistake it for a motion—I belong to quite a few different organizations, and they have all their procedure the same as we have here, but in those organizations to which I belong there is one place where the Chairman says "Remarks for the good of the order." There isn't any such provision here and I just thought it would be a very good idea, if we had a place where the Speaker would ask for "Remarks for the good of the order," because I believe this organization would have a lot of such remarks, and I am going to further suggest that the Speaker appoint a committee to confer with the Committee on Rules and see whether there can't be some place and some time squeezed in here to give each and every member an opportunity, as he sees fit, to make remarks "For the good of the order." In order to avoid any partisanship in the matter, I think it would be wise to appoint quite a good sized committee, that would have some influence with the Rules Committee, appointing a member from each county to confer with the Rules Committee to see if we can't have a place and time here for "Remarks for the good of the order."

I told you my statement would be short, but the statement and the story have been longer than I intended, and I am sorry I have taken so much of your time up here in front, and I won't do it again.

The SPEAKER. The remarks of the gentleman will be spread upon the Journal.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 219, entitled:

An Act providing that the statute of limitations shall not be a defense against claims of poor districts for the maintenance and support of persons who are public charges, including mental patients.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 330, entitled:

An Act making water companies liable for damage caused by fire when it has discontinued supplying water for fire protection purposes to any city, borough, town or township.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 307, entitled:

An Act requiring the meetings of the corporate authorities of all counties, cities, boroughs, incorporated towns, townships, school and poor districts to be open to the public.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 244, entitled:

An Act reducing the salaries of all officers and employes of the Commonwealth and of counties therein.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 208, entitled:

An Act to protect the lives and secure the safety and health of the people by making it unlawful to evict persons from dwellings or levy upon and sell necessary household goods under certain conditions; requiring notice of intent to serve any writ of distress for rent, writ of possession or execution to be served on occupant of dwelling; authorizing courts of common pleas to grant injunctions against the service of such writs, and in such cases, to suspend payment by owner of premises of interest on liens, and to release such owner of liability for payment of certain taxes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 552, entitled:

An Act authorizing the insurance of deposits of funds of political subdivisions of this Commonwealth with the Federal Deposit Insurance Corporation or other similar agency; and prohibiting requiring further security for amounts so insured.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 752, entitled:

An Act for the better government of cities of the second class; abolishing the office of mayor and creating the office of city commissioner; prescribing the powers, duties and qualifications of the city commissioner and fixing his salary; providing for the election of the city commissioner, for the filling of vacancies in said office, and for the appointment of a city commissioner in the first instance by the Governor; providing that the president of city council shall act as city commissioner in certain cases; providing for the appointment of the city solicitor and civil service commissioners; authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary; abolishing the police power now vested in the mayor; and repealing existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 257, entitled:

An Act to amend article three of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," as amended; removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 443, entitled:

An Act relating to and providing for the establishment by the Department of Labor and Industry of minimum fair wage standards for women and minors employed in trades and industries in this Comonwealth; providing for the creation of wage boards to recommend to the Department of Labor and Industry after study and investigation, minimum fair wages for women and minors in any occupation; conferring powers and duties upon the Department of Labor and Industry and the wage boards; imposing certain duties and requirements upon employers of women and minors; providing for the enforcement of the act, and providing civil and criminal penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 547, entitled:

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand forty-three), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe, as defined in the act, to elect to be covered by the Retirement System; and providing for the making of back contributions.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 253, entitled:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes provided current taxes are paid when due in all counties cities school districts boroughs townships towns and poor districts

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person copartnership association or corporation charged with or having an interest in the payment of any taxes on real property in all counties cities school districts boroughs townships towns and poor districts which have become delinquent at or prior to the first day of January one thousand nine hundred and thirty-five may at any time within six months elect to pay the principal sum of such delinquent taxes as provided in this act anything in the permanent statutes of this Commonwealth to the contrary notwithstanding

On the question,

Will the House agree to the section?

BILL PASSED IN ORDER

Mr. WOODSIDE. Mr. Speaker, I asked for amendments from the Legislative Reference Bureau as soon as I saw this bill on the desk. They have not come over. I, therefore, request the sponsor to permit this bill to go over in its order until the amendments arrive.

The SPEAKER. Will the sponsor of the bill, the gentleman from Allegheny, Mr. Pearson, agree to let the bill go over in its order?

Mr. PEARSON. Yes, Mr. Speaker.

The SPEAKER. The bill will be passed over in its order.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 430, (Senate Bill No. 20), as follows:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That during the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six any county treasurer may adjourn any tax sale of seated or unseated lands for nonpayment of taxes if the county commissioners of the county have first petitioned the court of common pleas of the county to permit an adjournment or readjournment of a tax sale and the court has approved such adjournment or readjournment Any such tax sale so adjourned may thereafter be readjourned from time to time in the manner above provided but in no event shall such adjournment or readjournment be beyond the first day of May one thousand nine hundred and thirty-seven Where any such tax sale is so adjourned or readjourned after advertisement no additional advertisement or notice shall be necessary for such adjourned or readjourned sale

Where any county treasurer has prior to the effective date of this act on his own initiative or with the consent and approval of the county commissioners or court or both or pursuant to any action by the General Assembly adjourned or readjourned any tax sale such action in so adjourning or readjourning a tax sale is hereby ratified confirmed and made valid and no such adjournment or readjournment shall invalidate the lien of any tax due and unpaid or any penalty or interest due thereon but the lien of all such taxes shall be fully preserved until the date fixed for such sale in accordance with this act notwithstanding that the period fixed by existing law as the life of such a tax lien has expired.

Section 2 This act shall become effective immediately upon final enactment.

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for third reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 355, as follows:

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school districts wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two four five eight eleven twelve fourteen seventeen twenty-one and twenty-two of the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred and eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occcupations are within the prohibitions of this act re quiring that certain shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" as amended are hereby amended or further amended as the case may be to read as follows

Section 2 No minor under [fourteen] sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation except that a minor between the ages of fourteen and sixteen years may be employed as hereinafter provided in such work as will not interfere with school attendance Provided however That nothing contained in this section shall be construed as superseding or modifying any provision contained in section seven of this act

Section 4 No minor under [sixteen] eighteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation for more than six consecutive days in any one week or more than [fifty-one] forty hours in any one week or more than [nine] eight hours in any one day [or]

No minor under sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation before [six] seven o'clock in the morning or after [eight] seven o'clock in the evening of any day In computing the maximum number of hours per day or per week permitted under this act the hours spent in school by said minors shall be considered as part of the working day or working week

No minor under eighteen years of age shall be employed or permitted to work for more than five hours continuously in about or in connection with any establishment without an interval of at least thirty minutes for a lunch period and no period of less than thirty minutes shall be deemed to interrupt a continuous period of work

Section 5 No minor under sixteen years of age shall be employed or permitted to work in [operating or assisting in operating any of the following machines which for the purposes of this act are considered dangerous paper-lace machines job or cylinder printing presses operated by power other than footpower stamping machines used in sheet metal and tinware or in paper or leather manufacturing or in washer and nut factories metal or paper cutting machines corrugating-rolls such as are used in making corrugated paper or in roofing or washboard factories dough-brakes or cracker machinery of any description wire or iron straightening or drawing machinery rolling-mill machinery power punches or shears washing or grinding or mixing machinery calendar-rolls in paper and rubber manufacturing or other heavy rolls driven by power laundering machinery upon or in connection with any dangerous electrical machinery or appliances Nor shall any minor under sixteen years of age be employed or permitted to work in any capacity in adjusting or assisting in adjusting any belt to any machinery or in proximity to any hazardous or unguarded belts machinery or gearing while the same is in motion nor] about or in connection with any manufacturing or mechanical occupation or process nor on scaffolding nor in heavy work in the building trades nor in stripping or assorting [or manufacturing] tobacco nor in any tunnel [nor in a public bowling-alley nor in a pool or billiard-room nor in the] [manufacture of paints colors or white-lead nor in any capacity in preparing compositions in which dangerous leads or acids are used nor in the manufacture or use of dangerous or poisonous dyes] nor upon any railroad steam electric or otherwise nor upon any boat engaged in the transportation of passengers or merchandise nor in operating motor-vehicles of any description nor in any anthracite or bituminous coal-mine or in any other mine [nor about blast furnaces nor in or about any distillery brewery or any establishment where alcoholic liquors are manufactured or bottled]

No minor under eighteen years of age shall be employed or permitted to work in the operation or management of hoisting machines in oiling or cleaning machinery in motion in the operation or use of any polishing or buffing-wheel at switch-tending at gate-tending at track repairing as a brakeman fireman engineer or motorman

or conductor upon a railroad or railway as a pilot fireman or engineer upon any boat or vessel in the manufacture of paints colors or white lead in any capacity in preparing compositions in which dangerous leads or acids are used in the manufacture or use of dangerous or poisonous dyes in any dangerous occupation in or about any mine or in or about establishments wherein gunpowder nitroglycerine dynamite or other high or dangerous explosive is manufactured or compounded [as a chauffeur of an automobile or an aeroplane]

No minor under eighteen years of age shall be employed or permitted to work in about or in connection with any establishment where alcoholic liquors are distilled rectified compounded brewed manufactured bottled sold or dispensed nor in a public bowling-alley nor in a pool or billiard-room

[No minor shall be employed or permitted to work in or in connection with any saloon or bar-room where alcoholic liquors are sold] No minor shall be employed to serve or handle alcoholic liquor or permitted to serve or handle alcoholic liquor in any establishment where alcoholic liquors are sold or dispensed nor be employed or permitted to work in violation of the laws relating to the operation of motor vehicles by minors

In addition to the foregoing it shall be unlawful for any minor under eighteen years of age to be employed or permitted to work in any [other] occupation dangerous to the life or limb or injurious to the health or morals of the said minor as such occupations shall from time to time after public hearing thereon be determined and declared by the Industrial Board of the Department of Labor and Industry Provided That if it should be hereafter held by the courts of this Commonwealth that the power herein sought to be granted to the board is for any reason invalid such holding shall not be taken in any case to affect or impair the remaining provisions of this section

Section 8 Before any minor under [sixteen] eighteen years of age shall be employed permitted or suffered to work in about or in connection with any establishment or in any occupation the person employing such minor shall procure and keep on file and accessible to any attendance officer deputy factory inspector or other authorized inspector or officer charged with the enforcement of this act an employment certificate as hereinafter provided issued for said minor

Section 11 Employment certificates shall be of two classes general employment certificates and vacation employment certificates General employment certificates shall entitle [the] a minor [fourteen] sixteen to [sixteen] eighteen years of age to work during the entire year Vacation employment certificates shall entitle [the] a minor fourteen to [sixteen] eighteen years of age to work as herein provided on any day except at times on such days as such minor is required to attend school under the provisions of the laws now in force or hereafter enacted

Section 12 The official authorized to issue a general or a vacation employment certificate shall not issue such certificate until he has received examined approved and filed the following papers namely

a A statement signed by the prospective employer or by some one duly authorized on his behalf stating that he expects to give such minor present employment and setting forth the character of the same and the number of hours per day and per week which said minor will be employed

b [A school record as hereinafter provided]

[c] A certificate of physical fitness as hereinafter provided

[d] c Proof of age as hereinafter provided

Section 14. The certificate of physical fitness required by this act shall be signed in a school district of the first second or third class by a physician [approved] employed by the board of school directors of the school district in which said minor resides and in a school district of the fourth class by a physician [approved] appointed by the State Department of Health and shall state that the said minor has been thoroughly examined by the said physician at the time of the application for an employment certificate and is physically qualified for the employment specified in the statement of the prospective employer. In any case where the said physician shall deem it advisable he may issue a certificate of [his] physical fitness for a limited time at the expiration of which time the holder shall again appear and submit to a new examination before being permitted to continue at work. Provided however, That in a school [districts] district of the first second or third [and fourth classes] class the physical examination of a minor provided for by this act shall be made by a physician employed by the board of school directors of the school district in which such minor resides [or employed by the Commonwealth as the case may be] and in a school district of the fourth class by a physician appointed by the State Department of Health that the certificate of physical fitness provided for by this act shall be signed by said physician and that no fee or other compensation for such service shall be required to be paid by such minor or by his parent or guardian

Section 17. It shall be the duty of every person who shall employ any minor under [sixteen] eighteen years of age to acknowledge in writing to the official issuing the same the receipt of the employment certificate of said minor within three days after the beginning of such employment On termination of the employment of a minor under [sixteen] eighteen years of age the employment certificate issued for such minor shall be returned by mail by the employer to the official the same immediately upon demand of the minor for whom the certificate was issued or otherwise within three days after termination of said employment The official to whom said certificate is so returned shall file said certificate and preserve the same Any minor whose employment certificate has been returned as above provided shall be entitled to a new employment certificate upon presentation of a statement from the prospective employer as hereinabove provided accompanied by a certificate of physical fitness issued in the manner hereinabove provided and based upon a reexamination of said minor and certifying that the minor is physically able to undertake the work for which the new employment certificate is to be issued

Section 21. It shall be the duty of every person who shall employ any minor under the age of [sixteen] eighteen years to post and keep posted in a conspicuous place in every establishment wherein said minor is employed permitted or suffered to work a printed [copy] abstract of the sections of this act relating to the hours of labor and a list or lists of all minors employed under the age of [sixteen] eighteen years and a schedule of the hours of labor of such minors. The schedule of hours of labor herein required shall contain the name of minor employed or permitted to work the maximum number of hours such minor shall be required or permitted to work on each day of the week with the total for the week the hours for commencing and stopping work and the hours when the time allowed for meals shall begin and end for each day of the week. Such minor may begin work after the time for beginning and stop before the time for ending work stated in such schedule but he shall not otherwise be employed or permitted to work in or in connection with any establishment except as stated in such schedule. Such copies of the [sections] abstracts of this act and blanks for compliance with the provisions shall be prepared by the Department of Labor and Industry and be furnished by it on application of such employer. Every person employing minors under [sixteen] eighteen years of age shall furnish the employment certificates and lists provided for in this act for inspection to attendance officers factory inspectors or other authorized inspectors or officers charged with the enforcement of this act.

Section 22. Whenever any minor shall be employed or permitted to work in any establishment or at any occupation who in the judgment of any officer charged with the enforcement of this act is under the legal age for such work or is working at a time forbidden by law for such minor or whenever any minor shall be employed or permitted to work in or in connection with any establishment who in the judgment of any officer charged with the enforcement of this act is under [sixteen] eighteen years of age and for whom the person employing or permitting such minor to work shall not have on file an employment certificate such officer may demand from the person em-

ploying or permitting such minor to work that he shall either furnish to such officer within ten days evidence of age as defined in section fifteen of this act that such minor is in fact of legal age for the work in which he is engaged or over or [sixteen] eighteen years of age or over as the case shall be or shall cease to employ or permit such minor to work as aforesaid. Provided, That such person by thus ceasing to employ or permit such minor to work shall not be relieved from any of the fines or penalties provided in this act for the employment or work of a minor contrary to law. In case such person shall fail to furnish to said officer within ten days after the making of such demand the required evidence of age and shall thereafter employ such minor or permit him to work as aforesaid proof of the making of such demand and of failure to produce the evidence required shall be prima facie evidence of the illegal employment of such minor in any prosecution brought therefor.

Section 2 That section three as amended and sections thirteen sixteen and nineteen of the said act be and the same are hereby repealed.

Section 3 This act shall go into effect on the first day of July one thousand nine hundred thirty-five.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. REISING. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 195, entitled:

An Act to further amend section seven hundred-four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," prohibiting the use of dogs in hunting bear or the chasing of bear by dogs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—168

Achterman,	Duffort,	Mallen,	Schwartz,
Alexander,	Eberharter,	Mason,	Shaw,
Allen,	Eroe,	McCreary,	Shepard,
Andrews,	Falkenstein,	McDermott,	Shortz,
Arnold,	Ferko,	McElroy,	Shugarts,
Atkins,	Finnerty,	McHenry,	Siegel,
Aukerman,	Fitch,	McKinney,	Simon,
Baine,	Flanagan,	Melchiorre,	Simpson,
Baker, F. T.,	Flinchbaugh,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Flynn,	Merrell,	Smith, W. G.,
Baldi,	Furman,	Moomaw,	Snyder, F. E.,
Barber,	Gates,	Mooney,	Snyder, J. L.,
Barnhardt,	Gerard,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Habbyshaw,	Moul,	Stank,
Boose,	Hagerty,	Munley,	Stevens,
Boyd, R.,	Hamilton, F. P.,	Murrin,	Stewart,
Boyer,	Hamilton, R. S.,	Nagel,	Stockham
Bradley,	Harkins,	Nothnagle,	Stott,
Brancato,	Harmuth,	O'Keefe,	Sumney,
Brennan,	Hart,	Ominsky,	Surface,
Brown, J. E.,	Hartman,	O'Neill,	Tahl,
Brown, H. S.,	Hefferon,	Panton,	Tronzo,
Brownfield,	Hermansen,	Parks,	Trout,
Brumbaugh,	Hetrick,	Patterson, C.,	Tumelty,
Cannon,	Hindman,	Patterson, J. W.,	Turner,
Caputo,	Hirsch,	Pearson,	Van Allsburg,
Carr,	Holland,	Perry,	Walker,
Carson,	Holstrom,	Peters,	Wall,
Castor,	Hoopes,	Pfaff,	Wasserman,
Coakley,	Jackson,	Phillips,	Weidemann,
Cochran,	Kane,	Piole,	Weiss,
Cohen,	Kelso,	Powers,	Welliver,
Coleman,	Kilroy,	Reising,	Welsh,
Coolahan,	Kinney,	Reynolds,	White,
Cordier,	Klingler,	Rhys,	Wickersham,
Davies,	Kobelak,	Rinn,	Wilson,
Decker,	Larue,	Roan,	Witkin,
Denning,	Linderman,	Robinson,	Wood,
Dent,	Long,	Ruffennach,	Woodside,
Diehl,	Longaker,	Ruth,	Yeakel,
Dilley,	Lovett,	Sarraf,	Yourishin,
Downey, G. E.,	Lynch,	Scanlon,	Zappala,
Downey, J. J.,	Male,	Schrock,	Zimmerman,
		Schrope,	Sarig,

NAYS—4

Altenburg,	Haluska,	Muir,	Westrick,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 329, as follows:

An Act to amend section seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended making it unlawful to throw or cast the rays of any headlight spotlight or other artificial light upon a deer bear or elk.

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections seven hundred four and seven hundred twenty-five of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (P. L. 455) are hereby further amended to read as follows:

Section 704. Unlawful Methods of Hunting.

(a) Unlawful Methods and Devices

It is unlawful for any person to shoot at or to shoot for game unless the same is plainly visible to him or to dig cut or smoke live game out of its den or place of refuge.

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound game of any kind through the use of what is commonly known as an automatic gun or an automatic firearm of any kind or a swivel gun or an air-rifle or the apparatus known as a silencer or from an automobile or vehicle or boat or craft of any kind propelled by any mechanical power or to set lay or prepare for use any trap snare net birdline deerlick pitfall turkey blind turkey call or turkey pen or to make use of or to take advantage of any artificial light battery or other contrivance or device or to make use of any method or device not specifically permitted by this act for the purpose of catching or taking or wounding or killing game.

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound raccoons except in the manner provided in the preceding section.

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead or lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

It is unlawful for any person or one or more of a group of persons together to throw or cast the rays of a spotlight headlight or other artificial light on any highway or in any field woodland or forest upon a deer elk or bear while having in his or their possession or under their control a firearm or other implement whereby a deer bear or elk could be killed even though such animal be not shot at injured or killed The provisions of this paragraph shall not apply if it shall be proven that the headlights of a motor vehicle operated by the defendant or defendants while traveling on a highway in the usual way cast a light upon such animal on or adjacent to such highway and there was no attempt or intent to locate such animal

(c) Unlawful to Kill Elk or Deer in Water

It is unlawful for any person at any time to shoot at or kill or wound or capture or attempt to kill or wound or capture either an elk or a deer while taking refuge in or swimming through the waters of any of the streams ponds or lakes

(d) Use of Dogs in Hunting Deer Elk Wild Turkey

It is unlawful for any person to make use of a dog in hunting elk or deer or wild turkey and every person who takes a dog into the woods or who has possession or control of a dog in the woods and every person in a camp which has a dog in their possession or control or in which a dog is harbored shall be liable to the fines prescribed in this article for the unlawful chasing taking or killing of elk or deer or wild turkey as the case may be if such dog within a radius of ten miles from said camp or from any point where such dog has been accompanied by such person or persons runs after pursues or follows upon the track of any elk or deer for a distance of one-half mile or does pursue or scatter wild turkeys

(e) Hunting with Ferrets

Except as otherwise provided in this act it is unlawful for any person to hunt for or catch or kill or cause or permit the hunting of hares or rabbits with or through the use of a ferret The fact that any person shall place a ferret in any hole or opening outside of buildings in which a rabbit might be found or shall be caught in the act of using a ferret in taking hares or rabbits or shall have a ferret in possession or under control in either the fields or forests or any vehicle upon the highways or on railroad or railway cars shall render such person liable to the penalty prescribed in this article Any ferret found running at large or found in the possession or under the control of a person not possessed of a ferret license or of a person convicted of violating any provision of this act shall be forfeited to the Commonwealth and shall be immediately killed by the officer or citizen into whose hands such animal may come

(f) Unlawful Crafts and Vehicles

It is unlawful to hunt for or pursue or to follow after with intent to kill game of any kind from or with or through the use of any boat or craft propelled by any means other than oars or pole or handpaddle Any person using a craft or boat for such purposes contrary to this section or the captain or owner or other person in charge of such boat or craft who shall allow or knowingly permit the same to be used contrary to this section shall be liable to the fines provided for in this article

It shall be unlawful to hunt for or pursue or to follow game of any kind with any vehicle or to use any vehicle for the transportation of game illegally killed wounding or capturing of game of any kind or to use any vehicle for the transportation of game illegally killed

(g) Hunting with Decoys

It is unlawful for any person or for any number of persons acting together to place in any of the waters of this Commonwealth for the purpose of attracting wild waterfoul more than thirty-six specimens of artifically prepared wooden ducks or ducks of any character commonly used as decoys or to shoot over or attempt to control more than thirty-six such decoys so placed as to cover not exceeding one-fourth of a mile upon any stream or lake

It is unlawful for any person or for any number of persons acting together to use decoys unless each specimen is marked with a metallic plate or tag giving in plain English the name and address of the owner or owners or to have such decoys in the water more than thirty-six hours without removing them for at least twelve hours before replacing in the water

Section 725 Penalties Any person violating any of the provisions of the sections of this article shall upon conviction be sentenced to pay the following fines and costs of prosecution for each offense

(a) For hunting or shooting or chasing or catching or killing any game or attempting to shoot or chase or catch or kill with or without dogs any game upon the first day of the week commonly called Sunday or for hunting for or shooting at or catching or killing or attempting to hunt for or shoot at or catch or kill any game other than wild turkey and grouse between one-half hour after sunset of one day and one-half hour before sunrise of the day following or hunting or killing wild turkey and grouse between sunset of one day and sunrise of the day following contrary to the provisions of this article twenty-five dollars

(b) For using a vehicle or boat or craft or permitting the same to be used contrary to the provisions of this article fifty dollars for each day

(c) For using decoys contrary to the provisions of this article ten dollars for each decoy

(d) For taking any wild animal or wild bird contrary to the provisions of this article ten dollars for each trap or device so used

(e) For failure to keep or produce upon demand by an officer the roster or record of a hunting party as required by the provisions of this article twenty-five dollars

(f) For failure to tag or mark a deer or elk or bear within six hours after killing as required by the provisions of this article twenty-five dollars

(g) For shipping transporting carrying or conveying parts of large game in any package container or baggage of any description without having a card or marker attached as provided by this article twenty-five dollars

(h) For a common carrier or his or its agent to knowingly or negligently transport game from one point to another in this Comonwealth contrary to the provisions of this article twenty-five dollars

(i) For violating any of the provisions of this article relating to living birds and the eggs thereof and living animals imported or brought into or released within this Commonwealth fifty dollars of each bird or egg or animal imported or sold or released contrary to said provisions

(j) For interfering with or destroying the nest or egg of any game bird contrary to the provisions of this article fifty dollars for each nest

(k) For interfering with or destroying the nest or egg of a protected bird contrary to the provisions of this article ten dollars for each nest

(l) For shooting at or wounding or taking or killing or possessing any protected bird contrary to the provisions of this article ten dollars

(m) For selling or offering for sale or possessing for the purpose of sale or transporting or shipping or attempting to transport or ship any protected bird or any bird that may have been brought into this Commonwealth which belongs to the same family or the skins or plumage of any such bird twenty dollars

(n) For making use of or taking advantage of any vehicle headlight or spotlight or artificial light or battery or other contrivance or device to spot or locate or hunt for or catch or take or kill or wound any elk deer hunt for bear contrary to the provisions of this article [one] hundred dollars on each person concerned

(o) Except as otherwise herein provided for hunting or chasing or catching or taking or killing or wounding or receiving or delivering or transporting or shipping or using or concealing or assisting to conceal or having in

possession or attempting to hunt for catch take kill wound or transport contrary to this article or for violating any of the provisions of this article relating to the shipping or transportation or removal out of this Commonwealth or relating to the buying or selling or bartering of

I Each elk two hundred dollars and in the discretion of the court six months' imprisonment

II Each deer one hundred dollars

III Each bear fifty dollars

IV Each wild turkey ruffed grouse pheasant quail or woodcock twenty-five dollars

V Each other game bird or game animal ten dollars

In any case where any game bird or game animal was legally taken and held in possession after the time permitted by this article the fine shall be one-half of the fine above prescribed

In addition to the fine above prescribed any person who shall make use of or have in possession or under control a ferret contrary to the provisions of this article shall be liable to a fine of twenty-five dollars for each ferret and costs of prosecution

Upon failure of any person convicted of a first offense to immediately pay the fine imposed and costs of prosecution he shall be imprisoned one day for each dollar of fine imposed and costs of prosecution

Any person convicted of a second or subsequent offense shall be liable to the fines above provided and costs of prosecution and in addition thereto shall in the discretion of the court suffer imprisonment one day for each dollar of fine imposed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—179

Achterman,	Duffort,	Longaker,	Schrock,
Alexander,	Eberharter,	Lovett,	Schrope,
Allen,	Eroe,	Lynch,	Schwartz,
Altenburg,	Falkenstein,	Male,	Shaw,
Andrews,	Ferko,	Mallen,	Shepard,
Arnold,	Finnerty,	Mason,	Shortz,
Atkins,	Fitch,	McCreary,	Shreiner,
Aukerman,	Flanagan,	McDermott,	Shugarts,
Baine,	Flinchbaugh,	McElroy,	Siegel,
Baker, F. T.,	Flynn,	McHenry,	Simon,
Baker, J. J.,	Furman,	McKinney,	Simpson,
Baldi,	Gates,	Melchiorre,	Smith, J. A.,
Barnhardt,	Gerard,	Mentzer,	Smith, W. G.,
Bernhard,	Gillette,	Merrell,	Snyder, F. E.,
Blumberg,	Green,	Moomaw,	Snyder, J. L.,
Boose,	Greenstein,	Mooney,	Sproul,
Boyd, R.,	Habbyshaw,	Moore,	Stank,
Boyer,	Hagerty,	Moran,	Stevens,
Bradley,	Haluska,	Moul,	Stewart,
Brancato,	Hamilton, F. P.,	Muir,	Stockham,
Brennan,	Hamilton, R. S.,	Munley,	Stott,
Brown, H. S.,	Harkins,	Murrin,	Sumney,
Brown, J. E.,	Harmuth,	Nagel,	Surface,
Brownfield,	Hart,	O'Keefe,	Tronzo,
Brumbaugh,	Hartman,	Ominsky,	Trout,
Burke,	Hefferon,	O'Neill,	Tumelty,
Cannon,	Hermansen,	Panton,	Turner,
Caputo,	Hetrick,	Parks,	Van Allsburg,
Carr,	Hindman,	Patterson, C.,	Walker,
Carson,	Hirsch,	Patterson, J. W.,	Wall,
Castor,	Hoffner,	Pearson,	Wasserman,
Chervenak,	Holland,	Perry,	Weidemann,
Coakley,	Holstrom,	Peters,	Weiss,
Cochran,	Hoopes,	Pfaff,	Welliver,
Coolahan,	Horst,	Piole,	Welsh,
Coleman,	Jackson,	Reising,	Westrick,
Condon,	Jones,	Reynolds,	White,
Cordier,	Kane,	Rhys,	Wickersham,
Davies,	Kelso,	Rinn,	Wilson,
Decker,	Kilroy,	Roan,	Woodside,
Denning,	Kinney,	Robinson,	Yeakel,
Dent,	Klingler,	Root,	Yourishin,
Diehl,	Kobelak,	Ruffennach,	Zappala,
Dilley,	Linderman,	Ruth,	Zimmerman,
Downey, G. E.,	Long,	Scanlon,	Sarig,
Downey, J. J.,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 164, as follows:

An Act to amend section seven hundred and eighteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended permitting dogs to be trained on Sunday during the training season

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and eighteen of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred fifty-five) is hereby further amended to read as follows

Section 718 Training of Dogs on Certain Game During the period between one hour before sunrise and ten o'clock post meridian eastern standard time dogs when accompanied by and under control of their owner or handler may be trained upon any game in this Commonwealth excepting elk or deer or wild turkey from the twentieth day of August to the last day of February next following [Sundays excepted] so long as no firearms usually raised at arm's length and fired from the shoulder are carried and no injury is inflicted upon said animals or birds. This section does not prohibit the training of dogs on raccoons during the nighttime It shall also be lawful to hold field meets or trials for dogs with led game animals at any time between the first day of March and the twentieth day of August next following or field meets where bird dogs are permitted to work on liberated or native wild game birds in exhibition or contest at any time during daylight hours from the first day of March to the thirty-first day of March of each year Sundays excepted if a permit for such field meet of either kind or class has been applied for to the Board of Game Commissioners and issued by the board and a fee of twenty dollars ($20) has been paid by the applicant to the executive secretary of the board whose duty it shall be to supervise the holding of such field meet and to enforce the terms of the permits therefor and the rules and regulations of the board for the holding of such meets "Under control" is hereby defined to mean within call except when actually on a trail or track of legal game

Any person who shall train a dog or dogs or permit a dog or dogs under his control to pursue or follow upon the track of any small game contrary to the foregoing provisions shall be liable to a fine of ten dollars for each offense

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. SCHROPE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

By Mr. FRANK E. SNYDER. HOUSE BILL No. 845.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Tioga.

Referred to the Committee on Highways.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 846.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Tioga.

Referred to the Committee on Highways.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 847.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route ni the County of Tioga.

Referred to the Committee on Highways.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 848.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriaton to carry out the provisions of said act;" establishing an additional route in the County of Tioga.

Referred to the Committee on Highways.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 849.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Tioga.

Referred to the Committee on Highways.

By Mr. BARNHARDT. HOUSE BILL No. 850.

An Act making an appropriation to the Department of Highways for the payment of damages for injury to person and property occasioned by a rock slide.

Referred to the Committee on Appropriations.

By Mr. CARR. HOUSE BILL No. 851.

An Act to amend paragraphs one and two of section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 681), entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs," altering qualification requirements for the award of such medals.

Referred to the Committee on Military Affairs.

By Mr. KINNEY. HOUSE BILL No. 852.

An Act to amend section ninety-eight of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting the purchase, sale and exposing for sale of certain pike and fillets thereof.

Referred to the Committee on Fisheries.

By Mr. CORDIER. HOUSE BILL No. 853.

A Supplement of an act approved the eighth day of May, one housand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. CORDIER. HOUSE BILL No. 854.

An Act to promote uniformity in the assessment and taxation of properties and persons within the territorial limits of cities of the second class A, by providing that city and school taxes within such territorial limits shall be assessed, levied and collected upon the basis of the assessments for taxation for county purposes and requiring the furnishing of tax duplicates by the county taxing authorities to such cities and to school districts co-terminous therewith, and abolishing the department of assessors in cities of the second class A.

Referred to the Committee on Municipal Corporations.

By Mr. STANK. HOUSE BILL No. 855.

An Act authorizing the erection and construction by the Department of Property and Supplies of a State tuberculosis sanatorium, placing the sanatorium upon completion under the jurisdiction and control of the Department of Health, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. STANK. HOUSE BILL No. 856.

An Act authorizing and directing the Department of Highways to erect and construct a bridge over the Susquehanna River between the present bridges at Sunbury and Clarks Ferry, and to provide the necessary approaches and connections with State highways; providing for the acceptance of Federal aid; empowering counties to pay certain damages; providing for the collection of tolls on such bridge and making an appropriation.

Referred to the Committee on Highways.

By Mr. ANDREWS. HOUSE BILL No. 857.

An Act to amend section thirteen hundred and five of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, three hundred and forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against Commonwealth, the resettlement of accounts and appeals to the courts, refunds of money erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees for State purposes, or to pay other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring every person, copartnership, bank, national bank, bank and trust company, safe deposit company, trust company, association, and corporation, and savings fund, savings institution, and savings bank to report unclaimed deposits after ten years; repealing certain acts.

Referred to the Committee on Ways and Means.

By Mr. ZAPPALA. HOUSE BILL No. 858.

An Act to further amend section seven of the act approved the seventh day of June, one thousand nine hundred and fifteen (Pamphlet Laws, eight hundred seventy eight), entitled "An act providing for the escheat of deposits of money or property of another received for storage or safekeeping; the dividends, profits, debts, and interest on debts of corporations, companies, banks, trust companies, insurance companies, limited partnerships, and partnership associations, organized under the laws of this Commonwealth, except mutual saving-fund society not having a capital stock represented by shares, and except also building and loan associations, and property held for the benefit of another by the same, and the profits, accretions, and interest on such property, as well as interest thereon accrued, or which should have accrued, between the fixing of the amount of such property by the award of any court and the actual distribution thereof," by requiring that unclaimed deposits with every person, copartnership, bank, national bank, safe deposit company, trust company, association, and corporation, and savings fund, savings institution, and savings bank, shall escheat after ten years.

Referred to the Committee on Ways and Means.

By Messrs. WOOD and TROUT. HOUSE BILL No. 859.

An Act making an appropriation to the Thaddeus Stevens Industrial School, at Lancaster, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. WOOD and TROUT. HOUSE BILL No. 860.

An Act making an appropriation to the Lancaster County Tuberculosis Society, Rossmere, Lancaster County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LARUE. HOUSE BILL No. 861.

An Act to amend the act approved the seventeenth day of May, one thousand nine hundred and twenty-nine (P. L. 1808), entitled "An act fixing the time when statutory law hereafter enacted shall become effective."

Referred to the Committee on Judiciary General.

By Mr. LaRUE. HOUSE BILL No. 862.

An Act to provide revenue by imposing a State tax upon sales of tobacco by dealers, as herein defined; requiring persons engaged in the sale of tobacco at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons, as herein defined, engaged in the sale of tobacco at retail, or wholesale; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. FINNERTY. HOUSE BILL No. 863.

An Act making an appropriation to the Philadelphia College of Osteopathy and Osteopathic Hospital of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JAMES W. PATTERSON. HOUSE BILL NO. 864.

An Act imposing an annual license tax for the privilege of operating, maintaining or controlling within this Commonwealth a store or stores, as herein defined for the sale of tangible personal property; prescribing the method and manner of collecting such tax and its disposition, and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. SCHWARTZ. HOUSE BILL No. 865.

An Act denying public service companies furnishing gas in cities of the first class the right to impose upon consumers a penalty for failure to pay promptly greater than interest at the rate of one per centum per month.

Referred to the Committee on Public Utilities.

By Mr. SCHWARTZ. HOUSE BILL No. 866.

An Act denying public service companies furnishing electricity in cities of the first class the right to impose upon consumers a penalty for failure to pay promptly greater than interest at the rate of one per centum per month.

Referred to the Committee on Public Utilities.

REMARKS BY CHIEF DEERFOOT AND CHIEF TWO CITIES

The SPEAKER. We have with us today Chief Deerfoot of the Apache Tribe and Chief Two Cities of the Iroquois Tribe who will favor us by talking a short time on wild life.

CHIEF DEERFOOT. I know you have all seen an Indian before, but it is very seldom you see any in this part of the country. I have not been here very long; I am a Western Indian. I have hunted out in the states of Oklahoma, New Mexico, Arizona, Colorado up into the Wyoming and Montana. I have hunted game all my life. I might say we hunt different from what you boys do, or men do.

At this time I would like to say something about the game. I would like to see it saved, all that can be saved. That is why we are here to hear the bill that is before the House to save your game in this state. The same way with making fires. We don't make great big fires like White men do. No, when we make a fire we make a small one and lay all around it. That is the way Indians do and the forests don't catch fire, or you would not have any when you came here. The same way with the game we use all the hide and eat all the meat. You men when you go out you kill four or five and just bring the horns of the animal in or two or three of the legs and not use all of it like we do. That is why you haven't the game today that you should have, or that we had when we were here.

The SPEAKER. Members of the House I now have the pleasure of introducing to you Chief Two Cities of the Iroquois Tribe.

CHIEF TWO CITIES. "Sha na go wa es na was la jotah stonah." I mean to say that each and every one of you are interested in the Indians and your game. I am an Iroquois Indian. I have a few friends here. One from Fulton County, Mr. Lynch, and also Mr. Wakefield from Fulton County and my friend Mr. Bob Gorman, because I am an Iroquois Indian.

The SPEAKER. The Chair takes this occasion to thank Chief Deerfoot and also Chief Two Cities for their remarks.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Manufacturers will meet immediately after this morning's session in Room 325.

All members of the House who are interested in rural life are respectfully requested to be present at a meeting of the Rural Legislation League in the House Caucus Room next Monday evening, February 18, 1935 at 5 o'clock. The subject for discussion: "How May We Best Spread Employment".

ADJOURNMENT

Mr. TUMELTY. Mr. Speaker, I move that this House do now adjourn until Monday evening, February 18, 1935, at 9 o'clock.

The motion was agreed to, and (at 11:28 o'clock A. M.) the House adjourned until Monday, February 18, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

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Vol. 18. HARRISBURG, PA., MONDAY, FEBRUARY 18, 1935 No. 16

SENATE

MONDAY, February 18, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Help us, Our Father, to abhor that which is evil and cleave to that which is good. Quicken our spirits so we may be able to distinguish between the evil and the good. "Even Satan himself is transformed into an angel of light," deceiving many whose desires and intentions are to walk uprightly and deal justly.

As we shun temptations coming from without may we also shun the temptations lurking within our own hearts. Bestow upon us Godly guide that we may be "wise as serpents and harmless as doves." Make us morally courageous, ready to do and dare and die for our country and our convictions.

Above all spur us on to live for those things—for it often requires nobler heroism to live than to die.

We thus pray in behalf of this Senate, this Legislature, our Commonwealth and our Nation. Amen.

LEAVES OF ABSENCE

Mr. CLARK asked and obtained leave of absence for the Senator from Bucks, Mr. Buckman.

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

PETITIONS

OPPOSING DIVISION OF MOTOR FUND

The Chair cleared his table and laid before the Senate communication from the Pittsburgh Motor Club opposing any legislation which would divert the motor fund to purposes other than construction, maintenance and operation of the state highway system.

Which was referred to the Committee on Appropriations.

REPORT OF DELAWARE RIVER JOINT COMMISSION

The Chair cleared his table and laid before the Senate report of the Delaware River Joint Commission of Pennsylvania and New Jersey.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 195 (Senate Bill No. 263), entitled:

An Act to further amend section seven hundred four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "Game Law;" prohibiting the use of dogs in hunting bear or the chasing of bear by dogs.

Which was committed to the Committee on Game and Fisheries.

House Bill No. 329 (Senate Bill No. 264), entitled:

An Act to amend sections seven hundred four and seven hundred twenty-five of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359) entitled "Game Law," as amended: making it unlawful to throw or cast the rays of any headlight, spotlight or other artificial light upon a deer, bear or elk.

Which was committed to the Committee on Game and Fisheries.

REPORTS FROM COMMITTEES

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 114, entitled:

An Act making an appropriation to the Trustees of Lincoln University, Chester County.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 240, entitled:

An Act making an appropriation to the Department of Forests and Waters for the rebuilding and reconstruction of an aqueduct in Roosevelt Park.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 244, entitled:

An Act making an appropriation to the Berks County Tuberculosis Sanatorium, Reading, Berks County, Pennsylvania.

Mr. HUFFMAN, from the Committee on County Government, reported as amended, Senate Bill No. 141, entitled:

An Act authorizing the abatement of certain tax penalties and interest on county, city, borough, town, township, school district and poor district taxes.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 265, entitled:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 266, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled: "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Berks.

Which was committed to the Committee on Highways.

Also read in his place and and presented to the Chair, Senate Bill No. 267, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Berks.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 268, entitled:

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Berks.

Which was committed to the Committee on Highways.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 269, entitled:

An Act relating to writs of execution, other than attachments, on goods and chattels, where Sheriffs' Sales are delayed or plaintiffs fail to advance the cost for same, and providing that such writs, including any in the hands of Sheriffs when this Act becomes effective, may be returned as stayed for want of prosecution, unless the property levied upon be advertised for sale within three months after the levy thereon, exclusive of the duration of any stay of proceedings by order of Court or operation of law preserving the lien of such levy.

Which was committed to the Committee on Judiciary General.

Mr. ZIESENHEIM read in his place and presented to the Chair Senate Bill No. 270, entitled:

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 271, entitled:

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 272, entitled:

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Mr. THOMPSON (Westmoreland) read in his place and presented to the Chair, Senate Bill No. 273, entitled:

An Act to preserve and improve the purity of the waters of the Commonwealth for the protection of public health animal and aquatic life, and for industrial consumption providing protection of water supply; providing for the jurisdiction of courts and justices of the peace in the enforcement thereof, and providing additional remedies for abating pollution of waters; imposing certain penalties and repealing certain acts.

Which was committed to the Committee on Forests and Waters.

Mr. GRAFF read in his place and presented to the Chair, Senate Bill No. 274, entitled:

An Act relating to the finances of the State government providing for the settlement, assessment, collection and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof, including escheated property and the proceeds of its sale the custody and disbursement of other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of money erroneously paid to the Commonwealth, auditing the ac

counts of the Commonwealth and all agencies thereof, of all public officers, collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties, affecting every department, board, commission and officer of the State government, every political subdivision of the State and certain officers of such subdivisions, every person, association, and corporation required to pay, assess or collect taxes, or to make returns, or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor, or creditor of the Commonwealth conferring the powers heretofore conferred, and duties imposed on the Department of Revenue to the Department of the Auditor General abolishing the Department of Revenue and repealing existing laws.

Which was committed to the Committee on State Government.

Mr. CHAPMAN read in his place and presented to the Chair, Senate Bill No. 275, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BENNETT read in his place and presented to the Chair, Senate Bill No. 276, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 277, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HARVEY read in his place and presented to the Chair, Senate Bill No. 278, entitled:

An Act making an appropriation for the purchase of a history of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard, and providing for the distribution thereof.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 279, entitled:

An Act making an appropriation to the Pittston Hospital Association, of the city of Pittston, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BOYD read in his place and presented to the Chair, Senate Bill No. 280, entitled:

An Act to amend section twenty-three of the act approved the tenth day of June, one thousand nine hundred and ninety-three (P. L. 419), entitled "An Act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended, requiring watchers at the polls to be enrolled members of the party whose certificate he holds.

Which was committed to the Committee on Elections.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 281, entitled:

An Act to amend section two hundred two as amended, and to repeal sections four hundred seven and one thousand two hundred eight, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled: "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by abolishing the State Aeronautics Commission as therein constituted in the Department of Internal Affairs.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair, Senate Bill No. 282, entitled:

An Act relating to procedure in actions of assumpsit and trespass.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 283, entitled:

An Act for the extension of Capitol Park in the City of Harrisburg, and for the acquisition of real estate in connection therewith, and for the demolition of the buildings and structures thereon, and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 284, entitled:

An Act for the acquisition of property by the Commonwealth east of the Soldiers' and Sailors' Memorial Bridge in the City of Harrisburg, and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 285, entitled:

An Act making an appropriation to the Department of Property and Supplies for the erection of an additional office building in Capitol Park, and for grading and terracing the grounds surrounding the same.

Which was committed to the Committee on Appropriations.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 286, entitled:

An Act to amend section one as amended of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities

coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by imposing tax upon obligations of the Home Owners' Loan Corporation and certain other Federal agencies.

Which was committed to the Committee on Federal Relations.

Mr. CAVALCANTE read in his place and presented to the Chair, Senate Bill No. 287, entitled:

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. RANKIN read in his place and presented to the Chair, Senate Bill No. 288, entitled:

An Act providing for the payment of the compensation, medical and hospital expenses of policemen and firemen by cities, boroughs, towns, and townships who are injured in or taken sick as a result of the performance of their duty; and providing that absence during such injury or sickness shall not reduce any usual sick leave period.

Which was committed to the Committee on Municipal Government.

Mr. McCREESH read in his place and presented to the Chair, Senate Bill No. 289, entitled:

An Act relating to the pollution of waters of the Commonwealth, providing additional remedies for the abatement thereof and conferring jurisdiction upon certain courts in relation thereto.

Which was committed to the Committee on Forests and Waters.

Also read in his place and presented to the Chair, Senate Bill No. 290, entitled:

An Act making an appropriation to the Rush Hospital for Consumption and Allied Diseases, of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 291, entitled:

An Act to amend sections seven, thirty-seven and forty and to repeal section thirty-eight of the act, approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel, fixing their qualification, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof; to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars, regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copied by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions, and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith," further regulating the right of electors to petition the commissioners for correction of the registration lists, and appeals to court from the decisions and acts of the commissioners; providing that registrars who are appointed as members of either of the two major parties shall be selected from candidates recommended by the city committee of such party.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair Senate Bill No. 292, entitled:

An Act to amend section four of the act approved the thirtieth day of January, one thousand eight hundred and seventy-four, (P. L. 31), entitled "A further supplement to the act regulating elections in this Commonwealth," giving the court of common pleas discretionary power as to the appointment of overseers of elections.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 293, entitled:

An Act making an appropriation to the Curtis Clinic, Out-Patient Department of the Jefferson Medical College Hospital of Philadelphia, Pennsylvania, for maintenance.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 294, entitled:

An Act making an appropriation to the Jefferson Medical College, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 295, entitled:

An Act making an appropriation to the Jefferson Medical College, of Philadelphia, Pennsylvania, for medical education.

Which was committed to the Committee on Appropriations.

Mr. MILLER read in his place and presented to the Chair, Senate Bill No. 296, entitled:

An Act limiting the right of non-resident and resident fire insurance agents to do business in this Commonwealth; and providing for the payment of commissions to certain resident agents in certain cases.

Which was committed to the Committee on Insurance.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 297, entitled:

An Act to further amend the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registrations of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrats, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by changing the registration fees for certain trailers and semi-trailers; revising existing regulations for weight and requiring the weighing of certain vehicles; changing method of enforcement; and providing certain penalties.

Which was committed to the Committee on Highways.

Mr. RODGERS read in his place and presented the Chair, Senate Bill No. 298, entitled:

An Act making an appropriation to the Zoar Home for Mothers, Babies and Convalescents at Allison Park, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 299, entitled:

An Act making an appropriaiton to the Department of Welfare to pay for the care, treatment, removal and maintenance of the indigent insane in the Dixmont Hospital, at Dixmont, Allegheny County.

Which was committed to the Committee on Appropriations,

Also read in his place and presented to the Chair, Senate Bill No. 300, entitled:

An Act providing that parties furnishing material, supplies, fixtures, or equipment to buildings under bailment lease or conditional sales contract shall not have the right to file mechanics' leins therefor.

Which was committed to the Committee on Judiciary General.

Mr. KAHLE read in his place and presented to the Chair, Senate Bill No. 301, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 293), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Clarion.

Which was committed to the Committee on Highways.

Mr. HUFFMAN read in his place and presented to the Chair, Senate Bill No. 302, entitled:

An Act to amend section thirteen of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," giving funeral expenses preference in payment over the widow's and children's exemption.

Which was committed to the Committee on Banking.

Mr. RUPP read in his place and presented to the Chair, Senate Bill No. 303, entitled:

An Act making an appropriation to Saint Luke's Hospital, Bethlehem, Lehigh County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 304, entitled:

An Act making an appropriation to the Allentown Hospital, of Allentown, Lehigh County, Pennsylvania.

Which was committed to the Committee on Appropriations.

RESOLUTION RELATIVE TO MEMORIALIZING CONGRESS TO ABOLISH FEDERAL TAX ON MOTOR VEHICLES FUELS

Mr. WOODWARD offered the following resolution, which was twice read:

In the Senate, February 18, 1935.

The taxing of fuel used in the operation of motor vehicles has, from its earliest inception, been considered justified because of the dedication of the funds arising therefrom to the construction and maintenance of modern, smooth surfaced highways, especially enjoyed by those who are called upon to pay the tax.

Taxation of motor vehicle fuel for any other purpose is unjust, and imposes upon a comparatively few persons, on no justifiable basis of classification or apportionment, burdens of maintaining government not shared in by others, who equally enjoy the benefits thereof.

The government of the United States now exacts one hundred and seventy millions of dollars during each year from this source of taxation, which is expended for general governmental purposes, which sum should properly be diverted to the several states for use upon their highways.

Fourteen States of this Union already have petitioned their Senators and Representatives in Congress in an effort to bring about an abolition of the Federal tax on motor vehicle fuels, therefore be it

Resolved (if the House of Representatives concur), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact appropriate Federal legislation to forthwith abolish the Federal tax of one cent per gallon on motor vehicle fuels.

Resolved, That a copy of this resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this Senate.

Mr. WOODWARD. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. ROBERTS. I object.

The PRESIDENT. The Chair hear objections, and under the Rules of the Senate the resolution will be referred to the Committee on Federal Relations.

PENNSYLVANIA LEGISLATIVE CORRESPONDENTS ASSOCIATION DINNER

Mr. HOWELL offered the following resolution, which was twice read:

In the Senate, February 19, 1933.

Whereas, It is the biennial custom of the Pennsylvania Legislative Correspondents Association to entertain at a gridiron dinner to which members of the Legislature, public officials and persons prominent in political and private life, are invited and

Whereas, The year 1935 marks the fortieth anniversary of the organization of this association, the oldest fraternity of legislative correspondents in the United States; and

Whereas, In past years the business of the Legislature has upon occasion been so protracted that legislators are hurried in their preparations for the dinner on the day selected and correspondents have lacked sufficient time to carefully prepare the entertainments; and

Whereas, Wednesday, April 24, at 6:30 p. m. in the Penn Harris Hotel is the time and place of the dinner for 1935; therefore be it

Resolved (If the House of Representatives concur), That as an order of the day for Wednesday, April 24, 1935, the General Assembly shall adjourn not later than 4 p. m.

Mr. HOWELL. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

TIME OF NEXT MEETING

Mr. GRAFF, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 18, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 25, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 25, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

USE OF SENATE CHAMBER BY COMMITTEE ON CONSTITUTIONAL CHANGES

Mr. OWLETT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 18, 1935.

Resolved, That the use of the Senate Chamber be granted to the Senate Committee on Constitutional Changes, Wednesday morning, February 20, at ten o'clock, for the purpose of a public hearing.

RESOLUTION RELATIVE TO APPOINTMENT OF COMMITTEE TO INVESTIGATE ADDITIONAL FACILITIES FOR CARE AND TREATMENT OF TUBERCULAR PATIENTS

Mr. RANKIN offered the following resolution, which was twice read and referred to the Committee on Public Health:

In the Senate, February 18, 1935.

Whereas, The waiting lists at the three sanatoria for tubercular patients are extremely crowded and patients in immediate need of care and treatment are required to wait months before being admitted, therefore be it

Resolved, That the President Pro Tempore of the Senate be authorized to appoint a committee of five senators whose duty it shall be to investigate the necessity of providing additional facilities for the care and treatment of tubercular patients, eligible to admission to the state sanatoria of this Comminwealth, and whether any property of the Commonwealth now in use for other purposes or unused could be employed more advantageously in the care and treatment of tubercular patients.

Resolved, That said committee shall make a report to the Senate as early as possible with drafts of such legislation as it deems proper to carry out the recommendations of the committee.

Mr. RANKIN. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. CLARK. Mr. President, I object.

The PRESIDENT. The Chair hears objection and the Resolution will be referred to the Committee on Public Health.

NOMINATIONS BY THE GOVERNOR

The Chair cleared his table and laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Owen J. Jones, of Dauphin, Dauphin County, as Justice of the Peace in the Borough of Dauphin, Dauphin County, until the first Monday in January, 1936.

GEORGE H. EARLE.

MEMBERS OF THE BOARD OF GAME COMMISSIONERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

Frank B. Foster, of Phoenixville, Chester County, as a member of the Board of Game Commissioners, vice Howard Stewart, resigned, for the term of six years.

Samuel Castner, of Williamsport, Lycoming County, as a member of the Board of Game Commissioners, vice Ralph L. Eckenstein, resigned, for the term of six years.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

J. W. Sherrer, Pittsburgh, February 21, 1935.
J. A. Solinsky, Pittsburgh, February 23, 1935.

PHILADELPHIA COUNTY

Robert E. Fahlan, Philadelphia, February 25, 1935.

CUMBERLAND COUNTY

Calrence E. Baughman, Carlisle, February, 28, 1935.

BLAIR COUNTY

Charles M. Kurtz, Altoona, March 4, 1935.

ALLEGHENY COUNTY

A. L. Goldstrom, McKeesport, March 6, 1935.
Adolph Greenberger, Pittsburgh, March 6, 1935.
Miss Emma Hafeli, Pittsburgh, March 6, 1935.
Miss Margaret E. Tully, Pittsburgh, March 6, 1935.

BEAVER COUNTY

C. E. Coleman, Rochester, March 6, 1935.

CAMBRIA COUNTY

Mrs. Claire Salinger, Johnstown, March 6, 1935.

CRAWFORD COUNTY

Miss Mae G. Foley, Titusville, March 6, 1935.

DAUPHIN COUNTY

LeRoy E. Koons, Penbrook, March 6, 1935.

DELAWARE COUNTY

Edward L. Donnelly, Lansdowne, March 6, 1935.

LAWRENCE COUNTY

John M. Bevan, New Castle, March 6, 1935.
Ed. E. Marshall, New Castle, March 6, 1935.

LUZERNE COUNTY

William I. Williams, Edwardsville, March 6, 1935.

LYCOMING COUNTY

C. C. Worthington, Muncy, March 6, 1935.

PHILADELPHIA COUNTY

Miss Luella Appleton, Philadelphia, March 6, 1935.
Miss Mary A. Desmond, Philadelphia, March 6, 1935.
Robert E. Higgins, Philadelphia, March 6, 1935.
E. Fred Kemner, Philadelphia, March 6, 1935.

YORK COUNTY

R. F. Culbertson, York, March 6, 1935.

ALLEGHENY COUNTY

Leo E. Flanagan, Pittsburgh, March 7, 1935.

BEAVER COUNTY

O. H. Locke, Monaca, March 7, 1935.

BERKS COUNTY

Allen M. Hawman, Reading, March 7, 1935.

CHESTER COUNTY

Miss Mildred E. McFadden, Phoenixville, March 7, 1935.

DELAWARE COUNTY

Miss Marcella M. Kelly, Chester, March 7, 1935.

LANCASTER COUNTY

Eugene F. Brubaker, Denver, March 7, 1935.

LEHIGH COUNTY

George K. Englehart, Catasauqua, March 7, 1935.

LUZERNE COUNTY

Michael J. English, Wilkes-Barre, March 7, 1935.

SUSQUEHANNA COUNTY

Mrs. Irene M. Stephens, Loenoxville, March 7, 1935.

WASHINGTON COUNTY

Miss Gladys C. Marshall, Washington, March 7, 1935.

DAUPHIN COUNTY

Paul A. Troutman, Millersburg, March 8, 1935.

SCHUYLKILL COUNTY

H. Fred Lauer, Ashland, March 8, 1935.

ALLEGHENY COUNTY

Max Balsam, Pittsburgh, March 9, 1935.
Herbert C. Baum, Pittsburgh, March 9, 1935.
Henry C. Cohn, Pittsburgh, March 9, 1935.
W. H. Deer, Pittsburgh, March 9, 1935.
Jas. N. Dill, McKeesport, March 9, 1935.
Mrs. Bertha Furman, Pittsburgh, March 9, 1935.
Miss Emily H. Goetz, Pittsburgh, March 9, 1935.
Howard F. Good, Pittsburgh, March 9, 1935.
Jesse V. Hartlauer, Pittsburgh, March 9, 1935.
Chas. J. Liptak, Pittsburgh, March 9, 1935.
Mrs. Jennie MacDonald, Pittsburgh, March 9, 1935.
M. Prass, Pittsburgh, March 9, 1935.
Emil J. Quatchak, Pittsburgh, March 9, 1935.
Miss Gertrude E. Ryan, Pittsburgh, March 9, 1935.
Walton W. Tustin, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

Mrs. Haddessah Devereaux, Freeport, March 9, 1935.

BEAVER COUNTY

James H. Carson, Beaver Falls, March 9, 1935.
Geo. A. Hoffman, Aliquippa, March 9, 1935.
Joseph B. Homish, Aliquippa, March 9, 1935.
Paul J. Huth, Rochester, March 9, 1935.
Mrs. Eleanor W. Wehr, Beaver, March 9, 1935.

BLAIR COUNTY

Angelo A. Santella, Altoona, March 9, 1935.

CLINTON COUNTY

M. O. Bottorf, Lock Haven, March 9, 1935.

CUMBERLAND COUNTY

Miss Nora M. Garland, Carlisle, March 9, 1935.

DAUPHIN COUNTY

F. R. S. Douglass, Middletown, March 9, 1935.
Thos. J. Sullivan, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Miss Anna Frank, Chester, March 9, 1935.
Leander R. Johnson, Norwood, March 9, 1935.
Frederick T. Nealon, Chester, March 9, 1935.
Albert S. Shaw, Darby, March 9, 1935.

FRANKLIN COUNTY

Charles S. Gardner, Jr., Blue Ridge Sum., March 9, 1935.

GREENE COUNTY

Frank F. Sutton, Waynesburg, March 9, 1935.

LACKAWANNA COUNTY

Gordon Dimock, Scranton, March 9, 1935.
Miss Pearl Janet Gardner, Scranton, March 9, 1935.

LANCASTER COUNTY

Miss Mary A. Huebener, Lititz, March 9, 1935.

LAWRENCE COUNTY

George S. Miller, New Castle, March 9, 1935.

LUZERNE COUNTY

Joseph J. Sudnick, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

Mrs. Ada P. Duffee, Bradford, March 9, 1935.

MONROE COUNTY

Murray G. Burke, Stroudsburg, March 9, 1935.

NORTHAMPTON COUNTY

Ambrose E. Lambert, Bethlehem, March 9, 1935.

NORTHUMBERLAND COUNTY

Miss Ethel M. Loreman, Milton, March 9, 1935.

PHILADELPHIA COUNTY

Miss Rita M. Brennan, Philadelphia, March 9, 1935.
Mrs. A. C. Hackett, Philadelphia, March 9, 1935.
William F. Lueckel, Philadelphia, March 9, 1935.
Chas. H. Noble, Jr., Philadelphia, March 9, 1935.
LeRoy Seney, Philadelphia, March 9, 1935.
J. E. Williams, Philadelphia, March 9, 1935.

PIKE COUNTY

Andrew Spotts, Jr., Milford, March 9, 1935.

SUSQUEHANNA COUNTY

Walter L. Miller, Susquehanna, March 9, 1935.

UNION COUNTY

Charlton F. Hummel, New Columbia, March 9, 1935.

WASHINGTON COUNTY

Henry Tennyson, Burgettstown, March 9, 1935.

MIFFLIN COUNTY

Miss Grace I. Benner, Lewistown, March 10, 1935.

PHILADELPHIA COUNTY

Mrs. Alice E. Erwin, Philadelphia, March 10, 1935.

CAMBRIA COUNTY

Albert Seigh, Johnstown, March 14, 1935.

DAUPHIN COUNTY

Miss Minnie E. Cobler, Harrisburg, March 14, 1935.

LUZERNE COUNTY

J. A. Williams, Wilkes-Barre, March 15, 1935.

MONROE COUNTY

Steward F. Shiffer, Stroudsburg, March 19, 1935.

WYOMING COUNTY

Miss Wilhelmina Schlatter, Tunkhannock, March 19, 1935.

McKEAN COUNTY

Miss Ethel Kessler, Bradford, March 23, 1935.

PHILADELPHIA COUNTY

Miss Elizabeth McShea, Philadelphia, March 23, 1935.
H. P. Keever, Philadelphia, March 31, 1935.
Miss Amanda G. MacFarland, Philadelphia, March 31, 1935.

ALLEGHENY COUNTY

Miss Florence E. Davis, N. Braddock, April 1, 1935.

BRADFORD COUNTY

Arthur H. Baxter, Athens, April 1, 1935.

PHILADELPHIA COUNTY

Miss Bessie E. Donoghue, Philadelphia, April 1, 1935.
Howard D. Evoy, Philadelphia, April 1, 1935.
William Hetzel, Philadelphia, April 1, 1935.
Stanislaus D. Siatkowski, Philadelphia, April 1, 1935.
Miss Margaret W. Unruh, Philadelphia, April 1, 1935.

VENANGO COUNTY

Miss Jessie Urey, Oil City April 1, 1935.

PHILADELPHIA COUNTY

Miss F. Evelyn Curtis, Philadelphia, April 8, 1935.

LUZERNE COUNTY

Miss Anna Breese, Hazleton, April 9, 1935.

DELAWARE COUNTY

Joseph Zeitzeff, Chester, April 20, 1935.

WESTMORELAND COUNTY

R. R. Whenry, Jeannette, April 21, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

James U. Neely, Fairfield.

ALLEGHENY COUNTY

Ben L. Anderson, 908 Frick Bldg., Pittsburgh.
Miss Hilda C. Harkins, Homestead.
H. W. Schmidt, 707 E. Ohio St., Pittsburgh.
Miss Loretta Schwerin, Liberty and Oliver Aves., Pittsburgh.
Fred L. Workman, Duquesne.

BLAIR COUNTY

Albert Fisher, Tyrone.
Miss Lorene M. Potter, Altoona.

CENTRE COUNTY

Miss Lillian I. Garbrick, State College.

CLARION COUNTY

Miss Camilla E. Wilson, Clarion.

CLEARFIELD COUNTY

Miss Gertrude Decker, Clearfield.

CLINTON COUNTY

John U. Shaffer, Jr., Renovo.

DELAWARE COUNTY

Linwood J. Card, Drexel Hill.
Miss Sara R. Freeman, Upper Darby.
Edwin W. Page, 53 N. 10th St., Philadelphia.

FRANKLIN COUNTY

Mrs. Cornelia Clayton Brooks, Waynesboro.

GREENE COUNTY

Spencer E. Vance, Mt. Morris.

LACKAWANNA COUNTY

Miss Sara M. Forster, Scranton.
Miss Olive Miller, Scranton.

LAWRENCE COUNTY

Allen D. Keller, Ellwood City.

LEHIGH COUNTY

John B. Simko, Allentown.

LUZERNE COUNTY

John Nenstiel, West Hazleton.

LYCOMING COUNTY

Alton R. Hornberger, Williamsport.
Miss Ruth Marcus, Jersey Shore.

MONTGOMERY COUNTY

William M. Crook, Ardmore.
Henry J. Mathers, Jenkintown.
Milton R. Yerkes, Bryn Mawr.

NORTHAMPTON COUNTY

Paul M. Lobb, Easton.
Miss Mildred E. Redding, Bethlehem.

PHILADELPHIA COUNTY

James R. Ballantine, 34th St. below Spruce St., Philadelphia.
Henry Block, 811 N. Broad St., Philadelphia.
Mrs. Esther Brandschain, 5546 N. 5th St., Philadelphia.
James P. Coyne, 818 S. 20th St., Philadelphia.
Miss D. P. Douty, 3620 Walnut St., Philadelphia.
Samuel Englander, 1222 Spruce St., Philadelphia.
Joseph W. Fritz, 5601 Chestnut St., Philadelphia.
Ralph A. Hey, 2300 Carpenter Street, Philadelphia.
Jos. Kailley, 1505 Race Street, Philadelphia.
Mrs. Margaret H. Parham, 2142 Fidelity Trust Bldg., Philadelphia.
Robert W. Patton, 3022-32 N. 16th St., Philadelphia.
Miss Bertha M. Rosenthal, 1100 Bankers Securities Bldg., Philadelphia.
Morris W. Wilson, Elkins Park.
Miss Mary Ann Wolf, 1234 Widener Bldg., Philadelphia.

SCHUYLKILL COUNTY

Jos. C. Reing, Mahanoy City.

SOMERSET COUNTY

Miss Carmilla Ferline, Windber.

SUSQUEHANNA COUNTY

A. J. Masters, Kingsley.

TIOGA COUNTY

Clare Gerow, Knoxville.

WESTMORELAND COUNTY

William T. Brunot, Youngwood.
John Kret, Monessen.
Miss Lucille Lute, Greensburg.
Peter S. Peters, Herminie.
Miss Helen Shuma, Monessen.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Paul Uetz, Philadelphia, February 21, 1935.

WASHINGTON COUNTY

J. C. Bryant, Washington, February 21, 1935.

WESTMORELAND COUNTY

Harry George Horne, Grapeville, February 21, 1935.

ALLEGHENY COUNTY

W. F. Shroyer, Wilkinsburg, February 26, 1935.

ELK COUNTY

G. F. Greiner, Ridgway, February 28, 1935.

PHILADELPHIA COUNTY

Nathan M. Diamond, Philadelphia, March 2, 1935.

LANCASTER COUNTY

Lester E. Roberts, Mt. Joy, March 5, 1935.

NORTHAMPTON COUNTY

Ray F. Hoover, Bethlehem, March 5, 1935.

VENANGO COUNTY

J. H. Contino, Oil City, March 5, 1935.

ALLEGHENY COUNTY

Thomas E. McDowell, Duquesne, March 6, 1935.
Wm. F. Walsh, Pittsburgh, March 6, 1935.

BLAIR COUNTY

Chester B. Wray, Altoona, March 6, 1935.

BUTLER COUNTY

Albert R. Hill, Butler, March 6, 1935.

CUMBERLAND COUNTY

Mrs. Hattie N. Frehn, Carlisle, March 6, 1935.

ELK COUNTY

William Cheatle, St. Marys, March 6, 1935.

JEFFERSON COUNTY

Mrs. Kathryn Hoffman, Brookville, March 6, 1935.

LANCASTER COUNTY

H. E. Heller, Lancaster, March 6, 1935.

LEHIGH COUNTY

Irvin H. Herman, Allentown, March 6, 1935.
G. E. Snell, Bethlehem, March 6, 1935.

MONTGOMERY COUNTY

Raymond Ellis, Norristown, March 6, 1935.

NORTHAMPTON COUNTY

Miss Esther A. Bellmer, Easton, March 6, 1935.

PHILADELPHIA COUNTY

Miss Edith L. Hall, Philadelphia, March 6, 1935.
Richard Hill, Jr., Philadelphia, March 6, 1935.
Harry Rueger, Philadelphia, March 6, 1935.
James R. Shields, Philadelphia, March 6, 1935.
Simon Weiss, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

Francis E. Moore, Pottsville, March 6, 1935.

WESTMORELAND COUNTY

John C. Wilson, Vandergrift, March 6, 1935.

CLEARFIELD COUNTY

Thomas R. McCracken, Mahaffey, March 7, 1935.

CUMBERLAND COUNTY

F. B. Sellers, Jr., Carlisle, March 7, 1935.

FAYETTE COUNTY

Mrs. Kathryn Trotter, Brownsville, March 7, 1935.

FRANKLIN COUNTY

Eldon G. Hoachlander, Greencastle, March 7, 1935.

LACKAWANNA COUNTY

Miss M. R. Cotillis, Scranton, March 7, 1935.

LANCASTER COUNTY

Mrs. Ruth G. Buckwalter, Paradise, March 7, 1935.

LUZERNE COUNTY

Miss Anna A. Westover, Wilkes-Barre, March 7, 1935.

MONTGOMERY COUNTY

Stewart Nase, Lansdale, March 7, 1935.

PHILADELPHIA COUNTY

George I. Haggerty, Philadelphia, March 7, 1935.
Thomas P. Lipscomb, Philadelphia, March 7, 1935.

WASHINGTON COUNTY

W. C. Edwards, California, March 7, 1935.

WESTMORELAND COUNTY

Reuben Levinson, Jeannette, March 7, 1935.
Raymond A. Troxell, Greensburg, March 7, 1935.

YORK COUNTY

Miss Grace M. Drayer, York, March 7, 1935.

LUZERNE COUNTY

Miss Reba B. Smith, Wilkes-Barre, March 8, 1935.

MERCER COUNTY

Guy Thorne, Greenville, March 8, 1935.

PHILADELPHIA COUNTY

Joseph R. McKeon, Philadelphia, March 8, 1935.

SCHUYLKILL COUNTY

John Tatusko, Frackville, March 8, 1935.

ALLEGHENY COUNTY

William Affatigato, Pittsburgh, March 9, 1935.
Miss Grace Dapper, Pittsburgh, March 9, 1935.
Miss Margaret E. Dermitt, Pittsburgh, March 9, 1935.
C. M. Gordon, Pittsburgh, March 9, 1935.
W. C. Guckert, Pittsburgh, March 9, 1935.
Guy M. Hull, Pittsburgh, March 9, 1935.
William E. Lang, Pittsburgh, March 9, 1935.
Anthony Maroulis, Pittsburgh, March 9, 1935.
C. Joseph Recht, Clairton, March 9, 1935.
Ralph O. Rising, Pittsburgh, March 9, 1935.
Miss Estelle E. Smith, Pittsburgh, March 9, 1935.
Miss Ruth W. Steinbrink, Pittsburgh, March 9, 1935.
W. H. Stone, Pittsburgh, March 9, 1935.
Miss Hilda M. Weiland, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

Ira J. Wray, Apollo, March 9, 1935.

BEAVER COUNTY

James S. Strouss, Beaver, March 9, 1935.

BLAIR COUNTY

John H. Cogley, Altoona, March 9, 1935.
Homer C. McKillip, Hollidaysburg, March 9, 1935.

BUCKS COUNTY

Richard W. Fechtenburg, Eddington, March 9, 1935.

CAMBRIA COUNTY

Julius H. Eckel, Johnstown, March 9, 1935.

CENTRE COUNTY

James C. Furst, Bellefonte, March 9, 1935.

CHESTER COUNTY

Miss Marie E. Donnelly, Coatesville, March 9, 1935.
Samuel M. Greenwood, Coatesville, March 9, 1935.
I. N. Earl Wynn, West Chester, March 9, 1935.

CLINTON COUNTY

Benjamin Snowiss, Lock Haven, March 9, 1935.

COLUMBIA COUNTY

Ernest S. Bailey, Berwick, March 9, 1935.

CRAWFORD COUNTY

Mrs. Ora B. Snodgrass, Jamestown, March 9, 1935.

CUMBERLAND COUNTY

Andrew T. Oiler, Carlisle, March 9, 1935.

DAUPHIN COUNTY

Miss Marion R. Berry, Harrisburg, March 9, 1935.
C. O. Dick, Harrisburg, March 9, 1935.
Clyde E. Fisher, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Charles Parker, Swarthmore, March 9, 1935.
Walter R. Russell, Upper Darby, March 9, 1935.
Miss Kathryn A. Stewart, Ridley Park, March 9, 1935.

ERIE COUNTY

Homer T. Eaton, Erie, March 9, 1935.
Miss Carrie E. Kraemer, Erie, March 9, 1935.

FAYETTE COUNTY

Mrs. Mildred Dean, Uniontown, March 9, 1935.
Clarence V. Lee, Uniontown, March 9, 1935.
Miss Alice O'Connor, Connellsville, March 9, 1935.

FRANKLIN COUNTY

Miss Gertrude E. Myers, Mercersburg, March 9, 1935.
Miss Thelma M. Rowe, Waynesboro, March 9, 1935.

LANCASTER COUNTY

G. S. Eberly, Lancaster, March 9, 1935.

LEBANON COUNTY

John L. Witmer, Palmyra, March 9, 1935.

LEHIGH COUNTY

C. H. Wolf, Allentown, March 9, 1935.

LUZERNE COUNTY

Fred L. Seward, Wilkes-Barre, March 9, 1935.

LYCOMING COUNTY

Sheridan Kaufman, Montoursville, March 9, 1935.

McKEAN COUNTY

O. D. Downs, Port Allegany, March 9, 1935.

MONTGOMERY COUNTY

J. Warren Clemens, Lansdale, March 9, 1935.
Charles H. Miller, Lansdale, March 9, 1935.
Miss Mary A. Yost, Pottstown, March 9, 1935.

NORTHAMPTON COUNTY

Miss Margaret L. Davies, Easton, March 9, 1935.
Frederick Jones, Easton, March 9, 1935.
John E. Leibfried, Bethlehem, March 9, 1935.

PHILADELPHIA COUNTY

Simon Becker, Philadelphia, March 9, 1935.
C. V. Brennan, Philadelphia, March 9, 1935.
Alex. Burchuk, Philadelphia, March 9, 1935.
Mrs. Della M. Cloud, Philadelphia, March 9, 1935.
Mrs. Sadie E. Dunlap, Philadelphia, March 9, 1935.
William A. Gelber, Philadelphia, March 9, 1935.
Thomas G. Gordon, Philadelphia, March 9, 1935.
Clifford E. Kurtz, Philadelphia, March 9, 1935.
Miss Henrietta M. Lindsey, Philadelphia, March 9, 1935.
William C. Neil, Philadelphia, March 9, 1935.
Miss M. Luverne Osmond, Philadelphia, March 9, 1935.
Miss D. Irene Payne, Philadelphia, March 9, 1935.
Ildebrando Schifalacqua, Philadelphia, March 9, 1935.
Mrs. Jennie Schwartz, Philadelphia, March 9, 1935.
Erwin G. Stein, Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

John J. Flynn, Minersville, March 9, 1935.

SULLIVAN COUNTY

Mrs. Delena U. Meehan, Dushore, March 9, 1935.

SUSQUEHANNA COUNTY

Charles H. Ainey, New Milford, March 9, 1935.

UNION COUNTY

H. Spessard Strunk, Mifflinburg, March 9, 1935.

WASHINGTON COUNTY

Miss Minnie B. Fleming, Washington, March 9, 1935.

WESTMORELAND COUNTY

Edward J. Ferris, Jeannette, March 9, 1935.
John C. Tagge, Jeannette, March 9, 1935.
Mrs. Frances Urmston Walker, Bolivar, March 9, 1935.

YORK COUNTY

Wayne G. McFall, York, March 9, 1935.
William A. Salsgiver, York, March 9, 1935.

CLEARFIELD COUNTY

Miss Frances M. Hoffman, Clearfield, March 10, 1935.

FAYETTE COUNTY

Samuel M. May, Connellsville, March 10, 1935.
Carlo Rossi, Uniontown, March 10, 1935.

PHILADELPHIA COUNTY

Jos. J. Foley, Philadelphia, March 12, 1935.
Benjamin J. Ellis, Philadelphia, March 14, 1935.

CAMBRIA COUNTY

Miss Edith F. Foster, Johnstown, March 16, 1935.

NORTHAMPTON COUNTY

William L. Ealer, West Easton, March 17, 1935.

ALLEGHENY COUNTY

H. Earl McKinney, Pittsburgh, March 18, 1935.

DELAWARE COUNTY

Miss S. Gladys Lafferty, Norwood, March 23, 1935.

CHESTER COUNTY

John G. Hobek, Coatesville, March 24, 1935.

PHILADELPHIA COUNTY

Alfred A. Becker, Philadelphia, March 31, 1935.
Gordon Butterworth, Philadelphia, March 31, 1935.
Albanus W. Thatcher, Jr., Philadelphia, March 31, 1935.

SCHUYLKILL COUNTY

Harrison G. Ball, Shenandoah, March 31, 1935.

ALLEGHENY COUNTY

Chas. L. Cunningham, Pittsburgh, April 1, 1935.
S. S. Graham, Swissvale, April 1, 1935.
Edward R. Hazlewood, Pittsburgh, April 1, 1935.
Harry E. McWhinney, Homestead, April 1, 1935.
Miss M. M. Sandles, Pittsburgh, April 1, 1935.

LANCASTER COUNTY

Miss Charlotte F. Wiley, Lancaster, April 1, 1935.

LUZERNE COUNTY

E. M. Ellsworth, Kingston, April 1, 1935.

McKEAN COUNTY

Mrs. Frances S. Alder, Bradford, April 1, 1935.

MONTGOMERY COUNTY

Mrs. Sylvia A. Ingram, Norristown, April 1, 1935.

PHILADELPHIA COUNTY

John A. Blankin, Philadelphia, April 1, 1935.
Eugene Gullmann, Philadelphia, April 1, 1935.
Charles C. Leidy, Philadelphia, April 1, 1935.
John F. Megonigal, Philadelphia, April 1, 1935.
William J. Poehlmann, Philadelphia, April 1, 1935.

WESTMORELAND COUNTY

W. Aber McGeary, Vandergrift, April 1, 1935.
J. W. Ronian, Avonmore, April 1, 1935.

ALLEGHENY COUNTY

Dorrell A. Beck, Pittsburgh, April 2, 1935.

ERIE COUNTY

F. L. Camp, Erie, April 3, 1935.

DELAWARE COUNTY

Everett G. Rodebaugh, Philadelphia, April 4, 1935.

ALLEGHENY COUNTY

Arthur A. Oesterling, Wilmerding, April 7, 1935.

McKEAN COUNTY

Griffith C. Burch, Kushequa, April 7, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LACKAWANNA COUNTY

Mrs. Nellie Duffy Rader, Scranton, February 21, 1935.

PHILADELPHIA COUNTY

Charles B. Watts, Philadelphia, February 21, 1935.

ALLEGHENY COUNTY

Otto A. Zange, McKees Rocks, March 6, 1935.

BEAVER COUNTY

J. W. Moore, Aliquippa, March 6, 1935.

LANCASTER COUNTY

John F. Heinitsh, Lancaster, March 6, 1935.

PHILADELPHIA COUNTY

Miss Claire V. Lynch, Philadelphia, March 6, 1935.

BEAVER COUNTY

Wm. J. Miller, Monaca, March 7, 1935.

CENTRE COUNTY

John R. Doty, State College, March 7, 1935.
Preston A. Frost, State College, March 7, 1935.

McKEAN COUNTY

Mrs. Dorothy C. Bunce, Kane, March 7, 1935.

ALLEGHENY COUNTY

Mrs. Elizabeth Bunting, Pittsburgh, March 9, 1935.
Miss Betty H. Flanagan, Pittsburgh, March 9, 1935.
Mrs. Martha R. Holmes, Pittsburgh, March 9, 1935.
Miss L. M. Kelly, Pittsburgh, March 9, 1935.
John E. Lukacs, Pittsburgh, March 9, 1935.
Peter Sprajcar, McKeesport, March 9, 1935.

James F. Stack, Pittsburgh, March 9, 1935.

CUMBERLAND COUNTY

Mrs. Mary B. Jones, Newville, March 9, 1935.

LACKAWANNA COUNTY

Eugene W. Besecker, Scranton, March 9, 1935.

LANCASTER COUNTY

Miss Britannia Eby, Lancaster, March 9, 1935.

PHILADELPHIA COUNTY

Enoch Z. Brown, Philadelphia, March 9, 1935.
Miss M. Marie Delaney, Philadelphia, March 9, 1935.
Mrs. Margaret J. Devine, Philadelphia, March 9, 1935.
Herman Hurowitz, Philadelphia, March 9, 1935.
Miss Ada Levy, Philadelphia, March 9, 1935.
Stanley J. McCracken, Philadelphia, March 9, 1935.
Gustave E. Nelson, Philadelphia, March 9, 1935.
Mrs. Dorothy Ogden, Philadelphia, March 9, 1935.

VENANGO COUNTY

Miss Ada S. Poulson, Oil City, March 9, 1935.

WARREN COUNTY

Mrs. Lois B. Gordon, Warren, March 9, 1935.

WYOMING COUNTY

Floyd A. Dymond, Tunkhannock, March 9, 1935.

YORK COUNTY

Charles V. Monaghan, York, March 9, 1935.

DELAWARE COUNTY

Lewis Orton Thayer, Upper Darby, March 10, 1935.

PHILADELPHIA COUNTY

Frank Lamalfa, Philadelphia, March 12, 1935.

ALLEGHENY COUNTY

Miss Laura E. Lingenfelter, Pittsburgh, March 16, 1935.

LUZERNE COUNTY

Charles Horton, Nanticoke, March 17, 1935.

SCHUYLKILL COUNTY

Eugene F. Sowers, Tamaqua, March 17, 1935.

PHILADELPHIA COUNTY

Albert S. Houldsworth, Philadelphia, March 19, 1935.

Chas. Fred Miller, Phliadelphia, March 20, 1935.

ALLEGHENY COUNTY

William P. Johnston, Pittsburgh, March 23, 1935.

BEAVER COUNTY

Crescenzo Ciccone, Aliquippa, March 23, 1935.

ALLEGHENY COUNTY

Miss Dawn N. Lewis, Pittsburgh, April 1, 1935.

ELK COUNTY

Miss M. Ruth Leary, Ridgway, April 1, 1935.

LACKAWANNA COUNTY

Miss Mary E. McNamara, Scranton, April 1, 1935.

PHILADELPHIA COUNTY

James B. Jackson, Philadelphia, April 1, 1935.

COLUMBIA COUNTY

Miss Anna R. Flynn, Centralia, April 9, 1935.

WESTMORELAND COUNTY

Jas. T. Hughes, Latrobe, April 13, 1935.

DELAWARE COUNTY

Robert G. Kinsley, Upper Darby, April 20, 1935.

NORTHAMPTON COUNTY

W. H. Hilberg, Easton, April 22, 1935.

LACKAWANNA COUNTY

Thomas H. Davies, Olyphant, April 24, 1935.

GEORGE H. EARLE.

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 25, entitled:

An Act to amend section nine of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled, "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson,
Clark,	Lanius,	Reed, (Centre)	
Coyne,	Law,	Reed, (Dauphin)	Thompson, (Westmoreland)
Daly,	Mallery,	Reed, (Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Zicsenheim,
Graff,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" is hereby amended to read as follows

6. Regulations governing the reinstatement of persons who without fault or delinquency on their part have resigned or have been separated from the service Provided That persons who haye voluntarily resigned from the service shall not be reinstated within six months Provided however That the civil service commission shall not certify for appointment to the Director of Public Safety any policeman or fireman under probationary appointment or otherwise in the event of vacancies occurring in the department or any increase in the number of policemen and firemen required to be filled if there are available for appointment policemen or firemen who without fault or delinquency on their part have been separated from the service and whose separation from the service was not occasioned by reason of a finding of guilt by the commission after the filing of charges against the policeman or fireman And provided further That the civil service commission shall not hold any examination for any vacancies existing as aforesaid until such list of policemen and firemen separated as aforesaid shall have been exhausted by appointment to such vacancies

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. ARON. Mr. President, at the request of our City Controller, S. Davis Wilson, of Philadelphia, in whom people of Philadelphia have great confidence, I introduced Senate Bill No. 108. The provisions of that bill are that when any policeman or fireman is discharged from the force without any fault of his own, then in case of any vacancy that may occur the Director of Public Safety must give preference to such discharged policeman or fireman.

You might ask, "What brought this bill into this Legislature?" Under the Charter Act of 1919, which governs the City of Philadelphia, we surrounded the policeman and fireman with a certain amount of protection in his position, so that no policeman or fireman who did his duty could be discharged, and if a Director wished to discharge a policeman or fireman he had to prefer charges against him before the Civil Service Commission. That officer had a right to trial; he had a right to be represented by counsel; and if he was dissatisfied with that decision he could have his case reviewed by the Courts.

Now, the object of that provision was that the policeman should do his duty, the fireman should do his duty, and they should not be embroiled in politics. Now, something happened in the month of December, 1931. At that time there were 179 vacancies in the Police Bureau, and there were around 30 vacancies in the Fire Bureau. The Director of Public Safety went before Councils in December of '31, and Councils were preparing their budget for '32, and were anxious to cut expenses in every way possible; and the Director said, "I can get along with a force reduced by 130 men", which would save the city the sum of six or seven hundred thousand dollars. And Councils agreed to accede to the request of the then Director.

What did he do? He filled these 179 places with new men, and, on the 31st of December, 1931, 130 veterans on the force received honorable discharge, with a notice that their services were no longer required,—no trial, no cause whatever.

Now, such conduct was rather reprehensible, because some of these 130 men had been on the force five, ten, fifteen, and some were on the force eighteen-and-a-half years, and one of the men discharged received a gold medal for bravery, given by The Public Ledger for the bravest act during the year 1931. Naturally, this case went to litigation, and, in a court case in C. P. No. 1, the Court ordered the men reinstated, on the ground that the action of the Director constituted an abuse of discretion. The case was appealed by the City, and, in April of 1934, our Supreme Court, by a divided opinion, reversed the Court below, and discharged the complaints of these officers.

So, where do we find ourselves? If we permit that Supreme Court decision to remain as the law relating to these officers and these firemen, then the protection with which we surrounded these officers and firemen, as Justice Maxey says in his dissenting opinion, is merely a scrap of paper. In other words, the Director, today, could go to Councils and say, "I want my force reduced," and put in a bag 250 or 300 men against whom he has a personal grudge or a political axe, and then come back later and have new men appointed to their places.

Therefore, I say, if we wish to have a real Fire Department and a real Police Department, we must protect these men in their positions; and this law says that when a Director wants to reduce his force, then, such men as innocently lose their jobs shall have first preference to fill vacancies. I ask the Senate to vote for this bill.

Mr. SHAPIRO. Mr. President, while it may be true that one of the officers discharged had received a gold medal for bravery, the City of Philadelphia also had found amongst those police officers men who received public condemnation for their conduct as policemen. They were the men who, in the Grand Jury Investigation, were found to have accepted bribes and graft from houses of ill repute, and other illegitimate transactions, in the City of Philadelphia; and when this bill was originally framed it was framed so as to include, obviously, the men who were discharged after hearings by this Civil Service Commission,—those men who had received and accepted graft, and were found to have had considerable moneys in their banks and banking accounts, and who would offer no explanation as to the source of this money. So, this bill, when it first came out, read so as to include not only the gentlemen for whose interest I have as high a regard as does the Senator from Philadelphia, Mr. Aron, but also for gentlemen who were separated from the service "and whose separation from the service was not occasioned by reason of a finding of guilt by the Commission after the filing of charges against the policeman or fireman, the entering of a defense to the same, and a full hearing allowed, in accordance with the terms of this Act."

So that, this Act, when originally drawn, would have permitted those people who thought better of filing a defense before the Civil Service Commission, and allowed the Civil Service Commission to fire them by default upon the evidence received before the Grand Jury,—these men would have been reinstated under the original bill. I make objection here on this floor, and I made objection before the Committee, to that provision in this bill. I suggested, and I repeat, that the bill, without another provision, covers every person to whom the Senator from Philadelphia, Mr. Aron, has referred tonight.

In other words, when this bill provides that the appointment shall be made without civil service examination, and from amongst those, exclusively, whose separation from the service was not occasioned by any delinquency on their part, it covers completely the purposes stated by the Senator from Philadelphia, Mr. Aron; but when the bill goes further and says "whose separation from the service was not occasioned by reason of a finding of guilt by the Commission after the filing of charges against the policeman or fireman," I take it that the bill, in other words, includes more than the people to whom the Senator from Philadelphia, Mr. Aron, referred. I am not able to follow this kind of wording to the final analysis, but I know there were a number fo policemen against whom charges were made, and I know that rather than take a verdict of guilty they either withdrew from the service, resigned or took some other step avoiding the finding of guilt; but I say that this Senate should not be asked to join in compelling the Director of Public Safety to appoint people, in preference to Civil Service appointees or nominees, whom he may feel have no moral right to be on the force.

Therefore, as long as this bill contains the provisions which I have read, which provisions can have no force or effect, and no value in accomplishing the desired purposes, then there is, still, something in this bill which does not belong there; and I still contend that this bill covers people that this Senate, if they could be properly described, would not for a moment think of putting their stamp of approval on; nor would they think of compelling —as the terms of this bill would compel—the Director of Public Safety to reappoint those people who may have been—and they have, in many instances, been—charged with crime, in the City of Philadelphia.

This is not an original Act, it is an amendment to the Act of 1919. The original Act gives all the protection that is necessary. Now, the policeman or fireman who may be discharged for cause must have a hearing. Charges must be made against him; he must be served with a copy of those charges; and he is entitled to enter a defense. Why this bill should now repeat the provisions which are in the original Act is more than I can say, unless, as I say, it is deliberately intended to include people who have no right to be included, and who have no right to ask for the appropriation of the Senate.

I make these statements because I know it is not the custom—and particularly so for Senators outside of the city, and particularly where the county is involved—where a bill

does not affect their counties, to vote against the bill but when a Senator presents to this body a bill of this kind without explaining to them that this bill, by its terms, includes people other than those he describes, people who in the public mind, and on the record of the Court, today stand as grafters, I think it ought to be voted down.

Mr. ARON. Mr. President, just one word and I am finished. I feel certain that the Senator from Philadelphia, Mr. Shapiro, does not understand the provisions of this bill, and I come to that conclusion from the trend of his remarks. This is not intended to protect any officer guilty of any dereliction of duty; this only provides that where a man, or policeman, is separated from the force through no fault of his own, and who has not had a trial before the Civil Service Commission—the Senator from Philadelphia, Mr. Shapiro, separates the two clauses instead of reading them together as they are printed in the Act—if any Director has any charges to prefer against an officer or fireman for any infraction of his duties, he has a perfect right to do so under this Act; and I ask the Senate to vote for this bill.

Mr. TRAINER. Mr. President, I seldom arise to say anything but what would concern Philadelphia. There is no question in the minds of the citizens of Philadelphia that this was one of the most cruel, heartless and brutal movements that were ever made by a Director of Public Safety. Here are these men, that number about 135 or 150 men, that are just taken in and thrown out of office without a trial, a charge or anything against them. The Senator from Philadelphia, Mr. Aron, says they have been in there for five years. I understand there is one of them who has been in there for nineteen years and eight months. There is one of them who has not only received the reward from the City of Philadelphia Evening Ledger, but has been complimented by the President of the United States, and has five different decorations for service rendered while on the force and yet he is heartlessly called into the Director's office and told, "Your services are no longer required," and out he goes!

As far as the argument of the Senator from Philadelphia, Mr. Shapiro, goes, those men who were charged and were not proved guilty, cannot come back on the Philadelphia Police Force before they go before the Civil Service Commission. They must go there and stand trial. But we are voting now on the 130 or 140 innocent men who were thrown out without being given a chance; and I intend to vote for this bill.

Mr. SHAPIRO. Mr. President, the Senator from Philadelphia, Mr. Trainer, has just fixed the line of demarcation, and he has just stated what I have been contending for. There have been men who have been charged with crime, men whose records in the District Attorney's office and those records in the Grand Jury Investigation showed that they were in possession of thousands and thousands of dollars for which they could give no explanation. Those men did not appear, and have not been tried; yet, as this bill is worded, those men will go back into the service in preference to any one else; and before any one else can pass the civil service examination or stand the test of honesty, they can be appointed on the city police force.

Under the terms of this bill the men who have been charged with crime and who have not been found guilty because they did not come up for hearing, had no hearing,—those men will be appointed, without trial. This bill says so.

I am perfectly willing to vote for this bill if the words I have referred to are taken from it, and it then takes care of these men talked about; but there is no sense in tying up these men of long service with the men whose records are in the District Attorney's office.

MOTION TO SUSPEND CONSIDERATION OF BILL

Mr. EALY. Mr. President, I move that further discussion of Senate Bill No. 108 be suspended, and that the Senate do now proceed to the consideration of Senate Bill No. 154, on final passage, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor; defining the powers of such political subdivisions; and providing for the audit of accounts

which was made a special order of business for this evening at 10 o'clock.

Mr. CLARK. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

It was agreed to.

BILL ON FINAL PASSAGE

SPECIAL ORDER

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 154, entitled:

An Act providing that State and Federal moneys appropriated and available for unemployment relief and work relief shall be allocated by the Department of Welfare for expenditure by political subdivisions charged by law with the care of the poor defining the powers of such political subdivisions and providing for the audit of accounts.

And the question recurring,

Shall the bill pass finally?

BILL RECOMMITTED

Mr. BATCHELOR. Mr. President, I move that Senate Bill No. 154 be recommitted to the Committee on State Government for further consideration.

Mr. BENNETT. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING

Mr. EALY. Mr. President, I move that the Senate do now proceed to the further consideration of Senate Bill No. 108, on third reading, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act, approved the twenty-fifth day of June, one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

Mr. CLARK. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

It was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

REQUEST THAT BILL GO OVER IN ORDER

Mr. WOODWARD. Mr. President, I am at a loss how to vote on Senate Bill No. 108. I therefore ask unanimous consent that it go over in its order until tomorrow, so that I may get more information on that Act.

The PRESIDENT. Is there objection?

Mr. ARON. I object.

The PRESIDENT. The Chair hears objection.

And the question recurring,

Will the Senate agree to the bill on third reading?

BILL RECOMMITTED

Mr. SHAPIRO. Mr. President, I move that Senate Bill No. 108 be recommitted to the Committee on Municipal Government for the purpose of further amendment.

Mr. THOMPSON (Westmoreland). Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

A division being called for, 23 Senators voted in the affirmative and 20 in the negative,

Whereupon, the question was determined in the affirmative.

BILL OVER IN ORDER

Mr. HUFFMAN. Mr. President, I ask unanimous consent that Senate Bill No. 149, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 8, entitled:

entitled:

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class the salary of the several county officers the members of the county board of viewers and the members of the board of revision of taxes and the number salary or compensation of all deputies assistants clerks and appointees in the several county offices and clerks assistants assessors and appointees employed by the board of viewers and the board of revision of taxes shall be fixed from time to time by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid Provided however That the number of assistants in the office of the prothonotary in such counties shall be fixed by the several courts of common pleas as provided by the Constitution of this Commonwealth and the number of assistant clerks of the orphans' court shall be fixed by the register of wills with the consent and approval of the orphans' court of the county as provided by the Constitution but the salary or compensation of all such assistants shall nevertheless be fixed by the legislative body above provided

"Nothing contained in this act shall be in derogation of thorize the increase or decrease of the salary of any public officer during the term for which he has heretofore been elected or appointed

On the question,

Will the Senate agree to the section?

Mr. SHAPIRO. Mr. President, I move to amend Section 1, page 1, line 5. by adding at the end thereof, after the word "viewers" the words: "the members of the registration commission;" also page 2, line 1, by inserting after the word "assistants" the word: "registrars;" also line 2, by inserting after the word "viewers" the words: "the registration commission;" also page 2, by inserting between lines 19 and 20 the following paragraph:

"Nothing contained in this act shall be in derogation of the power of the sheriff in any county of the first class to summon a posse comitatus or to appoint special deputies whenever required in special or emergency cases for the proper performance of his duties, including the preservation of the peace, at the expense of such counties subject to the approval of their compensation and other charges incident to their services by any court of common pleas therein or any two judgs thereof in chambers, for the payment of which such court may, of necessary, issue a mandamus on the controller and treasurer, whose duty it is under the provisions of existing law to approve the payment of and to pay such compensation and charges."

Mr. GRAFF. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second section of the bill was read as follows:

Section 2 The following acts and parts of acts are hereby repealed as specifically set forth

(1) The act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty one) entitled "An act fixing the salary of the deputy coroner of counties having a population of one one million five hundred thousand or over" absolutely

(2) The act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred sixty-nine) entitled "An act providing for the appointment by the district attorney in counties having a population of over one million five hundred thousand inhabitants of a chief county detective and assistant chief county detective and special county detectives defining their duties defining their authority fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county" absolutely

(3) The act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy) entitled "An act to fix the number and salaries of assistant district attorneys in counties of this Commonwealth having over one million five hundred thousand inhabitants and prescribing the powers and duties of said assistant district attorneys" absolutely

(4) The act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-one) entitled "An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over" absolutely

(5) The act approved the twelfth day of June one thousand nine hundred and twenty-three (Pamphlet Laws six hundred ninety-two) entitled "An act fixing the salary of county commissioners in counties of the first class" absolutely

(6) Section three of the act approved the nineteenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws fifty-nine) entitled "An act to provide for the positions of principal deputy prothonotary and second deputy prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries" absolutely

(7) The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-one) entitled "An act to amend section one of an act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy) entitled 'An act to fix the number and salaries of assistant district attorneys in counties of this Commonwealth having over one million five hundred thousand inhabitants and prescribing the powers and duties of said assistant district attorneys' by increasing the number and salaries of the assistant district attorneys thereof" absolutely

(8) The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-two) entitled "An act to amend sections one and two of the act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred and sixty-nine) entitled "An act providing for the appointment by the district attorney in counties having a population of over one million five hundred thousand inhabitants of a chief county detective an assistant chief county detective and special county detectives defining their duties defining their authority fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county' extending said act to counties of the first class and increasing the number and salaries of county detectives in said counties" absolutely

(9) The act approved the twelfth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred nineteen) entitled "An act to amend an act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty-seven) entitled 'A supplement to an act approved the twenty-third day of June one thousand nine hundred and eleven (Pamphlet laws one thousand one hundred twenty-three) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the second class' providing for the compensation of members of the board of viewers in counties of the first and second classes" so far as relates to counties of the first class

(10) The act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred twenty-nine) entitled "An act fixing the salary of the clerks of the courts of common pleas in counties of the first class" absolutely

(11) The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the appointment of assessors of personal property in counties of the first class defining their duties and fixing their salaries" absolutely

(12) The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred seventeen) entitled "An act to amend section five of an act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred six) entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof' as amended" so far as relates to counties of the first class

(13) The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) entitled "An act fixing the salaries of real estate assessors in counties of the first class" absolutely

(14) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act fixing the salary of members of the body acting as a board or revision of taxes in counties containing a population of one million two hundred and fifty thousand or over" absolutely

(15) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act relating to the court of oyer and terminer and quarter sessions of the peace and municipal court of any county of this Commonwealth having a population of one million five hundred thousand or over providing for the salaries and compensation of the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court deputies clerks and employes thereof" absolutely

(16) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class" absolutely

(17) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act fixing the salary to be paid by each county of the first class to its chief deputy sheriff" absolutely

(18) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act to amend section one of the act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-one) entitled 'An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over' changing the salaries of certain clerks and employes abolishing certain offices and creating others" absolutely

(19) The act approved the third day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred twenty-three) entitled "An act to amend section one of the act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-one) entitled 'An act fixing the salary of the deputy coroner of counties having a population of one million five hundred thousand or over' " absolutely

(20) The act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred sixty-three) entitled "An act providing for real estate deputy sheriffs in counties of the first second and third classes and fixing their salaries payable by said counties and repealing section two of an act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-five) entitled 'An act authorizing the sheriffs of the several counties of this Commonwealth to appoint by deed chief deputies with power to act as sheriff in case of and during the temporary disability of the sheriff to act in person and fixing the salaries of such chief deputies in counties containing more than five hundred thousand inhabitants' and other acts general special or local so far as inconsistent herewith" so far as relates to counties of the first class

(21) The act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred seventy-nine) entitled "An act to amend section one of the act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-one) entitled 'An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over' as amended" absolutely

(22) The act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred thirty-one) entitled "An act to amend section three of the act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled 'An act providing for the appointment of assessors of personal property in counties of the first class defining their duties and fixing their salaries" absolutely

(23) The act approved the eighth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred thirty-three) entitled "An act to amend section five of the act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred six) entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof' as amended" so far as relates to the salary of assistant clerks of the orphans' court in counties of the first class

All other acts and parts of acts inconsistent with this act are hereby repealed

On the question,

Will the Senate agree to the section?

Mr. SHAPIRO. Mr. President, I move to amend Section 2, page 3, by inserting between lines 15 and 16 the following:

(3.1) Section three of the act, approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 857), entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copied by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to obey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor; authorizing such clerks to administer oaths, sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers; and for appealing from actions of registrars to said commissions; and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers, receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith," in so far as the same provides for the compensation of the registration commissioners, and section forty-three of said act and its amendments in so far as it fixes the number and compensation of the employes of the registration commission.

Also page 8, line 15, by striking out the word "The" inserting in lieu thereof: "Section two of the"

Mr. GRAFF. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows and agreed to.

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 14, as follows:

An Act to amend sections sixty-nine and seventy-one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws five hundred ninety-four) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" by increasing the obligation of the Commonwealth in the construction of certain structures located on such highways

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections sixty-nine and seventy-one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws five hundred ninety-four) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting

the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" are hereby amended to read as follows

Section 69 [This act is not intended and shall not be construed to authorize the Department of Highways to assume for the Commonwealth any obligation to maintain construct or reconstruct any structure of any kind or character whatsoever situate upon or forming part of any township road described in the foregoing sections of this act except only drainage structures with a total spanned length not exceeding ten feet measured along the center line of the highway and which were the sole obligation of the townships prior to the passage of this act] The Commonwealth through the Department of Highways shall maintain construct and reconstruct all drainage structures and bridges which are the responsibility of the township on any highway taken over under the provisions of this act except storm or sanitary sewers Responsibility for the construction reconstruction and maintenance of any other structures shall remain with the county township person association or corporation responsible therefor at the date of the approval of this act [or] this act is not intended and shall not be construed to include or in any manner affect any private road county road or any road street or highway in any city borough or incorporated town of the Comonwealth

Section 71 After the highways described in the foregoing sections of this act and the structures thereon except such as are excepted by section sixty-nine of this act shall have been taken over by the Commonwealth they shall be built rebuilt constructed reconstructed repaired and maintained by the Department of Highways at the expense of the Commonwealth but it shall nevertheless be lawful for the Department of Highways to enter into agreements in the discretion of the Secretary of Highways with counties or townships or with persons associations or corporations for sharing with the Commonwealth the cost of construction reconstruction or maintenance of highways or parts thereof and structures thereon taken over by the Commonwealth under this act The construction or improvement of any such highways shall be of such width type and location as may be determined by the Secretary of Highways with the approval of the Governor and repairs and maintenance shall be of such type as shall be determined by the Secretary of Highways.

The county commissioners of any county may by resolution and after approval of a grand jury of the county take over with the consent of the Secretary of Highways any State highway described in this act or any section thereof as a county road to be maintained and improved in the manner provided by law for county roads A description of any road or section so taken over with the resolution of the county commissioners and the approval of the Secretary of Highways shall be filed on record in the office of the clerk of the courts of the proper county

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall become effective upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 36, as follows:

An Act to amend section four of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws seven hundred twenty) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" authorizing the Secretary of Highways to assume the obligation to reconstruct improve and maintain certain city bridges and viaducts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws seven hundred twenty) entitled "An act providing for the taking over by the Commonwealth under certain terms conditions and limitations of certain streets in cities of the second class second class A and third class as State highways and for the improvement construction reconstruction resurfacing and maintenance by the Commonwealth of certain defined widths of said streets imposing duties on such cities and on public utility companies using such streets providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon authorizing cities persons associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance providing for the assessment of certain portions of the cost of street improvements on abutting property owners regulating the replacement of certain facilities of public utility companies prohibiting the opening of said streets after improvement without a permit and providing penalty therefor regulating the maintenance of detours authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act" is hereby amended to read as follows

Section 4 This act is not intended and shall not be construed

(a) To place upon the Commonwealth any duty to regulate traffic or police the streets herein taken over by the Commonwealth but such duty shall be and remain the obligation of the cities

(b) To place upon the Commonwealth any obligation for the maintenance construction reconstruction or resurfacing of said streets other than the base or surface courses

(c) To place upon the Commonwealth through the Department of Highways any obligation to maintain construct or reconstruct any structure of any kind or character whatsoever situate upon or forming part of any city street or section thereof described in section two of this act except that the Secretary of Highways may assume the obligation to maintain construct or reconstruct drainage structures with a total spanned length not exceeding ten feet measured along the center line of the street other than storm or sanitary sewers and which were the sole obligation of the city prior to the passage of this act and except also that the Secretary of Highways shall assume on behalf of the Commonwealth the obligation to reconstruct or improve and maintain any bridge or viaduct which was the sole obligation of the city prior to the passage of this act if such bridge or viaduct is in the opinion of the Secretary of Highways unfit inadequate or unsafe for public travel Responsibility for the construction reconstruction and maintenance of any other structures shall remain with the city person association or corporation responsible therefor at the date of the approval of this act

(d) To authorize any assessment to be made against the Comonwealth by reason of or to assist in the elimination of any grade crossing on any street described and designated in section two of this act and no such assessment shall hereafter be made under any act of Assembly heretofore enacted

(e) To place upon the Commonwealth any obligation under any franchise or franchises heretofore or hereafter granted by the city to any public utility company nor to transfer to the Commonwealth from the city any rights under any such franchise or franchises heretofore granted

(f) To place upon the Department of Highways any authority to regulate traffic parking or the general use by the traveling public of the streets or sections thereof taken over by the Commonwealth for maintenance or improvement under the provisions of this act Provided however That the Department of Highways shall be and is hereby authorized to close to traffic all of the streets or sections thereof described in section two of this act during such time as improvements are being made thereon and in such case the city shall establish and maintain a suitable detour in accordance with the provisions of section ten of this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 41, as follows:

An Act to amend section six of the act approved the eighteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred forty) entitled "An act concerning declaratory judgments and decrees and to make uniform the law relating thereto" further defining the circumstances under which the remedy provided is available

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the eighteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred forty) entitled "An act concerning declaratory judgments and decrees and to make uniform the law relating thereto" is hereby amended to read as follows

Section 6 Discretionary [The court may refuse to render or enter a declaratory judgment or decree where such judgment or decree if rendered or entered would not terminate the uncertainty or controversy giving rise to the proceeding] Relief by declaratory judgment or decree may be granted in all civil cases where an actual controversy exists between contending parties or where the court is satisfied that antagonistic claims are present between the parties involved which indicate imminent and inevitable litigation or where in any such case the court is satisfied that a party asserts a legal relation status right or privilege in which he has a concrete interest and that there is a challenge or denial of such asserted relation status right or privilege by an adversary party who also has or asserts a concrete interest therein and the court is satisfied also that a declaratory judgment or decree will serve to terminate the uncertainty or controversy giving rise to the proceeding Where however a statute provides that jurisdiction shall be exercised in a specific type of case in a particular way that statutory remedy must be followed but the mere fact that an actual or threatened controversy is susceptible of relief through a general common law remedy or an equitable remedy or an extraordinary legal remedy whether such remedy is recognized or regulated by statute or not shall not debar a party from the privilege of obtaining a declaratory judgment or decree in any case where the other essentials to such relief are present

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 42, as follows:

A Supplement to the act approved the eighteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred forty) entitled "An act concerning declaratory judgments and decrees and to make uniform the law relating thereto" prescribing the practice to be pursued in such proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That (a) Every proceeding for a declaratory judgment shall be commenced by a petition filed in a court of record having jurisdiction over causes of action complaints or subject matters of the kind involved in the controversy alleged

(b) The petition shall be as brief as the nature of the case will admit and shall be drawn in paragraphic form the paragraphs to be numbered consecutively and each to contain but one material allegation It shall have attached as exhibits copies of all writings depended upon by the petitioner or the construction of which he desires determined and shall conclude with a prayer for the declaratory judgment or decree the petitioner asks to be entered

Section 2 (a) The petition shall have endorsed thereon a notice to the defendant or defendants as follows "You are required to file an answer within fifteen days from the service of this copy upon you and to enter a written appearance in the court named to the term and number stated hereon specifying a person and a place within the county where service may be made upon you of all other papers processes and notices in the case If you fail in either respect a declaratory judgment or decree may be entered against you in your absence

(b) Petitions for declaratory judgments may be served by any adult person and in default of an appearance by the person served an affidavit of proof of service shall be made and filed

Section 3 If no answer if filed within the specified fifteen days the facts averred in the petition shall be taken as admitted and the court may if it deems the case a proper one for such relief enter an appropriate declaratory judgment or decree If the court reaches a contrary conclusion it may dismiss the petition or make such other order as right and justice may demand

Section 4 If the court finds that any person who has claims or might claim an interest which would be affected by the judgment or decree prayed for has not been served with a copy of the petition it may require the petitioner to bring in such person or persons by serving a copy of the petition on it him her or them with an endorsement thereon as provided for in section two of this act and such service shall make all persons so brought in parties to the proceeding

Section 5 A defendant may by his answer without first replying to the averments of fact in the petition raise any question of law which goes either to the jurisdiction of the court or to petitioner's legal right to have the disputed matter determined in this character of proceeding and any such question of law may be set down for hearing and disposed of in limine If in the opinion of the court the decision of the question thus set for hearing requires the determination against the petitioner of the point or points there raised the court may make such order thereon as the situation demands If the court shall decide such points so raised against a defendant he may within fifteen days file an answer to the averments of fact in the petition and the case shall be set down for a hearing on the merits of the controversy

Section 6 If the petitioner or a defendant desires any issue of fact to be tried and determined by a jury he shall so demand in his petition or answer and if no such

demand is made its absence shall be treated as equivalent to an agreement to dispense with trial by jury and that all issues of fact as well as those of law may be determined and found by the court subject to exceptions and appeal as in equity cases

Section 7 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REQUEST TO RECOMMIT

Mr. SHAPIRO. Mr. President, I must confess that it is hard to hear. I am trying to make a motion in connection with Senate Bill No. 42. With the consent of the sponsor it is my intention to move that the bill be recommitted in Committee.

Mr. SALUS. Mr. President, Senate Bill No. 42 was prepared by former Chief Justice Von Moschzisker. If the Senator from Philadelphia, Mr. Shapiro, thinks it is not in proper form, I am perfectly willing, if he is satisfied, to return it to Committee. The bill was prepared by a former Chief Justice of Pennsylvania, the Honorable Robert Von Moschzisker.

The PRESIDENT. The Chair will rule that the bill has passed second reading and it is really not before the Senate.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be Considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 175, as follows:

An Act to amend section sixty-nine of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Act Number two hundred three) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" providing for the taking over of county and township bridges viaducts and structures on such State highways and for their construction reconstruction and maintenance by the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section sixty-nine of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Act Number two hundred three) entitled "An act establishing certain township roads as State highways authorizing their construction maintenance and improvement under certain conditions and restrictions limiting the obligation of the Commonwealth in the construction of certain structures located on such highways conferring certain powers upon the Department of Highways and local authorities persons associations and corporations for sharing the cost of the maintenance and construction of such highways and making an appropriation to carry out the provisions of said act" is hereby amended to read as follows

Section 69 This act is [not] intended and shall [not] be construed to [authorize] require the Department of Highways to assume for the Commonwealth any and every obligation to maintain construct or reconstruct any and every county and township bridge viaduct or structure of any kind or character whatsoever situate upon or forming part of any township road described in the foregoing sections of this act [except only drainage structures with a total spanned length not exceeding ten feet measured along the center line of the highway and which were the sole obligation of the townships prior to the passage of this act] Responsibility for the construction reconstruction and maintenance of any [other] such bridges viaducts or structures shall [remain with the county township person association or corporation responsible therefor at the date of the approval of this act or] hereafter rest with the Commonwealth But nothing herein contained shall be construed to include or in any manner affect any private road county road or any road street or highway in any city borough or incorporated town of the Commonwealth.

Section 2 This act shall become effective on the first day of January one thousand nine hundred and thirty-six

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 176, as follows:

An Act to amend section one of the act approved the first day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand one hundred seventy-two) entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth" providing for the taking over of bridges and viaducts on State highways taken over by said act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the first day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand one hundred seventy-two) entitled "An act establishing certain streets in boroughs and incorporated town as State highways and providing for their construction and maintenance at the expense of the Commonwealth" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the following streets in boroughs or incorporated towns including any bridges or viaducts thereon erected or maintained by such boroughs or towns or by counties shall respectively be adopted as State highways to be constructed reconstructed and maintained at the expense of the Commonwealth under the provisions of present or future laws governing State highways in boroughs

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 177, as follows:

An Act to amend section one of the act approved the third day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand five hundred fourteen) entitled "An act establishing as State highways certain condemned or abandoned turnpikes and turnpikes the companies or associations owning which have been dissolved and requiring their construction repair and maintenance as such" providing for the taking over of such turnpikes as State highways in boroughs and also bridges and viaducts on such turnpikes heretofore or hereafter taken over

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the third day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand five hundred fourteen) entitled "An act establishing as State highways certain condemned or abandoned turnpikes and turnpikes the companies or associations owning which have been dissolved and requiring their construction repair and maintenance as such" is hereby amended to read as follows.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all turnpikes or parts thereof and the bridges and viaducts thereon that have been appropriated or condemned for public use free of tolls under any existing laws and all turnpikes or parts thereof and bridges and viaducts thereon that have been abandoned by any turnpike company or association or where the turnpike company or association owning the same has been dissolved by proceedings under any existing laws and in either event the expenses of the repair and maintenance of such turnpikes or parts thereof was imposed upon any county borough or township by the provisions of existing law and where such roads bridges and viaducts are still being so maintained by the county borough or township shall if the authorities charged with the maintenance of such former turnpike or turnpikes consent thereto by resolution a copy of which shall be filed in the office of the clerk of the courts of the proper county and with the Department of Highways be adopted by the Commonwealth as State highways to be taken over through the Department of Highways in the case of those maintained by counties or townships not later than the fifteenth day of August one thousand nine hundred and thirty-three and in the case of those maintained by boroughs not later than January first one thousand nine hundred and thirty-six and shall thereafter be constructed repaired and maintained at the expense of the Commonwealth as State highways are now constructed repaired and maintained under the provisions of existing laws Provided That no turnpike shall be taken over by the Commonwealth under the provisions of this act if a contract for the improvement thereof has been entered into between a contractor and the Commonwealth or local authorities or both until such contract shall have been completed

In adopting and taking over as State highways any public roads in the several counties in which such turnpikes are located under any allotment to such counties made or to be made by under or by authority of any other act of Assembly enacted either at this or any future session of the General Assembly sixty per centum of the mileage represented by the turnpikes taken over as State highways by this act shall be charged against and deducted from the mileage otherwise allotted or to be allotted to such several counties under such other acts and no other allotment made or to be made by any such act shall inure to the benefit of any such county until sixty per centum of the mileage of the turnpikes in such county taken over by this act have been deducted therefrom

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGE

HOUSE CONCURS IN SENATE BILL NO. 20

The Clerk of the House of Representatives being introduced returned to the Senate, Senate Bill No. 20, entitled:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

with the information that the House has passed the same without amendment.

BILL SIGNED

The President THOMAS KENNEDY announced that the Chief Clerk having reported that the following bill had passed both Houses of the General Assembly and the same being correct, the title was publicly read as follows:

Senate Bill No. 20, entitled:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

Whereupon,

The President, THOMAS KENNEDY, in the presence of the Senate signed the same.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEES

RESOLUTION RELATIVE TO APPOINTMENT OF COMMITTEE TO INVESTIGATE ADDITIONAL FACILITIES FOR CARE AND TREATMENT OF TUBERCULAR PATIENTS.

Mr. WOODWARD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD, from the Committee on Public Health, reported as committed, the following resolution:

In the Senate, February 18, 1935.

Whereas, The waiting lists at the three sanatoria for tubercular patients are extremely crowded and patients in immediate need of care and treatment are required to wait months before being admitted, therefore be it

Resolved, That the President Pro Tempore of the Senate be authorized to appoint a committee of five senators whose duty it shall be to investigate the necessity of providing additional facilities for the care and treatment of tubercular patients, eligible to admission to the state sanatoria of this Commonwealth, and whether any property of the Commonwealth now in use for other purposes or unused could be employed more advantageously in the care and treatment of tubercular patients.

Resolved, That said committee shall make a report to the Senate as early as possible with drafts of such legislation as it deems proper to carry out the recommendations of the committee.

Mr. RANKIN. Mr. President, I ask unanimous consent that Rule 39 which requires that resolutions when reported from committee lie on the table one day be suspended and that the Senate proceed to the immediate consideration of the resolution just reported.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORTS FROM COMMITTEES

Mr. BATCHELOR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BATCHELOR, from the Committee on Public Health reported as committed, Senate Bill No. 86, entitled:

An Act to amend section one, as reenacted, sections two and three as amended, sections four and five, and section six as amended of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies," by changing the personnel and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania; providing further for the distribution and use of unclaimed human bodies; fixing the time for the claiming and distribution of bodies and the duties of carriers of bodies; requiring those receiving bodies to give bond; and providing penalties.

Mr. ROBERTS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ROBERTS, from the Committee on Public Health reported as committed, Senate Bill No. 242, entitled:

An Act to amend sections four and fifteen of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," as amended; changing the qualifications of applicants for examination and registration, and changing violations of the act from misdemeanors to summary proceedings.

REPORTS FROM COMMITTEES

Mr. KAHLE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KAHLE, from the Committee on Public Health reported as committed, Senate Bill No. 18, entitled:

An Act to provide for the hospitalization of tubercular patients in State and State-aided hospitals when State owned institutions established for that purpose are unable to provide therefor.

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. BAUMER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 18, entitled:

An Act to provide for the hospitalization of tubercular patients in State and State-aided hospitals when State owned institutions established for that purpose are unable to provide therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 86, entitled:

An Act to amend section one as reenacted, sections two and three as amended, sections four and five, and section six as amended of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies," by changing the personnel and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania; providing further for the distribution and use of unclaimed human bodies; fixing the time for the claiming and distribution of bodies and the duties of carriers of bodies; requiring those receiving bodies to give bond; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 114, entitled:

An Act making an appropriation to the Trustees of Lincoln University, Chester County.

And said bill having been read at length the first time, Ordered, To be laid aside for second readinp.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 141, entitled:

An Act authorizing the abatement of certain tax penalties and interest on county, city, borough, town, township, school district and poor district taxes.

And said bill having been read at length the first time, Ordered, To be laid aside for second readinp.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill 240, entitled:

An Act making an appropriation to the Department of Forests and Waters for the rebuilding and reconstruction of an aqueduct in Roosevelt Park.

And said bill having been read at length the first time, Ordered, To be laid aside for second readinp.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill 242, entitled:

An Act to amend sections four and fifteen of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for

the appointment of a board which shall have in charge the enforcement of said law; and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," as amended; changing the qualifications of applicants for examination and registration, and changing violations of the act from misdemeanors to summary proceedings.

And said bill having been read at length the first time,
Ordered, To be laid aside for second readinp.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill 244, entitled:

An Act making an appropriation to the Berks County Tuberculosis Sanatorium, Reading, Berks County, Pennsylvania.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

HOUSE MESSAGES

ADEQUATE APPROPRIATIONS TO BE PROVIDED FOR MOTHERS' ASSISTANCE, OLD AGE ASSISTANCE, BLIND ASSISTANCE AND STATE-AIDED HOSPITALS.

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Appropriations.

In the House of Representatives, January 14, 1935.

Whereas, It appears that existing appropriations for mothers' assistance old age assistance blind assistance and to State-aided hospitals is insufficient to fully care for all of the wards of the State who come within this specialized form of care, therefore be it

Resolved (if the Senate concur), That it is the sense of the General Assembly that those intrusted with the program for the raising of revenues and the making of appropriations at this session of the General Assembly take into full consideration the amount necessary to care for the wards of the State referred to in the preamble hereof in order that they may be adequately protected and maintained through sufficient appropriations.

CONGRESS MEMORIALIZED TO ENACT LEGISLATION TO EQUALIZE TAXATION BETWEEN RIVER AND RAILROAD TRANSPORTATION.

He also presented extract from the Journal to the House of Representatives, which was twice read as follows and referred to the Committee on Federal Relations.

In the House of Representatives, January 21, 1935.

Whereas, In many cases boats on rivers are operated in open competition with railroad transportation and

Whereas, Boats so operated are not compelled to maintain rights of way in the manner required of railroads and as a consequence can offer lower rates for transportation and

Whereas, The belief prevails that river transportation is not subjected to a burden of Federal and State taxation equal to that imposed on railroads and

Whereas, Railroad transportation is essential to the development of the commerce and business of the United States and

Whereas, River transportation is in most instances a matter of interstate commerce over which the Federal Government has control therefore be it

Resolved (if the Senate concur), That the General Assembly memorialize Congress of the United States to enact legislation which will equalize the burden of taxation between river and railroad transportation in order to enable railroads to secure a fair share of the business

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the Senate and Speaker of the House of Representatives of the United States

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11:00 o'clock.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:04 P. M. until tomorrow morning, February 19, 1935, at 11:00 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, February 18, 1935

The House met at 9.00 o'clock P. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend J. Resler Shultz, Pastor of Ridge Avenue Methodist Episcopal Church of Harrisburg, offered the following prayer:

Almighty God, The Father of us all, we come remembering that Thou art Truth and beauty and goodness. Thou art holy and righteous altogether, Thou art the One in whom we live and move and have our being, it is from Thee that guidance and inspiration come. From a heart of love and mercy Thou has given unto thy children the blessings of life and the glory of opportunity. Justice and faithfulness are Thy laws and in Thee do we find the perfection toward which we move.

Move through the minds and hearts of these thy servants the law makers of this commonwealth that thy justice and love and mercy and fraternity might motivate them in their every decision. Keep them from the shortcomings of petty selfishness which would make them substitute the gains of office and the interests of party for the high interest and sacred rights of the people of our State. Make them to deliberate in the important matters of State as if in Thy sight. Place upon their conscience the unsolved problems of social maladjustment, and make them faithful to every trust that is theirs because the mantel of public office has been placed upon them. Grant that poise and calm and dignity and humility might be theirs in the presence of the requirements of their office and that in and through all that they do there might be a self surrender to right and love for all men regardless of race or clan or creed.

Shed the light of thy face upon Thy servant, the Governor of our State and upon all in authority over us That justice might prevail and joy might dwell in the life of our people. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read of the Journal of Wednesday, February 13, 1935.

The Clerk proceeded to read the Journal of Wednesday, February 13, 1935, when, on motion of Mr. Panton the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WEISS. HOUSE BILL No. 867.

An Act to amend section one hundred nine of the act approved the fourth day of May one thousand nine hundred and twenty-seven (P. L. 519) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs," by revising the provisions relating to the publication of notices in newspapers.

Referred to the Committee on Boroughs and Townships.

By Mr. SHEPARD. HOUSE BILL No. 868.

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Miss BRANCATO. HOUSE BILL No.869.

An Act requiring cities of the first class to allow members of the fire departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases.

Referred to the Committee on Cities.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

MOTOR VEHICLE FUND

Petitions from citizens of:
Allegheny County (3)
Northumberland County (1)
Lycoming County (12)
Tioga County (3)

urging refund of Motor Vehicle Fund.

Referred to the Committee on Appropriations.

BANK PAY-OFF BILL

Resolution from the counsel of the City of Erie, favoring enactment of bank pay-off bill.

Referred to the Committee on Banking.

FISHING LICENSE

Petition addressed to Mr. Shugarts from citizens of Clearfield County protesting against increase of fee for fishing license.

Referred to the Committee on Fisheries.

BLUE LAWS

Petition from Bethlehem Ministerial Association.
Resolution from citizens of California, Pa.
Resolution from citizens of 12th Ward, Lemington Presbyterian Church, Pittsburgh,

protesting against amendment of Blue Laws.

Referred to the Committee on Law and Order.

GASOLINE TAX

Petition addressed to Mr. Francis T. Baker, from citizens of Union County, protesting increase of gasoline tax.

Referred to the Committee on Ways and Means.

REPORT OF DELAWARE RIVER JOINT COMMISSION

The SPEAKER laid before the House the report of the Delaware River Joint Commission for the calendar year 1934 which was read by the Clerk.

The SPEAKER. The report will be noted in the Journal and printed in the Appendix to the Legislative Journal.

APPOINTMENT OF DELEGATE TO INTERSTATE ASSEMBLY

The SPEAKER. The Chair at this time appoints, in accordance with Resolution Serial No. 64, Mr. Ruth as delegate to the American Legislators Association conference to be held at Washington, D. C. on February 28, March 1 and 2, 1935.

APPOINTMENT OF COMMITTEE TO INVESTIGATE ALLEGHENY COUNTY EMERGENCY RELIEF BOARD

The SPEAKER. The Chair appoints in accordance with Resolution No. 44 to investigate relief conditions in Allegheny County the following committee: Messrs. O'Keefe, Chairman, Weiss, J. W. Patterson, Shaw and Rooney.

LEAVE OF ABSENCE

Mr. Wood asked and obtained leave of absence for Mr. SPANGLER on account of illness.

REPORTS FROM COMMITTEES

Mr. JAMES W. PATTERSON, from the Committee on Manufacturers reported as committed, House Bill No. 353, entitled:

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry, and imposing a penalty for violations of the act.

Mr. FURMAN, from the Committee on Rules reported as committed, House Resolutions No. 50.

RESOLUTIONS

RESOLUTION NO. 46

Mr. KILROY. Mr. Speaker, I desire to call up at this time Resolution No. 46, Printer's No. 73.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 11, 1935.

Whereas, it appears that during the past eleven years there has been appropriated by the Councils of the City of Philadelphia out of the Treasury of the said city three million three hundred and fifty-five thousand dollars ($3.355,000) to the Police Pension Fund of the said City, and

Whereas, it appears that the present total annual liability for payment of benefits to persons legally entitled thereto very substantially exceeds the total annual amount of payments made to the said Police Pension Fund by members thereof, thus imposing on the Treasury of the City of Philadelphia increasingly great financial liability, and

Whereas, it appears that the benefits paid by the said Police Pension Fund to those legally entitled thereto is substantially less than the benefits which the members thereof might have received from approved life insurance companies, if payment of like sums had been made by them to such approved life insurance companies, and

Whereas, it appears that the cost of managing and administering the said Fund is greatly excessive, thereby tending to reduce the amount of benefits paid by the said Police Pension Fund to persons legally entitled thereto and also tending to unnecessarily increase the financial responsibility of the said City of Philadelphia to the said Fund, and

Whereas, it appears that the said Fund is not operated on a safe and sound acturial basis, and

Whereas, it further appears that the books of account and records of the said Police Pension Fund are not maintained according to the approved and accepted retirement and pension fund accounting standards, and

Whereas, it is believed that the interests of the taxpayers of the City of Philadelphia and the members of the said Fund and the beneficiaries thereof are placed in jeopardy because the funds and investments of the said Police Pension Fund are not subjected to regular periodical audits by the proper municipal authority or by certified public accountants;

Resolved, That the Speaker of the House of Representatives shall appoint five (5) members of the House of Representatives, who together shall constitute a legislative committee.

It shall be the duty of the said committee, following its organization and the selection of a Chairman, Secretary and Counsel, who shall serve without compensation to investigate and study the soundness, safeness, and security of the Police Pension Fund of the City of Philadelphia to ascertain whether the said Fund is efficiently and economically administered, and in accordance with standard practices of approved retirement or pension funds; to determine whether the said Police Pension Fund of the City of Philadelphia is actually sound; to audit or cause to be audited the books of account and records of the said Fund and to appraise or cause to be appraised the investments thereof by persons competent to perform such services; to ascertain and determine whether the benefits accorded to members of the Fund are substantially equivalent to those benefits that might be obtained from approved life insurance companies; and to inquire into such other matters and facts concerned with and relating to the said Police Pension Fund of the City of Philadelphia as may be necessary in providing to the General Assembly information requisite to intelligent legislative action with respect to the said Police Pension Fund.

The committee shall have power to hold such hearings as may be necessary. It shall have power to issue subpoenas under the hand and seal of its chairman requiring and commanding any person to appear before it, and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person by any member of the committee or by any sergeant-at-arms of the House of Representatives, and shall have the same force and effect as subpoenas issued out of the courts of the Commonwealth. Each member of the committee shall have power to administer oaths and affirmations to witnesses appearing before it. Any person who shall wilfully neglect or refuse to appear or testify before said committee, or to produce any books, papers, records and documents shall be subject to the penalties approved by the laws of this Commonwealth in such cases.

On the question,

Will the House adopt the resolution?

Mr. WITKIN. Mr. Speaker and members of the House, with reference to Resolution No. 46, I merely want to direct your attention to the fact that this resolution contains a number of whereas clauses.

The statements made in those whereas clauses I do not believe to be accurate and I do not believe them to be true. However, the purpose of the resolution is to make an investigation and I can see no harm that can come from making the investigation. I would have preferred that this resolution be a joint investigating power composed of both the Senate and the House. I approve of this resolution despite the fact that it does not so do. However, I do not want the resolution to go by without directing your attention to the fact that the whereas clauses contain information and statements that are not accurate, and I will ask the members of this House to vote in favor of the resolution in order that the investigation may be made and in order that the purposes of the resolution may be carried out.

On the question recurring,

Will the House adopt the resolution?

It was adopted.

RESOLUTION NO. 17

Mr. STEVENS. Mr. Speaker, I desire to call up at this time Resolution No. 17, Printer's No. 71.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 21, 1935.

Whreeas, In many cases boats on rivers are operated in open competition with railroad transportation and

Whereas, Boats so operated are not compelled to maintain rights of way in the manner required of railroads and as a consequence can offer lower rates for transportation and

Whereas, The belief prevails that river transportation is not subjected to a burden of Federal and State taxation equal to that imposed on railroads and

Whereas, Railroad transportation is essential to the development of the commerce and business of the United States and

Whereas, River transportation is in most instances a matter of interstate commerce over which the Federal Government has control therefore be it

Resolved, (if the Senate concur), That the General Assembly memorialize Congress of the United States to enact legislation which will equalize the burden of taxation between river and railroad transportation in order to enable railroads to secure a fair share of the business

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the Senate and Speaker of the House of Representatives of the United States

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. SOWERS. Mr. Speaker, I rise to a question of parlimentary inquiry.

The SPEAKER. The gentleman will state his question of parlimentary inquiry.

Mr. SOWERS. Mr. Speaker, House Resolution No. 21, was adopted on January 22nd, and I desire to know whether the Public Service Commission has made any reply thereto.

The SPEAKER. In answer to the parlimentary inquiry of the gentleman from Philadephia, the Chair wishes to inform him that the Chief Clerk has received no answer from the Public Service Commission.

RESOLUTION NO. 43

Mr. HALUSKA. Mr. Speaker, I desire to call up at this time Resolution No. 43, Printer's No. 67.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 5, 1935.

Whereas, The rates of the Associated Gas and Electric Company, the Penn Central Light and Power Company and the Johnstown Water Company of Delaware, operating in the City of Johnstown and in the County of Cambria and elsewhere, are higher than those of any other similar companies in the State, and are unfairly discriminatory; and

Whereas, Although the attention of the Public Service Commission has been repeatedly called to this situation, it has taken no action or made any investigation in the matter; therefore be it

Resolved, That the Public Service Commission is hereby urged to forthwith commence and carry on to an early conclusion an investigation of the service and charges of the said Associated Gas and Electric Company, the Penn Central Light and Power Company and the Johnstown Water Company of Delaware, and to take such further steps as are necessary pursuant to such investigation to compel said companies to establish and charge uniform and reasonable rates for the service furnished and supplied; and, be it further

Resolved, That copies of this resolution be transmitted by the Chief Clerk of the House of Representatives to the Chairman and members of the Public Service Commission.

On the question,

Will the House adopt the resolution?

It was adopted.

APPOINTMENT OF INVESTIGATING COMMITTEES

Mr. McCREARY offered a resolution and asked unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 18, 1935.

Whereas, It is necessary for the Governor of the Commonwealth to appoint boards and commissions to conduct, supervise, or operate different agencies of government, and

Whereas, It frequently happens that because of careless, indifferent and inefficient management of State affairs by such boards or commissions, a public investigation is demanded, and

Whereas, The choice of an appointment of the members of the investigating committee causes great political turmoil and delay, and

Whereas, The securing of appropriations to finance the cost of such investigations also causes acriminous debate, political turmoil and delay, and

Whereas, The time lost in making all these arrangements for an investigation, allows the waste, extravagance and mismanagement in the State agency to continue to the great loss of the taxpayers of the Commonwealth therefore be it

Resolved, (if the Senate concur) That the Governor of the Commonwealth be and is hereby requested to make it a rule that hereafter, whenever he appoints the members of a board or commission to conduct, supervise or operate a State agency, of this Commonwealth, that he will at the same time appoint an investigating committee of three members, two from the majority party and one from the minority party, who shall hold themselves in readiness at all times, day or night, to answer a call to start an investigation, and be it further

Resolved, That the Appropriation Committee of the House be requested to insert in the General Appropriation Bill an item of $5,000 to be for the use of any investigating committee appointed by the Governor pursuant to this resolution, and be it further

Resolved, That the investigating committee be required to give full and complete publicity to all of its findings.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

The resolution lies over under the rules.

TIME OF MEETING OF HOUSE

Mr. WELLIVER offered a resolution and asked unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 18, 1935.

Whereas, The Legislature has been in session one month and a half, and has not placed on the Governor's desk a single measure for his consideration, and

Whereas, This failure to do anything constructive so far, is the result of short sessions held each week, which failed to hold members at the Capitol sufficiently long to hold committee meetings for the consideration of legislation re-referred to committees, and

Whereas, It is in the interest of economy to speed the legislative session and adjourn at the earliest possible date, therefore be it

Resolved, That it is the sense of the Members of the House of Representatives that the House should meet in sessions each week commencing Monday evening, at 9 P. M., and continuing until Friday evening.

The Speaker. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

The resolution lies over under the rules.

RESOLUTION NO. 2

Mr. HART. Mr. Speaker, I desire to call up at this time, Resolution No. 12, Printer's No. 2.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, It appears that existing appropriations for mothers' assistance old age assistance blind assistance and to State-aided hospitals is insufficient to fully care for all of the wards of the State who come within this specialized form of care therefore be it

Resolved (if the Senate concur) That it is the sense of the General Assembly that those intrusted with the program for the raising of revenues and the making of appropriations at this session of the General Assembly take into full consideration the amount necessary to care for the wards of the State referred to in the preamble hereof in order that they may be adequately protected and maintained through sufficient appropriations

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered that the Clerk present the same to the Senate for concurrence.

INVESTIGATION OF FINDINGS OF COMMITTEES

Mr. SCHWARTZ offered a resolution and asked unanimous consent for its immediate consideration.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 18, 1935.

Whereas, In response to the suggestion of his Excellency, the Governor, this body did on January thirtieth adopt a resolution creating a committee to investigate the operation of the liquor store system; and

Whereas, The Speaker of the House in the performance of his duties under the resolution appointed a committee consisting of seven members of the House, all of whom are lawyers; and

Whereas, House Bill No. 759 provides for an appropriation to said committee to enable it to hire lawyers to assist the lawyers of the committee in making said investigation; and

Whereas, Members of this House who are not learned in the law, while not so competent and expert in liquor matters as lawyers, are nevertheless as deeply interested; and

Whereas, the subjects within the scope of the legal investigating committee are matters of business rather than law; and

Whereas, The members of this House not learned in the law desire business conclusions and findings, and wish to be assured of such findings in order to guide them in the handling of the matter; therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of seven Members of the House of Representatives, not learned in the law but with business training, whose duty it shall be to make a rigid investigation of the investigations of the investigating committee created under the provisions of Resolution No. 40, Serial No. 49, to the end that the results of the investigations, conducted by the original investigating committee may by such re-investigation be deleted of legal terms and vagaries, and whatever findings and facts of a business nature produced by the investigation be brought to light; and, be it further

Resolved, That the committee appointed pursuant to the provisions of this resolution shall have equal powers with the committee created under the provisions of Resolution No. 40, Serial No. 49, including the right to associate with it a number of business men to aid in its investigation equal to the number of lawyers the original investigation committee of lawyers shall require for assistance.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted. The resolution lies over under the rules.

BILL ON THIRD READING

The SPEAKER. The Chair requests unanimous consent of the House to take up out of order Senate Bill No. 20, House Bill No. 430. The reason for this action is that this bill if it is to be of any use must be passed, returned to the Senate and signed by the Governor tonight, otherwise it will be useless. The bill is a special tax sales measure, and unless we take this action at this time our action will be futile. Are their objections? The Chair hears none and consent is granted.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 430 (Senate Bill No. 20), entitled:

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker and members of the House, on January 21st, the gentleman from Lackawanna, Mr. Cordier, introduced a resolution known as Resolution No. 20, dealing with the adjournment of tax sales. Senate Bill No. 20 carries out the purpose and the tenor of the resolution of the gentleman from Lackawanna. I, therefore, urge upon the House to put into effect Senate Bill No. 20, which in fact carries out the will of the House as expressed by the adoption of the resolution of the gentleman from Lackawanna.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—204

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sinwell,
Baker, F. T.,	Forrest,	Mentzer,	Sloan,
Baker, J. J.,	Furman,	Merrell,	Smith, J. A.,
Baldi,	Gates,	Moomaw,	Smith, W. G.,
Barber,	Gerard,	Mooney,	Snyder, F. E.,
Barnhardt,	Gillette,	Moore,	Snyder, J. L.,
Bernhard,	Green,	Moran,	Sowers,
Blumberg,	Greenstein,	Moul,	Sproul,
Boose,	Habbyshaw,	Muir,	Stank,
Boyd, R.,	Haberlen,	Munley,	Stevens,
Boyer,	Hagerty,	Murrin,	Stewart,
Bradley,	Haluska,	Nagel,	Stockham,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stone,
Brennan,	Hamilton, R. S.,	O'Keefe,	Stott,
Brown, H. S.,	Harkins,	Ominsky,	Sumney,
Brown, J. E.,	Harmuth,	O'Neill,	Surface,
Brownfield,	Hart,	Panton,	Tahl,
Brumbaugh,	Hartman,	Parks,	Terry,
Burke,	Hefferon,	Patterson, C.,	Tronzo,
Cannon,	Hermansen,	Patterson, J. W.,	Trout,
Caputo,	Hetrick,	Pearson,	Tumelty,
Carr,	Hindman,	Perry,	Turner,
Carson,	Hirsch,	Peters,	Van Allsburg,
Castor,	Hoffner,	Pfaff,	Van Sickle,
Chervenak,	Holland,	Phillips,	Walker,
Coakley,	Holstrom,	Piole,	Wall,
Cochran,	Hoopes,	Powers,	Wasserman,
Cohen,	Horst,	Reising,	Weidemann,
Coleman,	Jackson,	Reynolds,	Weiss,
Condon,	Jones,	Rhys,	Welliver,
Conner,	Kane,	Rinn,	Welsh,
Coolahan,	Kelso,	Roan,	Westrick,
Cordier,	Kilroy,	Robinson,	White,
Davies,	Kinney,	Rooney,	Wickersham,
Decker,	Klingler,	Root,	Wilson,
Denning,	Kobelak,	Ruffennach,	Witkin,
Dent,	Larue,	Ruth,	Wood,
Diehl,	Linderman,	Sarraf,	Woodside,
Dilley,	Long,	Scanlon,	Yeakel,
Downey, G. E.,	Longaker,	Schrock,	Yourishin,
Downey, J. J.,	Lovett,	Schrope,	Zappala,
Duffort,	Lynch,	Schwab,	Zimmerman,
Eberharter,	Male,	Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 433, entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania, with interest, which monies, including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. OMINSKY. Mr. Speaker, I move that this bill be recommitted to the Committee on Appropriations for further study and consideration.

On the question,

Will the House agree to the motion?

Mr. BLUMBERG. Mr. Speaker, may I interrogate the gentleman from Philadelphia, Mr. Ominsky?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Ominsky permit himself to be interrogated?

Mr. OMINSKY. Mr. Speaker, I will.

Mr. BLUMBERG. Mr. Speaker, will the gentleman from Philadelphia tell me what portion of the bill he desires to have further considered.

Mr. OMINSKY. Mr. Speaker, the general purpose of the bill is to be further considered.

Mr. BLUMBERG. Mr. Speaker, may I ask the gentleman from Philadelphia if he is familiar with the provisions of the bill?

Mr. OMINSKY. Mr. Speaker, for the information for the gentleman from Philadelphia, I will say I am.

Mr. BLUMBERG. Then, Mr. Speaker, may I repeat my original interrogation; what portion of the bill does the gentleman from Philadelphia desire to be further considered?

Mr. OMINSKY. That portion of the bill, Mr. Speaker, where it appropriates money to be paid back to the city of Philadelphia.

Mr. BLUMBERG. Mr. Speaker and members of the House, if I believed that there was anything in this bill that required any further consideration by the committee on appropriations, I would join in the motion made by my colleague, the gentleman from Philadelphia.

The bill is a very simple and plain bill and merely provides for the return by the State of Pennsylvania to the city of Philadelphia of the sum—

The SPEAKER. Will the gentleman please confine himself to the motion to recommit interrogation.

Mr. BLUMBERG. In order for the members of the House to consider the motion to recommit, Mr. Speaker, and particularly in view of the fact that I heard no objection from the floor, I desire to give a brief outline of the very simple provisions of the bill. I do not believe—

Mr. SPEAKER. The Chair informs the gentleman from Philadelphia that on a motion to recommit he cannot discuss the provisions of the bill. He must confine himself to the motion to recommit.

Mr. BLUMBERG. Mr. Speaker, might I just state to the members of the House, inasmuch as under the rules I know I am prevented from discussing the merits of the bill, that this bill was referred to the Committee on Appropriations and was thoroughly considered by that committee. It was introduced, as you know, by a Republican member. The majority on the Committee on Appropriations, as you also know, are of the opposite party and yet despite that fact, after consideration the bill was reported to the House.

The bill is now on first reading. It is a very simple bill. I will ask you members of the House to look at it before you vote. It merely provides that the state of Pennsylvania pay to the city of Philadelphia the small sum of twelve thousand dollars, which the State received from the Delaware River Bridge Commission and which it owes to the city of Philadelphia.

I am, therefore, going to ask the members of the House to vote against this motion to recommit.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Blumberg and Mr. Sowers.

Mr. BLUMBERG. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—112

Achterman,	Downey, J. J.,	Lynch,	Ruth,
Alexander,	Eberharter,	Male,	Sarraf,
Allen,	Eroe,	McDermott,	Scanlon,
Andrews,	Falkenstein,	McElroy,	Schrope,
Arnold,	Fannerty,	McHenry,	Schwab,
Aukerman,	Fitch,	Melchiorre,	Shaw,
Baine,	Flanagan,	Mentzer,	Shepard,
Baker, J J.,	Furman,	Moomaw,	Shugarts,
Barber,	Gerard,	Mooney,	Siegel,
Bradley,	Haberlen,	Moran,	Simon,
Brancato,	Hagerty,	Moul,	Sinwell,
Brown, H. S.,	Haluska,	Munley,	Smith, J. A.,
Brown, J. E.,	Hamilton, F. P.,	Murrin,	Smith, W. G.,
Brownfield,	Harkins,	Nagel,	Stank,
Brumbaugh,	Harmuth,	O'Keefe,	Stevens,
Burke,	Hartman,	Ominsky,	Stone,
Cannon,	Hetrick,	O'Neill,	Sumney,
Caputo,	Hindman,	Panton,	Tronzo,
Carson,	Hirsch,	Patterson, C.,	Tumelty,
Chervenak,	Holland,	Patterson, J. W.,	Van Sickle,
Coakley,	Holstrom,	Pearson,	Walker,
Cochran,	Kelso,	Pfaff,	Weiss,
Coleman,	Kilroy,	Piole,	Welliver,
Coolahan,	Klingler,	Powers,	Welsh,
Decker,	Kobelak,	Reising,	Westrick,
Diehl,	Larue,	Rinn,	Yourishin,
Dilley,	Long,	Robinson,	Zappala,
Downey, G. F.,	Lovett,	Ruffennach,	Sarig,

NAYS—88

Altenburg,	Forrest,	McDevitt,	Sowers,
Atkins,	Gates,	McKinney,	Sproul,
Baker, F. T.,	Gillette,	Merrell,	Stewart,
Baldi,	Green,	Moore,	Stockham,
Barnhardt,	Greenstein,	Muir,	Stott,
Bernhard,	Habbyshaw,	Nothnagle,	Surface,
Blumberg,	Hamilton, R. S.,	Parks,	Tahl,
Boose,	Hart,	Perry,	Terry,
Boyd, R.,	Hefferon,	Peters,	Trout,
Boyer,	Hermansen,	Phillips,	Turner,
Brennan,	Hoffner,	Reynolds,	Van Allsburg,
Carr,	Hoopes,	Rhys,	Wall,
Castor,	Horst,	Roan,	Wasserman,
Cohen,	Jackson,	Root,	Weidemann,
Condon,	Jones,	Schrock,	White,
Conner,	Kane,	Schwartz,	Wickersham,
Cordier,	Kinney,	Shortz,	Wilson,
Davies,	Linderman,	Shreiner,	Witkin,
Denning,	Longaker,	Simpson,	Wood,
Dent,	Mallen,	Sloan,	Woodside,
Ferko,	Mason,	Snyder, F. E.,	Yeakel,
Flynn,	McCreary,	Snyder, J. L.,	Zimmerman,

So the question was determined in the affirmative and the motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 517, entitled:

An Act providing for the appointment and duties of county detectives in counties of the first class, and repealing inconsistent acts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 530, entitled:

An Act to further amend sections four and nine of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 525, entitled:

An Act relating to the appointment and compensation of court criers and tipstaves in counties of the first class, and repealing inconsistent acts.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 476, entitled:

An Act providing for the fixing of the salary of county officers, including city commissioners, the members of the county board of viewers and the members of the board of revision of taxes, and the number, salary or compensation of all deputies, assistants, detectives, clerks and appointees in the several county offices, and clerks and appointees in the several county offices, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes, the warden, matrons, physicians, clerks, keepers and other employes of the county prisons, janitors, firemen, engineers, mechanics, and laborers of the court house and grounds, caretakers of the house or houses of detention, and janitors of court rooms, in the counties of the first class, from time to time, by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid; and repealing existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 482, entitled:

An Act further to amend section one of the act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 70, entitled:

An Act to amend section three of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 831), entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" by defining the term "coal miners."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 17, entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34), entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties;" exempting wine manufactured in the home for home consumption from tax.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 239, entitled:

An Act to amend clauses seventy-one, seventy-two, seventy-three, seventy-four, seventy-five and seventy-six of section five, article eleven, of the act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by adding thereto clause seventy-six A, prohibiting the use of electric coal-cutting machines and other mechanical devices in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 759, entitled:

An Act making an appropriation for the payment of the expenses of the Committee of the House of Representatives created to make an audit, inventory and investigation of the liquor store system, and to investigate other facts and circumstances surrounding the liquor store system, and authorizing said committee to fix the compensation of persons employed by it.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 117, entitled:

An Act to regulate the sale and delivery of solid fuel as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; imposing certain duties on the Department of Internal Affairs, and providing penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 256, entitled:

An Act to protect the public safety by prohibiting coal stripping work in close proximity to public highways and the abandonment of stripping work, unless the earth is replaced in the opening caused by such work.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,
The House proceeded to the first reading and consideration of House Bill No. 255, entitled:

An Act to prevent fraud and deception in the shipping, marketing and sale of anthracite coal; providing standards for anthracite coal; and providing penalties for the violation of this act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with
The House proceeded to the second reading and consideration of House Bill No. 219 as follows:

An Act providing that the statute of limitations shall not be a defense against claims of poor districts for the maintenance and support of persons who are public charges including mental patients

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in suits claims or demands of poor districts for maintenance and support against the real or personal estate or property rights of persons who are or were public charges including mental patients the statute of limitations may not be pleaded as a defense

Section 2 All acts and parts of acts general local and special inconsistent with this act are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with
The House proceeded to the second reading and consideration of House Bill No. 330 as follows:

Making water companies liable for damage caused by fire when it has discontinued supplying water for fire protection purposes to any city borough town or township

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any person copartnership association or corporation operating as a water company has undertaken to supply any city borough town or township with water for the purpose of fire protection and shall thereafter for any reason whatsoever cut off or otherwise refuse to continue the supply of water for such purposes such person copartnership association or corporation shall be liable in damages in an action of trespass to the owner of any property injured or destroyed by fire while no water was available

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with
The House proceeded to the second reading and consideration of House Bill No. 307 as follows:

An Act Requiring the meeting of the corporate authorities of all counties cities boroughs incorporated town townships school and poor districts to be open to the public

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all regular or special meetings of boards of commissioners of counties councils of cities boroughs and incorporated towns commissioners and supervisors of townships directors of school districts and directors or overseers of poor districts of the Commonwealth shall be open to the public

Section 2 It is hereby declared to be the legislative intent that the above section shall be construed as imposing a mandatory duty upon such boards and councils

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with
The House proceeded to the second reading and consideration of House Bill No. 244 entitled:

An Act reducing the salaries of all officers and employes of the Commonwealth and of counties therein

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the salary of all officers and employes of the Commonwealth and of counties therein whether fixed by statute or otherwise are hereby reduced after this act becomes effective as follows

(a) Those receiving an annual salary of one thousand dollars ($1,000) and not more than two thousand dollars ($2,000) five per centum (5%)

(b) Those receiving an annual salary of more than two thousand dollars ($2,000) and not more than three thousand dollars ($3,000) seven and one-half per centum (7½%)

(c) Those receiving an annual salary of more than three thousand dollars ($3,000) and not more than four thousand dollars ($4,000) ten per centum (10%)

(d) Those receiving an annual salary of more than four thousand dollars ($4,000) and not more than five thousand dollars ($5,000) twelve and one-half per centum (12½%)

(e) Those receiving an annual salary of more than five thousand dollars ($5,000) and not more than six thousand dollars ($6,000) fifteen per centum (15%)

(f) Those receiving an annual salary of more than six thousand dollars ($6,000) and not more than seven thousand dollars ($7,000) seventeen and one-half per centum (17½%)

(g) Those receiving an annual salary of more than seven thousand dollars ($7,000) and not more than eight thousand dollars ($8,000) twenty per centum (20%)

(h) Those receiving an annual salary of more than eight thousand dollars ($8,000) and not more than ten thousand dollars ($10,000) twenty-two and one-half per centum (22½%)

(i) Those receiving an annual salary of more than ten thousand dollars ($10,000) and not more than twelve thousand dollars ($12,000) twenty-five per centum (25%)

(j) Those receiving an annual salary of more than twelve thousand dollars ($12,000) and not more than eighteen thousand dollars ($18,000) thirty per centum (30%)

(k) Those receiving an annual salary of eighteen thousand dollars ($18,000) or more thirty-three and one-third per centum (33 1/3%)

On the question,

Will the House agree to the section?

MOTION TO RECOMMIT

Mr. SCHWARTZ. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for further amendment.

On the question,

Will the House agree to the motion?

Mr. WITKIN. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Schwartz.

The SPEAKER. Will the gentleman from Philadelphia, Mr. Schwartz, permit himself to be interrogated?

Mr. SCHWARTZ. Yes, sir, Mr. Speaker.

Mr. WITKIN. Do I understand from the gentleman from Philadelphia, that the reason this motion was made is because it was understood in the committee from whence it came that the bill would be given two readings and it was agreed by the committee that upon that condition the bill would be reported out and then returned back to the committee.

Mr. SCHWARTZ. Mr. Speaker, I am sorry that we cannot divulge any work that was done in the committee, but we understood, and the sponsor of the bill understood, that this bill was to be recommitted to the Committee on State Government for amendments.

QUESTIONS OF INFORMATION

Mr. WITKIN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. WITKIN. Mr. Speaker, is not the gentleman from Philadelphia, Mr. Schwartz, permitted to divulge the action of the committee if that action was an agreement that the bill be reported out for two readings and understood at that time that a motion would be made to recommit it to the Committee? I want to know whether he is privileged to give that information.

The SPEAKER. The Chair informs the gentleman from Philadelphia, Mr. Witkin, that the gentleman from Philadelphia, Mr. Schwartz, is privileged to divulge only such information from the committee as the committee itself permits or consents that he may divulge.

Mr. WITKIN. May I rise to a further question of information?

The SPEAKER. The gentleman will state his question of information.

Mr. WITKIN. May I ask the Speaker to advise me, so as not to waste any time, from what committee this bill came?

The SPEAKER. The Chair advises the gentleman that it came from the Committee on State Government on January 22nd.

Mr. WITKIN. Mr. Speaker, may I interrogate the Chairman of the Committee on State Government.

The SPEAKER. Will the gentleman from Columbia, Mr. McHenry, permit himself to be interrogated?

Mr. McHENRY. Mr. Speaker, I will.

Mr. WITKIN. May I ask the gentleman whether or not House Bill No. 244, was reported out of committee by the Committee on State Government in order that the bill might receive two readings and then be returned back to the committee?

Mr. McHENRY. Mr. Speaker, the bill was reported out of the Committee and we were going to get in touch with the sponsor of the bill and the sponsor of the bill was willing that the bill be returned after second reading for further consideration.

Mr. WITKIN. May I ask the gentleman further whether or not it was understood in committee that this bill would be returned to the committee at the time the committee on State Government reported it out? Is it possible to answer that question?

Mr. McHENRY. Mr. Speaker, it was not.

MOTION WITHDRAWN.

Mr. SCHWARTZ. Mr. Speaker, if the chairman of the Committee on State Governments says that that was not the agreement in that committee, I withdraw my motion.

On the question recurring,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ACHTERMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for further study.

On the question,

Will the House agree to the motion?

The yeas and nays were required by Mr. Witkin and Mr. Sowers and were as follows:

YEAS—110

Achterman,	Downey, G. E.,	Male,	Ruth,
Alexander,	Downey, J. J.,	McDermott,	Sarraf,
Allen,	Eberharter,	McElroy,	Scanlon,
Altenburg,	Falkenstein,	McHenry,	Schrope,
Arnold,	Finnerty,	Melchiorre,	Schwab,
Atkins,	Fitch,	Mentzer,	Shaw,
Aukerman,	Flinchbaugh,	Moomaw,	Shugarts,
Baker, J J.,	Furman,	Mooney,	Siegel,
Barber,	Gates,	Moran,	Simon,
Bradley,	Haberlen,	Moul,	Simpson,
Brancato,	Harkins,	Murrin,	Sinwell,
Brown, H. S.,	Harmuth,	Nagel,	Smith, W. G.,
Brown, J. E.,	Hartman,	O'Keefe,	Snyder, F. E.,
Brownfield,	Hetrick,	Ominsky,	Stank,
Brumbaugh,	Hindman,	O'Neill,	Stevens,
Burke,	Hirsch,	Panton,	Stewart,
Cannon,	Holland,	Parks,	Sumney,
Caputo,	Holstrom,	Patterson, C.,	Tronzo,
Carson,	Hoopes,	Pearson,	Tumelty,
Coakley,	Kilroy,	Pfaff,	Van Sickle,
Cochran,	Kinney,	Phillips,	Walker,
Cohen,	Klingler,	Piole,	Welliver,
Coleman,	Kobelak,	Powers,	Welsh,
Coolahan,	Larue,	Reising,	Wilson,
Decker,	Long,	Rhys,	Yourishin,
Dent,	Longaker,	Rooney,	Zappala,
Diehl,	Lovett,	Ruffennach,	Sarig,
Dilley,	Lynch,		

NAYS—89

Andrews,	Flynn,	McDevitt,	Sproul,
Baine,	Forrest,	McKinney,	Stockham,
Baker, F. T.,	Gerard,	Merrell,	Stone,
Baldi,	Gillette,	Moore,	Stott,
Barnhardt,	Green,	Muir,	Surface,
Bernhard,	Greenstein,	Munley,	Tahl,
Boose,	Habbyshaw,	Nothnagle,	Terry,
Boyd, R.,	Hagerty,	Patterson, J. W.,	Trout,
Boyer,	Haluska,	Perry,	Turner,

Brennan,	Hamilton, F. P.,	Peters,	Van Allsburg,
Carr,	Hamilton, R. S.,	Reynolds,	Wall,
Castor,	Hart,	Roan,	Wasserman,
Chervenak,	Hefferon,	Robinson,	Weidemann,
Condon,	Hermansen,	Root,	Weiss,
Conner,	Hoffner,	Schrock,	Westrick,
Cordier,	Horst,	Schwartz,	White,
Davies,	Jones,	Shepard,	Wickersham,
Denning,	Kelso,	Shortz,	Witkin,
Duffort,	Linderman,	Shreiner,	Wood,
Ederer,	Mallen,	Smith, J. A.,	Woodside,
Eroe,	Mason,	Snyder, J. L.,	Yeakel,
Ferko,	McCreary,	Sowers,	Zimmerman,
Flanagan,			

So the question was determined in the affirmative and the motion was agreed to.

BILL SIGNED BY THE SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

Senate Bill No. 20.

An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the While being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 208, as follows:

An Act to protect the lives and secure the safety and health of the people by making it unlawful to evict persons from dwellings or levy upon and sell necessary household goods under certain conditions requiring notice of intent to serve any writ of distress for rent writ of possession or execution to be served on occupant of dwelling authorizing courts of common pleas to grant injunctions against the service of such writs and in such cases to suspend payment by owner of premises of interest on liens and to release such owner of liability for payment of certain taxes

Whereas All power is inherent in the people and all free governments are founded on their authority and instituted for their peace safety security and happiness and

Whereas The paramount duty of every government is to protect the lives and insure the health and safety of its citizens and

Whereas The proper protection of the lives of its citizens and the preservation of their health and safety demands not only food and clothing but proper and adequate shelter and

Whereas The present economic depression by causing unemployment loss of income and creating inability on the part of tenants and home owners to pay rent or installments of principal and interest on liens against their homes and places of shelter has resulted in widespread eviction proceedings against tenants and former home owners throughout the State who now have no adequate shelter by reason thereof and

Whereas It is for the ultimate benefit and safety of the Commonwealth that shelter be afforded to such unfortunate citizens to safeguard their health and thus to preserve the peace and wellbeing of the Commonwealth and

Whereas The General Assembly finds as a fact that existing economic conditions throughout the State necessitate the exercise of the police power for the protection of the health and safety of the people therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subject to the condition hereinafter set forth no person who occupies any property used by him and his family as a dwelling and who because of involuntary unemployment or other involuntary condition arising out of economic depression is unable to pay rent interest or principal of any lien shall hereafter be evicted therefrom or dispossessed thereof by reason of any writ of any kind issued by any court magistrate or person whatsoever and no necessary household goods owned and used by such person and his family shall be levied upon or sold under or by reason of any writ issued upon any judgment entered against any such person.

Section 2 Before any distress for rent execution or other writ authorizing levy on household goods of or final writ of possession to evict any individual who as owner lessee or occupant under an agreement of sale or otherwise occupies real property in this Commonwealth used by him as a dwelling shall be served by any sheriff constable or other officer or individual having the legal right to serve such writ a notice in writing of the intention to distrain or to serve such writ shall be given to such individual in possession as owner lessee occupant under agreement of sale or otherwise at least five days prior to the actual levy or service of the writ whereupon within said period of five days the individual receiving such notice or if for any reason he is unable to do so some one on his behalf may petition the court of common pleas of the county in which the premises are located setting forth that because of his inability to secure employment he is unable to pay the amount owing to the plaintiff issuing the distress execution writ of possession to evict or other writ and praying the court to enjoin said levy or writ until such time as it may deem reasonable and just under all the circumstances

Section 3 The several courts of common pleas are hereby empowered to hear all petitions made under section two of this act and to pass upon all questions of the petitioner's ability or inability to secure employment and of his ability to pay the amount owing to the plaintiff about to issue the distress execution writ of possession to evict or other writ and in such cases as the courts may deem proper they may grant injunctions against such levy or writ of possession to evict for such period or periods of time as may seem reasonable and just to the court under all the circumstances and it may continue such injunction from time to time as in the opinion of the court may be necessary and just

Section 4 Any sheriff constable or other officer or person who shall evict or remove or attempt to evict or remove any person or persons or any property belonging to any person in possession of any property theretofore used as a dwelling from such property contrary to the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not more than one thousand dollars ($1,000) or suffer imprisonment for a period not exceeding one year or both in the discretion of the court

Section 5 In those cases in which a court shall determine that distress or eviction proceedings shall be enjoined for a stated time the court may at the same time suspend payment by the owner of the dwelling who is not in possession thereof of the interest on any lien mortgage or other encumbrance on the said dwelling for the said stated time and such owner shall also by decree of court be released from all liability for any taxes whatever accruing against the said dwelling during said stated time

Section 6 The powers hereby conferred upon the courts of common pleas of this Commonwealth shall terminate one year after the effective date of this act but the Governor may extend the period of this act by proclamation for an additional period not exceeding two years

Section 7 Any waiver of the provisions of this act contained in any lease or made by or in any agreement entered into between such owner lessee or occupant and any other person shall be invalid and nothing heretofore

or hereafter done shall set aside the rights of such owner lessee or occupant under the provisions hereof

Section 8 If any section sentence clause or part of this act is for any reason held to be unconstitutional such decision shall not affect the remaining portions of this act The Legislature hereby declares that it would have passed this act and each sentence clause or part thereof irrespective of the fact that one or more sections sentences clauses or parts thereof be declared unconstitutional

Section 9 All acts and parts of acts inconsistent with this act are hereby repealed

Section 10 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

SENATE MESSAGE

The Clerk, of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 552, as follows:

Authorizing the insurance of deposits of funds of political subdivisions of this Commonwealth with the Federal Deposit Insurance Corporation or other similar agency and prohibiting requiring further security for amounts so insured

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all moneys belonging to any of the political subdivisions of the Commonwealth or held by any such political subdivision for any purpose and deposited with any banking institution in this Commonwealth may be insured with the Federal Deposit Insurance Corporation or any other corporation hereafter organized by the United States for the purpose of insuring deposits up to the amount to which such corporation is or may hereafter be authorized to insure deposits in any one name and when so insured no such political subdivision shall require such banking institution to furnish additional bond insurance or security to cover the amount of such deposits so insured

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 752, entitled:

An Act For the better government of cities of the second class abolishing the office of mayor and creating the office of city commissioner prescribing the powers duties and qualifications of the city commissioner and fixing his salary providing for the election of the city commissioner for the filling of vacancies in said office and for the appointment of a city commissioner in the first instance by the Governor providing that the president of city council shall act as city commissioner in certain cases providing for the appointment of the city solicitor and civil service commissioners authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary abolishing the police power now vested in the mayor and repealing existing laws

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

The first section was read as follows:

Section 1 EXECUTIVE POWER VESTED In cities of the second class the executive power shall be vested in a city commissioner and in the departments provided for by law The office of mayor in said cities is hereby abolished as of the date this act becomes effective

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. O'KEEFE. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of a public hearing.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 257, entitled:

An Act To amend article three of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article three of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended by the acts approved the twentieth day of June one thousand nine hundred and one (Pamphlet Laws five hundred eighty-six) and the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred sixty) is hereby further amended to read as follows

ARTICLE III

Department of Public Safety

Section 1 The Department of Public Safety shall be under the charge of one director who shall be the head thereof The care management administration and supervision of the police affairs and all matters relating to the public health to the fire and police force fire alarm telegraph erection of fire-escapes and the inspection of buildings and boilers markets and food sold therein and the construction protection and repair of buildings erected for police and fire purposes shall be in charge of this department

No person shall be employed in this department as a policeman or fireman who is not a citizen of the United States or who has been convicted of crime unless pardoned or who cannot read and write understandingly in the English language or who shall not have resided within the State at least one year preceding his appointment

[The Superintendent of Police whenever directed by the Department shall appoint and cause to be sworn in any number of additional patrolmen to do duty at any place in the city designated by and at the charge and expense

of the person or persons who may ask for such appointment They shall be subject to and obey the orders rules and regulations of the department and conform to the general discipline and special regulations thereof]

The city recorder may upon any emergency or apprehension of riot or mob take command of the police force and appoint as many special patrolmen as he may deem advisable During their service the special appointees shall possess the powers and perform the duties of regular employe of the department and shall receive such compensation as shall be authorized by the city recorder not exceeding that of the regular officers of the force performing corresponding duties

The department shall make suitable regulations under which the officers and members of the fire telegraph and police force shall be required to wear an appropriate uniform It shall be a misdemeanor punishable by a fine not exceeding five hundred ($500.00) dollars and imprisonment not exceeding six (6) months or either or both in the discretion of the court for any person to falsely personate by uniform insignia or otherwise any officer or members of the department

The city councils may provide by ordinance a fund for the care maintenance and relief of aged retired disabled or injured policemen or firemen and the families of such as may be injured or killed in the service

No policeman or fireman appointed under this act shall be dismissed without his written consent except by the decision of a court either of trial or injury duly determined and certified in writing to the city recorder which court shall be composed of persons belinging to the police or fire force equal or superior in official position therein to the accused Such decision shall only be determined by trial of charges with plain specifications made by or lodged with the director of the department of public safety of which trial the accused shall have due notice and at which he shall have the right to be present in person The persons composing such court shall be appointed and sworn by the director of the department of public safety to perform their duties impartially and without fear or favor and the person of highest rank in such court shall have the same authority to issue and enforce process to secure the attendance of witnesses and to administer oaths to witnesses as is possessed by any justice of the peace of this Commonwealth

Such charges may be of disability for service in which case the court shall be one of inquiry whose decision may be for the honorable discharge from the service of the person concerned or of neglect or violation of law or duty inefficiency intemperance disobedience of orders or unbecoming official or personal conduct in which cases the court shall be one of trial and its decision may authorize the director of the department of public safety to impose fines and pecuniary penalties to be stopped from pay or to suspend from pay or duty or both for a period fixed by them not exceeding one year or to dismiss from the service

It shall be lawful for the director of the department of public safety at his discretion to suspend from duty before trial any person charged as aforesaid until such trial can be had with or without pay as such court shall afterward determine but no trial shall be delayed for more than one month after charge has been made

The finding of the court of trial or inquiry as aforesaid shall be of no effect until approved by the city recorder

The laws in relation to health buildings and building inspection remain unaffected by any of the provisions thereof and the board of health and the building inspectors shall remain as heretofore and shall be attached to the Department of Public Safety

On the question,

Will the House agree to the section?

Mr. EBERHARTER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend as follows:

Section 1, Article 3, Page 3, Line 4, by striking out the word "employe" and inserting in lieu thereof employes

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend article three of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," as amended; removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 443, as follows:

Relating to and providing for the establishment by the Department of Labor and Industry of minimum fair wage standards for women and minors employed in trades and industries in this Commonwealth providing for the creation of wage boards to recommend to the Department of Labor and Industry after study and investigation minimum fair wages for women and minors in any occupation conferring powers and duties upon the Department of Labor and Industry and the wage boards imposing certain duties and requirements upon employers of women and minors providing for the enforcement of the act and providing civil and criminal penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the employment of women and minors in trade and industry in the Commonwealth of Pennsylvania at wages unreasonably low and not fairly commensurate with the value of the services rendered is a matter of grave and vital public concern for the following reasons

(a) Many women and minors employed for gain in the Commonwealth of Pennsylvania are not as a class upon a level of equality in bargaining with their employers in regard to minimum fair wage standards and "freedom of contract" as applied to their relations with their employers is illusory

(b) Since a very large percentage of such workers are obliged from their week to week wages to support themselves and others who are dependent upon them in whole or in part they are by reason of their necessitous circumstances forced to accept whatever wages are offered them

(c) Judged by any reasonable standard wages are in many cases fixed by chance and caprice and the wages accepted are often found to bear no relation to the fair value of the service rendered

(d) Women and minors employed for gains are peculiarly subject to the overreaching of inefficient harsh or ignorant employers and under unregulated competition where no adequate machinery exists for the effective regulation and maintenance of minimum fair wage standards the standards such as exist tend to be set by the least conscionable employers

(e) In the absence of any effective minimum fair wage rates for women and minors the constant lowering of wages by unscrupulous employers constitutes a serious form of unfair competition against other employers re-

duces the purchasing power of the workers and threatens the stability of industry

In view of the foregoing it is hereby declared that the evils of oppressive unreasonable and unfair wages as they affect women and minors employed in this Commonwealth are such as to render imperative the exercise of the police power of the Commonwealth for the protection of industry and of the women and minors employed therein and of the public interest of the community at large in their health and wellbeing and in the prevention of the deterioration of the race

Section 2 The following words or phrases unless the context clearly indicates otherwise shall have the meanings ascribed to them in this section

"Department" shall mean the Department of Labor and Industry of this Commonwealth

"Directory order" shall mean an order the nonobservance of which may be published as provided in section ten of this act

"Employer" shall mean every person firm copartnership association or corporation who or which employs women or minors in any occupation as herein defined but shall not include the Federal government the Commonwealth or any county city borough incorporated town township or school district

"Fair Wage" shall mean a wage fairly and reasonably commensurate with the value of the service or class of service rendered In establishing a minimum fair wage for any service or class of service under this Act the Secretary and the wage board without being bound by any technical rules of evidence or procedure (1) may take into account all relevant circumstances affecting the value of the service or class of service rendered and (2) may be guided by like considerations as would guide a court in a suit for the reasonable value of services rendered where services are rendered at the request of an employer without contract as to the amount of the wage to be paid and (3) may consider the wages paid in the Commonwealth for work of like or comparable character by employers who voluntarily maintain minimum fair wage standards

"Mandatory order" shall mean an order the violation of which shall be subject to the penalties prescribed in section sixteen (b) of this Act

"Minor" shall mean a person of either sex under the age of twenty-one years

"Occupation" shall mean an industry trade or business or branch thereof or class of work therein in which women or minors are gainfully employed but shall not include domestic service in the home of the employer or labor on a farm

"Oppressive and unreasonable wage" shall mean a wage which is both less than the fair and unreasonable value of the services rendered and less than sufficient to meet the minimum cost of living necessary for health

"Secretary" shall mean the Secretary of Labor and Industry of this Commonwealth

"Wage Board" shall mean a board created as provided in section six of this Act

"Woman" shall mean a female of twenty-one years or over

Section 3 It is hereby declared to be against the public policy of this Commonwealth for any employer to employ any woman or minor in an occupation in this Commonwealth at an oppressive and unreasonable wage and any contract agreement or understanding for or in relation to such employment shall be null and void

Section 4 The department shall have full power and authority

(a) To investigate and ascertain the wages of women and minors employed in any occupation in the Commonwealth

(b) To enter the place of business or employment of an employer of women and minors in any occupation for the purpose of examining and inspecting any and all books registers payrolls and other records of any employer of women or minors that in any way appertain to or have a bearing upon the question of wages of any such women or minors and for the purpose of ascertaining whether the orders of the department issued under this Act have been and are being complied with and

(c) Whenever deemed necessary to require from each employer of women or minors full and correct statements in writing of the wages paid to all women and minors in his employment

Section 5 The department either upon its own initiative or upon the petition of fifty or more residents of the Commonwealth shall have power to make an investigation of the wages being paid to women or minors in any occupation or occupations to ascertain whether any substantial number of women or minors in such occupation or occupations are receiving oppressive and unreasonable wages If as a result of such investigation or because of information in its possession the department is of the opinion that a substantial number of women or minors in any occupation or occupations are receiving oppressive and unreasonable wages the department shall appoint a wage board to report upon the establishment of minimum fair wage rates for such women or minors in such occupation or occupations

Section 6 (a) A wage board shall be composed of not more than three representatives of the employers in any occupation or occupations an equal number of representatives of the employes in such occupation or occupations and of not more than three disinterested persons representing the public one of whom shall be designated as chairman The representatives of the employers and employes on a wage board shall be selected by the department so far as practicable from nominations submitted by employers and employes in such occupation or occupations Two-thirds of the members of a wage board shall constitute a quorum and the recommendations or report of a wage board shall require a vote of not less than a majority of all its members Members of a wage board shall serve without pay but shall be entitled to be reimbursed for their necessary traveling expenses The department shall make and establish from time to time rules and regulations not inconsistent with this Act governing the selection of wage boards and their mode of procedure

(b) A wage board shall have power to administer oaths and to require by subpoena the attendance and testimony of witnesses the production of all books records and other evidence relative to any matters under investigation Such subpoena shall be signed and issued by the chairman of the wage board

In case of failure on the part of any person to comply with any subpoena of the wage board or upon the refusal of any witness to testify to any matter regarding which he may lawfully be interrogated before any wage board it shall be the duty of the Court of Common Pleas of Dauphin County on the application of a member of the wage board to compel obedience in the same manner that such obedience would be compelled by contempt proceedings or otherwise in a proceeding pending before such court

A wage board shall power to cause depositions of witnesses residing within or without the Commonwealth to be taken in the manner prescribed for in like depositions in civil actions

(c) The department shall present to a wage board promptly upon its organization all the evidence and information in the possession of the department relating to the wages of women and minor workers in the occupation or occupations for which the wage board was appointed and all other information which the department deems relevant to the establishment of a minimum fair wage for such women and minors and shall cause to be brought before the committee any witnesses deemed material A wage board may summon other witnesses or call upon the department to furnish additional information to aid it in its deliberations All witnesses subpoenaed by the wage board shall be paid the fees and mileage fixed by law in civil cases

(d) Within sixty days of its organization a wage board shall submit to the department a report including its recommendations as to minimum fair wage standards for the women or minors in the occupation or occupations the wage standards of which the wage board was appointed to investigate If its report is not submitted within such time the department may constitute a new wage board

(e) A wage board may recommend minimum fair wage rates varying with localities if in the judgment of the wage board conditions make such local differentiation proper and do not effect an unreasonable discrimination against any locality

(f) A wage board may recommend a suitable scale of rates for learners and apprentices in any occupation or occupations which scale may be less than the regular minimum fair wage rates recommended for experienced women or minor workers in such occupation or occupations

Section (7) Upon receiving a report from a wage board the department shall within ten days either accept or reject such report If the report is rejected the department shall resubmit the matter to the same wage board or to a new wage board together with a statement of the reasons for the resubmission If the report is accepted the department shall cause it to be published together with such proposed administrative regulations as the department deems appropriate to supplement the report of the wage board and to safeguard the minimum fair wage standards to be established and notice shall be given of a public hearing to be held by the department not sooner than fifteen nor more than thirty days after such publication at which all persons in favor of or opposed to the recommendations contained in such report or in such proposed regulations may be heard

Section 8 Within ten days after such hearing the department shall approve or disapprove the report of the wage board If the report is disapproved the department may resubmit the matter to the same wage board or to a new wage board If the report is approved the department shall make a directory order which shall define minimum fair wage rates in the occupation or occupations as recommended in the report of the wage board and which shall include such proposed administrative regulations as the department may deem appropriate to implement the report of the wage board and to safeguard the established minimum fair wage standards Such administrative regulations may include among other things regulations defining and governing learners and apprentices their rates number proportion or length of service piece rates or their relations to time rates overtime or part time rates bonuses or special pay for special or extra work deductions for board lodging apparel or other items or services supplied by the employer and other special conditions or circumstances In view of the diversities and complexities of different occupations and the dangers of evasion and nullification the department may provide in such regulations without departing from the basic minimum rates recommended by the wage board such modifications or reductions of or additions to such rates in or for such special cases or classes of cases as those herein enumerated as the department may find appropriate to safeguard the basic minimum rates established

Section 9 The department may cause to be issued to a woman or minor including a learner or appentice whose earning capacity is impaired by age or physical or mental deficiency or injury a special license authorizing employment in an occupation at such wages less than the minimum fair wage rates established for such occupation and for such period of time as shall be fixed by the department and stated in the license

Section 10 If the department has reason to believe that any employer is not observing the provisions of any directory order made by it under this Act the department may on fifteen days notice summon such employer to appear before it to show cause why the name of such employer should not be published as having failed to observe the provisions of such order If after such hearing the department shall find that such employer is guilty of nonobservance the department may cause to be published in a newspaper or newspapers circulating within the Commonwealth of Pennsylvania or in such other manner as the department may deem appropriate the name of any such employer or employers as having failed in the respects stated to observe the provisions of the directory order of the department Neither the Secretary nor any authorized representative of the department nor any newspaper publisher proprietor editor nor employe thereof shall be liable to an action for damages for publishing the name of any employer as provided for in this act unless guilty of some wilful misrepresentation

Section 11 If at any time after a directory minimum fair wage order has been in effect for two months the department is of the opinion that the persistent nonobservance of such order by one or more employers is a threat to the maintenance of fair minimum wage standards in any occupation or occupations the department may give notice of its intention to make such order mandatory and of a public hearing to be held not sooner than fifteen nor more than thirty days after such publication at which all persons in favor of or opposed to the proposed mandatory order may be heard by the department After such hearing if the department adheres to its opinion the department may make the previous directory order or any part thereof mandatory and so publish it

Section 12 At any time after a minimum fair wage order has been in effect for one year or more whether during such period it has been directory or mandatory the department may on its own initiative and shall on petition of fifty or more residents of the Commonwealth reconsider the minimum fair wage rates set therein and reconvene the same wage board or appoint a new wage board to recommend whether or not the rate or rates contained in such order should be modified The report of such wage board shall be dealt with in the manner heretofore prescribed in this Act provided that if the order under reconsideration has heretofore been made mandatory in whole or in part by the department then the department in making any new order or confirming any old order shall have power to declare to what extent such order shall be directory and to what extent mandatory

Section 13 The department may at any time and from time to time propose such modifications of or additions to any administrative regulations included in any directory or mandatory order of the department without reference to a wage board as the department may deem appropriate to effectuate the purposes of this Act provided such proposed modification or additions could legally have been included in the original order In such event notice shall be given of a public hearing to be held by the department not less than fifteen days after such publication at which all persons in favor of or opposed to such proposed modifications or additions may be heard After such hearing the department may make an order putting into effect such proposed modcations of or additions to the administrative regulations as it deems appropriate If the order of which the administrative regulations form a part has theretofore been made mandatory in whole or in part by the department then the department in making any new order shall have the power to declare to what extent such order shall be directory and to what extent mandatory

Section 14 All questions of fact arising under this Act except as otherwise provided shall be decided by the department and there shall be no appeal from its decision on any such question of fact but there shall be a right of review by the courts from any ruling or holding on a question of law included or embodied in any decision or order of the department

Section 15 Every employer of women and minor workers shall keep a true and accurate record of the hours worked by each and the wages paid by him to each and shall furnish to the department upon demand a sworn statement of the same Such records shall be open to inspection by the Secretary or any authorized representative of the department at any reasonable time Every employer subject to a minimum fair wage order whether directory or mandatory shall keep a copy of such order posted in a conspicuous place in every room in which women or minors are employed Employers shall be furnished copies of orders on request without charge

Section 16 (a) Any employer and his agent or the officer or agent of any corporation who discharges or in any other manner discriminates against any employe because such employe has served or is about to serve on a wage board or has testified or is about to testify before any wage board or in any other investigation or proceeding under or related to this Act or because such employer believes that such employe may serve on any wage board or may testify before any wage board or in any investi-

gation or proceeding under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars nor more than two hundred dollars

(b) Any employer or the officer or agent of any corporation who pays or agrees to pay to any woman or minor employe less than the rates applicable to such woman or minor under a mandatory minimum fair wage order shall be guilty of a disdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars nor more than two hundred dollars or to undergo imprisonment for not less than ten nor more than ninety days or both in the discretion of the court and each week in any day of which such employe is paid less than the rate applicable to him under a mandatory minimum fair wage order and each employe so paid less shall constitute a separate offense

(c) Any employer or the officer or agent of any corporation who shall fail to keep the records required under this Act or to furnish such records to the Secretary or any authorized representative of the department upon request shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars and each day of such failure to keep the records requested under this Act or to furnish the same to the Secretary or any authorized representative of the department shall constitute a separate offense

Section 17 If any employer shall pay to any woman or minor worker less than the minimum fair wage to which such woman or minor is entitled under or by virtue of a mandatory minimum fair wage order such woman or minor may recover in a civil action the full amount of such minimum wage less any amount actually paid by the employer together with costs and such reasonable attorney's fees as may be allowed by the court and any agreement between the parties to the action to work for less than such mandatory minimum fair wage shall be no defense to such action At the request of any woman or minor worker paid less than the minimum wage to which he was entitled under a mandatory order the department may take an assignment of such wage claim in trust for the assigning employe and may bring any legal action necessary to collect such claim and the employer shall be required to pay the costs

Section 18 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such constitutional provisions not been included herein

Section 19 This Act shall become effective upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 547, entitled:

To amend clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by extending the time for a present employe as defined in the act to elect to be covered by the Retirement System and providing for the making of back contributions

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand forty-three) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties which was last amended by section one of the act approved the twenty-fourth day of April one thousand nine hundred and thirty-one (Pamphlet Laws sixty-five is hereby further amended to read as follows

1 All present employes including employes in the Pennsylvania Institution for the Instruction of the Blind Overbrook Philadelphia Pennsylvania the Western Pennsylvania Institution for the Blind Pittsburgh Pennsylvania The Pennsylvania Institution for the Deaf and Dumb Mount Airy Philadelphia Pennsylvania and the Western Pennsylvania Institution for the Instruction of the Deaf and Dumb Wilkinsburg Pennsylvania except those specifically excluded by paragraph three of this section who by written application to the Superintendent of Public Instruction shall elect before the first day of July nineteen hundred and (thirty-two) thirty-seven to be covered by the retirement system Provided That such employe shall at the time of making such application pay into the School Employes' Retirement Fund to the credit of the employes' annuity savings account as provided for in paragraph number six of section eight of this act an amount equal to what would have been at that date the (accumulated deductions) contributions from the salary of such employe had the election to be covered by the retirement system been made prior to the first day of July nineteen hundred and nineteen

On the question,

Will the House agree to the section?

Mr. RUTH. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1 page 3 line 2 by striking out the parenthesis before the word "thirty" and inserting in lieu thereof a light faced bracket, as follows: [

Amend Sec. 1 page 3 line 3 by striking out the parenthesis after the word "two" and inserting in lieu thereof a light faced bracket, as follows:]

Amend Sec. 1 page 3 line 9 by striking out the parenthesis before the word "accumulated" and inserting in lieu thereof a light faced bracket, as follows: [

Amend Sec. 1 page 3 line 9 by striking out the parenthesis after the word "deductions" and inserting in lieu thereof a light faced bracket, as follows:]

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend clause one of section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (Pamphlet Laws, one thousand

forty-three), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes; defining the uses and purposes thereof, and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, by extending the time for a present employe, as defined in the act, to elect to be covered by the Retirement System; and providing for the making of back contributions.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Mr. HARMUTH. Mr. Speaker, I desire to call up at this time House Bill No. 354, Printer's No. 34, on page 6 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Harmuth.

The House resumed the consideration on third reading of House Bill No. 354, entitled:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, co-partnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

On the question,

Will the House agree to the bill on third reading?

Mr. HARMUTH. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend page 1, line 1 of the title by striking out after the word "Requiring" and before the word "to" the following: "[all deputy sheriffs]" and inserting in lieu thereof the following: "certain officers"

Amend page 1, line 1 of the title by striking out at the end of the line after the word "the" the word: "[counties]"

Amend page 1, line 2 of the title, by striking out at the beginning of the line before the word "prohibiting" the following: "[in which they are employed]" and inserting in lieu thereof the following: "Commonwealth or its political subdivisions"

Amend page 1, line 2 of the title, by striking out after the word "prohibiting" and before the word "contracts" the word: "[all]" and inserting in lieu thereof the word: "certain"

Amend page 1, line 3 of the title, by inserting after the word "for" and before the word "repayment" the following: "the payment of their compensation or for the"

Amend page 1, line 3 of the title, by striking out at the end of the line, after the word "reimbursement" the word: "[to]"

Amend page 1, line 4 of the title, by striking out at the beginning of the line, before the word "thereof" the following: "[any county or the sheriff]"

Amend page 1, line 5 of the title, by striking out at the end of the line, after the word "corporation" the words: "[of compensation]"

Amend page 1, line 6 of the title, by striking out at the beginning of the line, before the word "and" the following: "[to such deputy sheriffs]"

Amend section 1, page 1, line 4 by inserting after the word "all" and before the word "deputy" the word: "sheriffs"

Amend section 1, page 1, line 4 by striking out at the end of the line, after the word "sheriffs" the following: "[appointed or em-]"

Amend section 1, page 1, line 5, by striking out at the beginning of the line, before the word "of" the following: "[ployed in any county]" and inserting in lieu thereof the following: "constables, deputy constables, detectives, police and other peace officers"

Amend section 1, page 1, line 5 by inserting after the word "Commonwealth" and before the word "shall" the following: "or of any political subdivision thereof"

Amend section 1, page 1, line 6 by striking out after the word "by" and before the word "in" the following: "[such county and]" and inserting in lieu thereof the following: "the Commonwealth or such political subdivision or by fees"

Amend section 2, page 1, line 9, by striking out after the word "the" and before the word "Commonwealth" the following: "[sheriff and any county in this]"

Amend section 2, page 1, line 9 by striking out at the end of the line after the word "Commonwealth" the following: "[or be-]"

Amend section 2, page 1, line 10 by striking out at the beginning of the line before the word "and" the following: "[tween such county]" and inserting in lieu thereof the following: "or any political subdivision thereof or any officer of the Commonwealth or any political subdivision thereof"

Amend section 2, page 1, line 12 by striking out at the end of the line after the word "sheriff" the following: "[or any such county on]"

Amend section 2, page 2, line 1 by striking out at the beginning of the line, before the word "or" the following: "[account of the employment of any deputy sheriff]" and inserting in lieu thereof the following: "deputy sheriff constable deputy constable detective police or other peace officer"

Amend section 2, page 2, line 2 by striking out after the word "the" and before the word "of" the following: "[sheriff or such county]" and inserting in lieu thereof the following: "Commonwealth or any political subdivision thereof, or any officer of the Commonwealth or any political subdivision thereof"

Amend section 2, page 2, line 2 by inserting at the end of the line, after the word "any" the word: "such"

Amend section, page 2, line 6, by inserting at the end of the line, after the word "unlawful" the following: "Provided, That nothing in this act contained shall be construed to prohibit the payment to any political subdivision of the Commonwealth of fees or compensation for police or peace officers assigned to the duty of policing exhibitions or athletic contests"

The SPEAKER. Will the House give its unanimous consent to the insertion of the amendments at this time?

BILL RECOMMITTED

Mr. HARMUTH. Mr. Speaker, I withdraw the amendments and move that this bill be recommitted to the Committee on Corporations for amendment.

On the question,

Will the House agree to the motion?

It was agreed to.

BILL ON FINAL PASSAGE

Mr. SCHROPE. Mr. Speaker, I desire to call up at this time House Bill No. 164, Printer's No. 60, on page 8 of today's calendar, bill on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Schrope.

The House resumed the consideration on final passage of House Bill No. 164, entitled:

An Act to amend section seven hundred and eighteen of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, permitting dogs to be trained on Sunday during the training season.

On the question recurring,

Shall the bill pass finally?

Mr. PARKS. Mr. Speaker and members of the House, it is rather tough for a new man to get up here in front, and it is tougher yet to speak for the first time into this dofunny here in front. In order that I may get a little better acquainted with this apparatus I wonder if I would be allowed to tell a story.

As a sportsman I have fished and hunted and studied wild life all over this State and in many more distant places. I have naturally had some very unusual experiences. I recall at one time when strolling through the woods alone that I unexpectedly came on an old she-bear and two cubs. We were all surprised; in fact I felt a streak of yellow coming up my back a yard long, and when that old girl gave out a number of grunts to those cubs that to me sounded like, "Go back into the bushes; mamma is going to bring you in something good to eat" and when she got up on her hind legs and skinned her lips back over her teeth I felt the hair raising on that old bald head of mine where there is none.

She looked me over for about a minute or so, and after awhile she dropped down sort of disgusted and she turned around and growled what to me sounded like, "Too skinny." She gave me a chance; House Bill No. 164 does not give game a chance.

I want to tell you that all sportsmen's bills that are brought up here are nonpartisan because, thank God, in the wild is one place where men stand on an equal footing. In the wild we are not concerned about your politics; we are not concerned about your religion; we are not concerned about your nationality or your race or your financial standing. All we ask is for good clean sportsmanship and give game a chance.

House Bill No. 164 pertains to the training of dogs on Sunday. I might tell you that under the present laws you are allowed to train dogs during certain season six days in the week, twenty-four hours of that day. House Bill No. 164 asks to take that one last day from the game.

House Bill No. 164 has numerous defects; a few of them I am going to cite to you. House Bill 164 is not practical, it is not workable, it is inconsistent, it is crude and it looks a little bit like class legislation.

Pennsylvania is the sportsmen's paradise of America. We have more game and a greater variety of game and fish than any like area in the United States. This has been made possible by twenty-five to thirty-five years of good hard concerted work. Work by conservative game and fish commissioners, work by hundreds of sportsmen's organizations and thousands of conservative sportsmen and farmers.

House Bill No. 164 is not practical for Pennsylvania. While Pennsylvania has this great amount of game it also has within its bounds one-eighth of all the sportsmen in the United States. To provide for this vast army of sportsmen and for the best interest of all we must have conservative laws.

House Bill No. 164 as it is presented here tonight was not endorsed by the Federation of Sportsmen's Associations of Pennsylvania who met here in the Capitol last Wednesday.

House Bill No. 164 is not practical, nor workable, and I will tell you why: They did not consult the farmers and the landowners first. Now, the farmers and the private landowners control five-sixth of the land of Pennsylvania. The farmers and the farmers' sons have gone into this sportsmanship business and they are conservative. Many of the sportsmen's organizations of today are dominated by farmers. I can cite you one sportsman organization seventy miles from a city of one hundred thousand population where eighty-five per cent of that organization are farmers.

A few weeks ago this sportsmen's organization had a banquet with more than four hundred fifty in attendance and when this subject was brought up it was almost unanimous against House Bill 164.

The same bill was brought up at another sportsmen's organization of practically one hundred fifty members in another town where the unanimous vote was against it.

The farmers through the State Grange have served notice on the Federation of Sportsmen's organizations of this State that the farmers' answer to this and similar bills will be the greatest campaign of land posting that this State ever knew. It may be the means of losing millions of acres that are now open to the sportsmen, in posted lands. I might just tell you that at the present time there is great commotion over this State on stream improvement on private property. In our own county our sportsmen's organizations has put up a thousand dollars in material which has been matched by the federal government in the amount of twelve or thirteen thousand dollars for stream improvement and if this type of legislation goes through and the farmers post their land that is all gone.

House Bill 164 would not be practical if the farmers post their land. Dogs can not read "No Trespass" signs, and that brings us an endless lot of trouble. The way the law is now the farmer wouldn't need to post his land; they could prosecute for trespass. For many years we have been educating people to the wilds, trying to get the city folks to join our organizations, telling them that the wilds are one place where they can go without having any money in their pockets. If House Bill No. 164 goes through you had better take your pocket book along and see that you have something in it.

House Bill No. 164 is cruel. Game couldn't stand up under seven days a week, thirty days a month continuous hunting. House Bill No. 164 is cruel for this reason that dogs can be trained in the wild; it is the season of the year when the game is having the hardest struggle of the year for their existence. It is during these winter months that considerable game feeding is being done in the wilds. Your State game department contributed $10,000 toward feeding the game. The food is being scattered by Game Wardens, by boy scouts, by rural mail carriers and conservative sportsmen. Sunday is the day that many conservative sportsmen carry food out to the wilds. It would not be fair to this class of sportsmen who are so concerned as to carry the food out for another class to come along with their dogs to keep them away from the food.

House Bill No. 164 was scheduled to come up last Wednesday. Perhaps it was just as well that it didn't. If you recall last Wednesday we had a couple of Indians over here to the right and when I went over to talk to Chief

Deerfoot and told him about House Bill No. 164 he remarked that somebody ought to be scalped.

House Bill No. 164 is inconsistent. It is not in keeping with the type of social legislation that is being introduced here. We have had legislation introduced here asking for as few as thirty hours per week for a man, and why should we introduce a bill that would make it possible to hunt game in the woods one hundred sixty-eight hours out of the week.

House Bill No. 164 might be classed as class legislation. This is of special benefit to a small percentage of sportsmen and a detriment to the larger number of them. House Bill No. 164 is being sponsored by folks who claim they have to work six days in the week and have no time to get out. Folks that are as lucky as that, that are really interested in sportsmanship surely should take a day off and give the millions who are walking the streets a chance.

I am arguing here in the interest of wild life. I want to tell you that there are some true sportsmen and some few sportsmen's organizations that have approved this bill, but I am satisfied they haven't studied it from all angles. You might say that as an Indian I am in duty bound to fight it through to the happy hunting grounds in the interests of our friends in the wild.

Mr. SCHROPE. Mr. Speaker and Members of the House, when I presented this bill, I felt then it would not be necessary for me to take the floor of the House and defend the bill. I feel that of all the so called liberal legislation that has been presented in this House, this bill appears to me to be about as conservative a measure as possibly could appear on the floor of this House.

The gentleman from Blair, Mr. Parks, made some remarks that I feel I am compelled to contradict. In the first place, he stated that the State Federation of Sportsman at their meeting here at the Capitol last week opposed this bill. They approved the bill with amendments, and I stated that if the Senate so feels they may amend the bill. Furthermore, the United Sportsmen and the Isaak Walton League in their conventions have likewise approved this bill.

The bill has been attacked from the standpoint of game conservation. I feel that all of you members of the House who have any interest in game know that the bill cannot be fairly attacked from a game conservation standpoint. I will give you an example. Take the squirrels out here on the Capitol grounds. Any man can go out there and shoot all of them, but if you go out in the woods, where a dog has been trained or any animal, you will find the game will be more alert. Personally I think that if all the dogs would be taken out of the woods, our game wouldn't last very long with the hunters, because where the game isn't alert it isn't possible for it to last very long.

I could make a long speech on conservation. The bill from a moral standpoint, I am certain, can be accepted without challenge. I am positive there are members in this House who have boys, and I am sure that at least some of you find in the state of Pennsylvania and probally in other states that you are compelled to accept the conditions as they exist and not as you would like them to be. You all probably want to know where your boys are on Sundays. If you go out on the highways of the state of Pennsylvania on a Sunday you can see where a great many of them are, and I would like to ask the members here who have boys which of two things you would prefer: to have your boy take a dog on a Sunday afternoon and go out into the fields or into the forest, or would you prefer to have your boy go out on the highway with a car. I dare say there would be very few members here who would take the chance of their boy being on the highway; at least a large percentage would be in favor of the boy coming back home instead of their having to go to a hospital to see him. The chances are in favor of the boy that takes his dog out in the field.

I did not expect to have to make a long speech and I didn't even know there was any such opposition to this bill, but I can say this, if this bill will take any man or any boy out into the fields or into the woods on a Sunday afternoon, it will do a service to the State, and I feel that if I could personally be responsible for half of the people of the state of Pennsylvania spending their Sunday afternoons out in the woods—and I wouldn't care how many dogs they took along—I would be doing a service to the state of Pennsylvania.

This bill does nothing more than one thing. Most people know that those who have dogs take them out regardless of the law on Sunday afternoons as well as on other days. This bill does only one thing: it prohibits a game warden or a deputy warden from tagging a twenty dollar fine on you if you get caught with your dog between the twentieth day of August and the last day of February on a Sunday, which is the training period for dogs.

I ask the members of this House to support this bill.

Mr. NAGEL. Mr. Speaker, supplementing the requests made by the first speaker through that intensifying hot air contraption I want to say that this bill,—I believe it is No. 164; it has been repeated so often,—deserves a lot of consideration.

We must consider when we enact a bill into law, its merits and demerits, the good it will do and the harm it will do. This bill if enacted into law will give to the sportsmen what he thinks is a coveted right, but often these things that we covet return to us as a boomerang and become a lemon on our hands.

This bill gives the right to the sportsman to enter the land and premises of the farmer and train his dogs on Sunday. Now, there has been a plea put in here for the wild life, to protect them from being chased by dogs in this one day out of seven. There has been a plea put in for the sportsmen, and I at this time am putting in a plea for the sportsmen also. It gives him the right to enter the land and premises of the farmer and train his dogs on Sunday. The farmer in times past has been a benefactor, he has been a good fellow, and when the sportsman went out during the hunting season and asked permission to hunt on the farmer's premises in nine cases out of ten he was granted this permission.

But it encroaches upon his rights. He works six days in the week, begins on Monday morning at six o'clock and close Saturday evening at nine o'clock. He has but one day to himself, and that is the day we call Sunday. On this day some farmers want to go to their various churches. Others want to get out their Lizzies and go to visit some of their friends or have a picnic out in the woods. Their poultry and their cattle are running at large over the premises. Now, this farmer starts out and this sportsman comes in on his land and trains his

dog. These dogs running at large will frighten his poultry and these domestic animals and when the farmer comes home he will not know whether they are within their confines. This will aggravate the farmer. Just as surely as this bill is passed the farmer will post his premises with "No Trespass" signs. Therefore this will work an injury to the sportsman and will deprive him of this very thing that the farmer has so often granted him, the privilege of hunting on his premises. Therefore I urge you, members of the House, in the name of good sportsmanship, in behalf of the rights of all sportsmen, in the name and for the perpetuation of the sentiment of the Golden Rule to vote against House Bill No. 164.

Mr. ALEXANDER. Mr. Speaker, and members of the House, being a true sportsman and having several dogs of my own to train, I enjoy just as much as anybody does having those dogs out either on a week day or on the Sabbath.

I am not going to take up the points that I think the other members in speaking against this bill have covered. I believe they have practically covered everything excepting one point, which I would like to bring before the House, and that is that this bill to my mind takes away the rural Sabbath.

In all measures pertaining to city affairs, when they apply to the cities and the cities alone, the city members can feel that they are backed by the members of the rural counties.

In our rural counties, as you members from the larger centers of population probably realize, ninety per cent of our people go to church on Sundays and take with them their families. In doing that it leaves their properties alone as it were. The people in my particular community sometimes remain away all day Sunday, because we have a sect of people that have preaching all day, and as a result their properties would be at the mercy of anyone who chose to train dogs or hunt or do anything else on the Sabbath day. Representing the rural districts as we do, where this condition exists, we feel that we are not wrong in asking the members of this House to vote down this bill.

The Federation of Sportsmen that met here last Wednesday adopted this bill only after considerable debate and with the following provision: that anyone wishing to train dogs on the Sabbath would be asked to get a written permit from each and every land owner upon whose ground he wanted to train his dogs during that day. That is an impossibility, especially in the rural sections where you are training dogs and going from one farm to another. It would be be very embarrassing for the sportsman when he found that his dog was off the land for which he had a permit to have to rush over and get another permit.

The Grange members have opposed this bill and have clearly and definitely stated that many owners of land are also opposed to the bill. We have a member in this House whose father owns thirty-five hundred acres of very fine hunting territory, at all times unrestricted to hunting and fishing. This man has definitely gone on record that he will absolutely post that land against all sportsmen entering thereon for any purpose.

Can't you see, members of the House, that this will affect a great majority of the Sportsmen, in that it will deprive them of many acres of the finest hunting in the State of Pennsylvania.

For these reasons I ask you, honestly, to vote down this bill.

Mr. McCREARY. Mr. Speaker and members of this House, I do want to raise my voice in protest against the passage of this bill for reasons other than those which you have just heard. I do not care to take up the details on the question of dogs and sportsmen but I do feel that this bill is of larger significance than this question of the dog and the sportsmen. I feel that this bill brings up that age old cry between good and evil. This bill is one, I believe, of a series that has been introduced and will be introduced into this House for the only and single purpose of repealing the Fourth Commandment, "Remember the sabbath day, to keep it holy."

I was here during the last session of 1933. Bill No. 1 that was introduced was a bill to repeal the Fourth Commandment. It passed this House, it passed the Senate and was signed by the Governor. It was the first bill of the kind that had ever passed this Legislature. Do you know that for more than one hundred years there has been more than one hundred bills come up for passage before this Legislature the purpose of which was to repeal the old Blue Laws, concerning which you have heard so much. But every Legislature until the Legislature of 1933 refused to submit them or if they were submitted, they were defeated. It was left for the 1933 Legislature to pass the first bill of the kind to repeal the Fourth Commandment. Now, because they have gotten that through here comes another one. Bill No. 1 in the 1933 Session was to repeal still further the Fourth Commandment, to allow not only baseball games but also all sorts of sports and so forth to desecrate the sabbath. Now comes this Bill No. 164 relating to the training of dogs. As you know, looking at your calendar, there are several others here to allow all sorts of recreation, as they call it, on Sunday. Not stopping to think that there is more time through the week now on everybody's hands than they know what to do with but for some reason they want to absorb Sunday. They forget the laws of God and only worship Mammon. Do you know, fellow members of this House, it is up to you as members of this House, not as individuals,—you can do as you please on Sunday and you alone will have to answer for it. But when you come here and become members of this Assembly you assume a responsibility that you can not turn away from in that case. Don't you know that when you came here you walked up in front of that rostrum and with a Bible in your hand you took a solemn oath? And do you remember what that oath was? And do you remember what was in that Bible? The Bible contains ten commandments and your oath of office said that you solemnly agreed to support, obey and defend the Constitution of the United States and the Constitution of the great State of Pennsylvania, and you so swore. And don't you know that everyone of you that stands up and bows his head when the minister of the gospel calls down the divine blessing and inspiration upon the deliberations of the House, therefore again you admit that you are sworn to obey that Constitution and that solemn oath, and why now do you immediately come up here and decide that you will vote contrary to that solemn oath? Don't you all know that there is propaganda all over this State to desecrate Sunday? Don't you remember seeing in the papers and reading of some man in Philadelphia, a man by the name of Biswanger, a strange name. Is that an

American name? Or did it come from a foreign source? I don't find that name signed to the Declaration of Independence or the Constitution of this United States or the State of Pennsylvania but he had the audacity to slur and insult those men on that painting and these men up on this other one, saying that they were the Mossbacks, Fullbacks and Hangbacks who for two hundred years who have obstructed the growth and development of Philadelphia. Did you ever hear of any man getting away with that sort of audacity and call these men that we have honored for years Mossbacks, Fullbacks and Hangbacks? Where was he two hundred years ago? I resent the slur on the men that we honor in this House and I hope that the members of this House will resent it too and I hope that the members of this House are men enough to abide by their oaths. They swore to uphold the Constitution of this State and to support, obey and defend it, and the preamble of this Constitution, that "We the people of the State of Pennsylvania, grateful to * * *" grateful to whom? "to Almighty God for the blessings for civil and religious liberty and humbly invoking his divine blessing, we do ordain and establish this Constitution of the State of Pennsylvania."

And now are you going to vote to repeal one of God's Commandments? Are you going to forget the reputation of this House of Representatives for one hundred years? Are you going to forget the traditions that you swore to uphold?

I say to the majority party here tonight that you have got your reputation to make and you have got the traditions of this Legislature to uphold. The power is yours for the first time in forty years. And what are you going to do with that power the first time you are asked to decide whether you will uphold the laws of the God of this universe or whether you are going to turn it over to the bootlegger, the gambler or racketeer that wants to desecrate the sabbath day?

It is up to the members of the majority party in this House to kill this bill, and I hope you do it.

Mr. LARUE. Mr. Speaker and members of the House. I have never heard the terms gamblers and racketeers and so called sportsman used in such a way before. I have done a lot of hunting in my time and have always considered a man who went afield to be a real religious sort of a man.

I do not think that anyone could approach this bill from the religious side. Some statements have been made here tonight that are degrading to a sportsman, and statements have also been made here tonight that are really misleading.

One gentleman stated that this bill gave a person the right to enter upon a farmer's land. I fail to find anything in this bill giving anyone the right to enter upon anyone's land in any other way than he could enter upon it on any other day of the week. I, therefore, ask the members of this house regardless of political faith to vote for this bill in the interest of true sportsmanship.

It has been said here tonight that it would be a detriment to our game. It has been my experience in a number of years in the field in the hunting of game and the training of dogs that the more you are in the field with your dog on birds, rabbits and other game the more wary the game will become. If we did not have dog training prior to the hunting season, it would be very easy for a hunter to walk out in the field and shoot pheasants that are sitting on the ground, quail that are in coveys and rabbits that don't know enough to run from their nests.

I, therefore, ask the ladies and gentlemen of this House to vote for this bill in the interest of good sportsmanship.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. SCHROPE. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—93

Achterman,	Downey, J. J.,	Mallen,	Scanlon,
Allen,	Falkenstein,	Mason,	Schrope,
Baine,	Finnerty,	McDermott,	Schwartz,
Baker, J J.,	Fitch,	Melchiorre,	Shaw,
Baldi,	Flanagan,	Mentzer,	Shepard,
Barber,	Forrest,	Mooney,	Shreiner,
Barnhardt,	Gerard,	Moore,	Simon,
Bernhard,	Greenstein,	Moran,	Sowers,
Bradley,	Haberlen,	Munley,	Sproul,
Brancato,	Hagerty,	O'Keefe,	Stank,
Cannon,	Haluska,	Ominsky,	Tronzo,
Carr,	Hamilton, R. S.,	Patterson, J. W.,	Tumelty,
Castor,	Harkins,	Perry,	Van Sickle,
Chervenak,	Harmuth,	Peters,	Weidemann,
Coakley,	Hart,	Pfaff,	Weiss,
Cochran,	Hefferon,	Phillips,	Welsh,
Cohen,	Hirsch,	Piole,	Westrick,
Coleman,	Holland,	Powers,	Wickersham,
Coolahan,	Hoopes,	Roan,	Wilson,
Cordier,	Kilroy,	Robinson,	Yourishin,
Davies,	Larue,	Rooney,	Zappala,
Dent,	Linderman,	Root,	Zimmerman,
Diehl,	Lovett,	Ruth,	Sarig,
Downey, G. E.,			

NAYS—94

Alexander,	Furman,	McHenry,	Sinwell,
Altenburg,	Gates,	McKinney,	Sloan,
Andrews,	Gillette,	Merrell,	Smith, J. A.,
Arnold,	Habbyshaw,	Moomaw,	Smith, W. G.,
Atkins,	Hamilton, F. P.,	Muir,	Snyder, F. E.,
Aukerman,	Hartman,	Murrin,	Snyder, J. L.,
Baker, F. T.,	Hermansen,	Nagel,	Stewart,
Blumberg,	Hetrick,	Nothnagle,	Stockham,
Boose,	Hindman,	Panton,	Stott,
Boyd, R.,	Hoffner,	Parks,	Sumney,
Boyer,	Holstrom,	Patterson, C.,	Surface,
Brennan,	Jackson,	Pearson,	Terry,
Brown, J. E.,	Jones,	Reising,	Trout,
Brownfield,	Kelso,	Reynolds,	Turner,
Brumbaugh,	Kinney,	Rinn,	Van Allsburg,
Condon,	Klingler,	Ruffennach,	Walker,
Conner,	Kobelak,	Sarraf,	Wall,
Decker,	Long,	Schrock,	Welliver,
Dilley,	Longaker,	Schwab,	White,
Duffort,	Lynch,	Shortz,	Witkin,
Eberharter,	Male,	Shugarts,	Wood,
Eroe,	McCreary,	Siegel,	Woodside,
Flinchbaugh,	McDevitt,	Simpson,	Yeakel,
Flynn,	McElroy,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

SENATE MESSAGE

PENNSYLVANIA LEGISLATIVE CORRESPONDENTS ASSOCIATION DINNER

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 18, 1935.

Whereas, It is the biennial custom of the Pennsylvania Legislative Correspondents Association to entertain at a gridiron dinner to which members of the Legislature, public officials and persons prominent in political and private life, are invited; and

Whereas, The year 1935 marks the fortieth anniversary of the organization of this association, the oldest fraternity of legislative correspondents in the United States; and

Whereas, In past years the business of the Legislature has upon occasion been so protracted that legislators are hurried in their preparations for the dinner on the day selected and correspondents have lacked sufficient time to carefully prepare the entertainment; and

Whereas, Wednesday, April 24, at 6:30 P. M. in the Penn Harris Hotel is the time and place of the dinner for 1935; therefore be it

Resolved, (if the House of Representatives concur), That as an order of the day for Wednesday, April 24, 1935, the General Assembly shall adjourn not later than 4 P. M.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

TIME OF NEXT MEETING.

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 18, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 25, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 25, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE MEETINGS

The Liquor Control Board Investigation Committee will hold a public hearing in the House Caucus Room on Tuesday, at 2:00 o'clock P. M.

A meeting of the Committee of Law and Order will meet immediately after tomorrow morning's session in Room 323.

The Committee on Elections will meet on Tuesday, February 19, 1935, at 10:00 o'clock in the House Caucus Room.

The Committee on Corporations will meet on Tuesday morning at 10:30 o'clock in Room 521.

The Committee on Judiciary General will meet on Tuesday, February 19, 1935 at 10:00 o'clock A. M. in Room 325.

The Committee on Insurance will meet tomorrow morning, February 19, 1935 at 10:00 o'clock A. M. in Room 326.

The Committee on Counites will meet Tuesday, February 19, 1935, at 10:00 o'clock in Room 326.

The Committee on Military will meet on Tuesday, February 19, 1935, at 9:30 o'clock in Room 325.

The Committee on Fisheries will meet on Tuesday, February 19, 1935, at 9:30 A. M. in Room 324.

The Committee on Agriculture will meet tomorrow mornning at 9:00 o'clock in Room 323.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. Last Saturday thirteen members of this body who had been appointed by the Chair attended the funeral of our late colleague, Edward B. Labar from Pike County.

The funeral was held from his home at Matamoras, Pennsylvania. There were present a judge of the Superior Court, a judge of the Common Pleas Court and also a state senator from one of the nearby counties.

The Chair suggests that when the House adjourns tonight it do so in honor of the memory of our late colleague, the Hon. Edward B. Labar from Pike County.

ADJOURNMENT

Mr. DILLEY. Mr. Speaker, I move that this House do now adjourn in memory of the late Honorable Edward B. Labar, of Pike County, until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 12:00 o'clock midnight) the House adjourned until Tuesday, February 19, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, FEBRUARY 19, 1935 No. 17

SENATE

TUESDAY, February 19, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

"Let the words of my mouth and the meditations of my heart be acceptable in Thy sight, O Lord, my strength and my redeemer." This prayer of the ancient psalmist we offer as our petition today.

What we think is of vital importance to us and to those about us. We cannot live noble lives if our thoughts and desires are ignoble. What we are and what we profess must harmonize before our lives can ring true.

Touch the hidden springs of our being so we may be men after Thine own heart, O God. Thus shall our actions be in accord with Thy will and thus shall men be led to know Thee.

Bless and guide this Senate this day. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. NORTON, the further reading was dispensed with, and the Journal was approved.

PETITIONS

The Chair cleared his table and laid before the Senate petition from the Bethlehem Ministerial Association, Bethlehem, Pa., protesting the passage of legislation liberalizing the Sabbath for commercial purposes.

Which was referred to the Committee on Law and Order.

The Chair also laid before the Senate petition protesting against the passage of House Bills Nos. 304 and 311, the "Full Crew Bill" and the "Train Limit Bill."

Which was referred to the Committee on Judiciary Special.

The Chair also laid before the Senate communications from the California Legislature and the Legislature of the State of New Mexico, enclosing copies of resolutions passed by those bodies in reference to Senate Bill No. 2066, in Congress, and urging its passage.

Which was referred to the Committee on Federal Relations.

The Chair also laid before the Senate communication from the Home Owners and Taxpayers of Clairton, Pa., urging passage of Senate Bill No. 151 and House Bill No. 253.

Which was referred to the Committee on County Government.

The Chair cleared his table and laid before the Senate communication from a citizen of Zieglerville, Pa., protesting against the passage of House Bill No. 213.

Which was referred to the Committee on County Government.

The Chair cleared his table and laid before the Senate communication from citizens of Pittsburgh protesting against the passage of Senate Bill No. 237.

Which was referred to the Committee on Municipal Government.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, February 18, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, February 25, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, February 25, at nine o'clock.

He also informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, February 18, 1935.

Whereas, It is the biennial custom of the Pennsylvania Legislative Correspondents Association to entertain at a gridiron dinner to which members of the Legislature, public officials and persons prominent in political and private life, are invited; and

Whereas, The year 1935 marks the fortieth anniversary of the organization of this association, the oldest fraternity of legislative correspondents in the United States, and

Whereas, In past years the business of the Legislature has upon occasion been so protracted that legislators are hurried in their preparations for the dinner of the day selected and correspondents have lacked sufficient time to carefully prepare the entertainment; and

Whereas, Wednesday, April 24, 1935 at 6:30 P. M. in the Penn-Harris Hotel is the time and place of the dinner for 1935; therefore be it

Resolved (if the House of Representatives concur), That as an order of the day for Wednesday, April 24, 1935, the General Assembly shall adjourn not later than 4 P. M.

REPORTS FROM COMMITTEES

Mr. ARON, from the Committee on Municipal Government re-reported as amended, Senate Bill No. 108, entitled:

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (P. L. 581), entitled "An act for the better government of cities of the first class of this Commonwealth" making provisions for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

Mr. OWLETT, from the Committee on County Government, reported as committed, Senate Bill No. 233, entitled:

An Act relating to the redemption of real estate purchased by counties at tax sale.

Mr. HUNSICKER, from the Committee on Municipal Government, reported as amended, Senate Bill No. 215 (House Bill No. 120), entitled:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire maintain and operate inclined plane passenger and vehicular traffic transportation facilities.

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 209, entitled:

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 210, entitled:

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 211, entitled:

An Act making an appropriation to the Franklin Hospital, Franklin, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 275, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

NOTARIES PUBLIC

Commonwealth of Pennsylvania
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Paul Uetz, Philadelphia, February 21, 1935.

WASHINGTON COUNTY

J. C. Bryant, Washington, February 21, 1935.

WESTMORELAND COUNTY

Harry George Horne, Grapeville, February 21, 1935.

ALLEGHENY COUNTY

W. F. Shroyer, Wilkinsburg, February 26, 1935.

ELK COUNTY

G. F. Greiner, Ridgway, February 28, 1935.

PHILADELPHIA COUNTY

Nathan M. Diamond, Philadelphia, March 2, 1935.

LANCASTER COUNTY

Lester E. Roberts, Mt. Joy, March 5, 1935.

NORTHAMPTON COUNTY

Ray F. Hoover, Bethlehem, March 5, 1935.

VENANGO COUNTY

J. H. Contino, Oil City, March 5, 1935.

ALLEGHENY COUNTY

Thomas E. McDowell, Duquesne, March 6, 1935.
Wm. F. Walsh, Pittsburgh, March 6, 1935.

BLAIR COUNTY

Chester B. Wray, Altoona, March 6, 1935.

BUTLER COUNTY

Albert R. Hill, Butler, March 6, 1935.

CUMBERLAND COUNTY

Mrs. Hattie N. Frehn, Carlisle, March 6, 1935.

ELK COUNTY

William Cheatle, St. Marys, March 6, 1935.

JEFFERSON COUNTY

Mrs. Kathryn Hoffman, Brookville, March 6, 1935.

LANCASTER COUNTY

H. E. Heller, Lancaster, March 6, 1935.

LEHIGH COUNTY

Irvin H. Herman, Allentown, March 6, 1935.
G. E. Smell, Bethlehem, March 6, 1935.

MONTGOMERY COUNTY

Raymond Ellis, Norristown, March 6, 1935.

NORTHAMPTON COUNTY

Miss Esther A. Bellmer, Easton, March 6, 1935.

PHILADELPHIA COUNTY

Miss Edith L. Hall, Philadelphia, March 6, 1935.
Richard Hill, Jr., Philadelphia, March 6, 1935.
Harry Rueger, Philadelphia, March 6, 1935.
James P. Shields, Philadelphia, March 6, 1935.
Simon Weiss, Philadelphia, March 6, 1935.

SCHUYLKILL COUNTY

Francis E. Moore, Pottsville, March 6, 1935.

WESTMORELAND COUNTY

John C. Wilson, Vandergrift, March 6, 1935.

CLEARFIELD COUNTY

Thomas R. McCracken, Mahaffey, March 7, 1935.

CUMBERLAND COUNTY

F. B. Sellers, Jr., Carlisle, March 7, 1935.

FAYETTE COUNTY

Mrs. Kathryn Trotter, Brownsville, March 7, 1935.

FRANKLIN COUNTY

Eldon G. Hoachlander, Greencastle, March 7, 1935.

LACKAWANNA COUNTY

Miss M. R. Cotillis, Scranton, March 7, 1935.

LANCASTER COUNTY

Mrs. Ruth G. Buckwalter, Paradise, March 7, 1935.

LUZERNE COUNTY

Miss Anna A. Westover, Wilkes-Barre, March 7, 1935.

MONTGOMERY COUNTY

Stewart Nase, Lansdale, March 7, 1935.

PHILADELPHIA COUNTY

George I. Haggerty, Philadelphia, March 7, 1935.
Thomas P. Lipscomb, Philadelphia, March 7, 1935.

WASHINGTON COUNTY

W. C. Edwards, California, March 7, 1935.

WESTMORELAND COUNTY

Reuben Levinson, Jeannette, March 7, 1935.
Raymond A. Troxell, Greensburg, March 7, 1935.

YORK COUNTY

Miss Grace M. Drayer, York, March 7, 1935.

LUZERNE COUNTY

Miss Reba B. Smith, Wilkes-Barre, March 8, 1935.

MERCER COUNTY

Guy Thorne, Greenville, March 8, 1935.

PHILADELPHIA COUNTY

Joseph R. McKeon, Philadelphia, March 8, 1935.

SCHUYLKILL COUNTY

John Tatusko, Frackville, March 8, 1935.

ALLEGHENY COUNTY

William Affatigato, Pittsburgh, March 9, 1935.
Miss Grace Dapper, Pittsburgh, March 9, 1935.
Miss Margaret E. Dermitt, Pittsburgh, March 9, 1935.
C. M. Gordon, Pittsburgh, March 9, 1935.
W. C. Guckert, Pittsburgh, March 9, 1935.
Guy M. Hull, Pittsburgh, March 9, 1935.
William E. Lang, Pittsburgh, March 9, 1935.
Anthony Maroulis, Pittsburgh, March 9, 1935.
C. Joseph Recht, Clairton, March 9, 1935.
Ralph O. Rising, Pittsburgh, March 9, 1935.
Miss Estelle E. Smith, Pittsburgh, March 9, 1935.
Miss Ruth W. Steinbrink, Pittsburgh, March 9, 1935.
W. H. Stone, Pittsburgh, March 9, 1935.
Miss Hilda M. Weiland, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

Ira J. Wray, Apollo, March 9, 1935.

BEAVER COUNTY

James S. Strouss, Beaver, March 9, 1935.

BLAIR COUNTY

John H. Cogley, Altoona, March 9, 1935.
Homer C. McKillip, Hollidaysburg, March 9, 1935.

BUCKS COUNTY

Richard W. Fechtenburg, Eddington, March 9, 1935.

CAMBRIA COUNTY

Julius H. Eckel, Johnstown, March 9, 1935.

CENTRE COUNTY

James C. Furst, Bellefonte, March 9, 1935.

CHESTER COUNTY

Miss Marie E. Donnelly, Coatesville, March 9, 1935.
Samuel M. Greenwood, Coatesville, March 9, 1935.
I. N. Earl Wynn, West Chester, March 9, 1935.

CLINTON COUNTY

Benjamin Snowiss, Lock Haven, March 9, 1935.

COLUMBIA COUNTY

Ernest S. Bailey, Berwick, March 9, 1935.

CRAWFORD COUNTY

Mrs. Ora B. Snodgrass, Jamestown, March 9, 1935.

CUMBERLAND COUNTY

Andrew T. Oiler, Carlisle, March 9, 1935.

DAUPHIN COUNTY

Miss Marion R. Berry, Harrisburg, March 9, 1935.
C. O. Dick, Harrisburg, March 9, 1935.
Clyde E. Fisher, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Charles Parker, Swarthmore, March 9, 1935.
Walter R. Russell, Upper Darby, March 9, 1935.
Miss Kathryn A. Stewart, Ridley Park, March 9, 1935.

ERIE COUNTY

Homer T. Eaton, Erie, March 9, 1935.
Miss Carrie E. Kraemer, Erie, March 9, 1935.

FAYETTE COUNTY

Mrs. Mildren Dean, Uniontown, March 9, 1935.
Clarence V. Lee, Uniontown, March 9, 1935.
Miss Alice O'Connor, Connellsville, March 9, 1935.

FRANKLIN COUNTY

Miss Gertrude E. Myers, Mercersburg, March 9, 1935.
Miss Thelma M. Rowe, Waynesboro, March 9, 1935.

LANCASTER COUNTY

G. S. Eberly, Lancaster, March 9, 1935.

LEBANON COUNTY

John L. Witmer, Palmyra, March 9, 1935.

LEHIGH COUNTY

C. H. Wolf, Allentown, March 9, 1935.

LUZERNE COUNTY

Fred L. Seward, Wilkes-Barre, March 9, 1935.

LYCOMING COUNTY

Sheridan Kaufman, Montoursville, March 9, 1935.

McKEAN COUNTY

O. D. Downs, Port Allegany, March 9, 1935.

MONTGOMERY COUNTY

J. Warren Clemens, Lansdale, March 9, 1935.
Charles H. Miller, Lansdale, March 9, 1935.
Miss Mary A. Yost, Pottstown, March 9, 1935.

NORTHAMPTON COUNTY

Miss Margaret L. Davies, Easton, March 9, 1935.
Frederick Jones, Easton, March 9, 1935.
John E. Leibfried, Bethlehem, March 9, 1935.

PHILADELPHIA COUNTY

Simon Becker, Philadelphia, March 9, 1935.
C. V. Brennan, Philadelphia, March 9, 1935.
Alex. Burchuk, Philadelphia, March 9, 1935.
Mrs Della M. Cloud, Philadelphia, March 9, 1935.
Mrs Sadie E. Dunlap, Philadelphia, March 9, 1935.
William A. Gelber, Philadelphia, March 9, 1935.
Thomas G Gordon, Philadelphia, March 9, 1935.
Clifford E. Kurtz, Philadelphia, March 9, 1935.
Miss Henrietta M. Lindsey, Philadelphia, March 9, 1935.
William C. Neil, Philadelphia, March 9, 1935.
Miss M. Luverne Osmond, Philadelphia, March 9, 1935.
Miss D. Irene Payne, Philadelphia, March 9, 1935.
Ildebrando Schifalacqua Philadelphia, March 9, 1935.
Mrs. Jennie Schwartz, Philadelphia, March 9, 1935.
Erwin G. Stein, Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

John J Flynn, Minersville, March 9, 1935.

SULLIVAN COUNTY

Mrs Delena U. Meehan, Dushore, March 9, 1935.

SUSQUEHANNA COUNTY

Charles H. Ainey, New Milford, March 9, 1935.

UNION COUNTY

H. Spessard Strunk, Mifflinburg, March 9, 1935.

WASHINGTON COUNTY

Miss Minnie B. Fleming, Washington, March 9, 1935.

WESTMORELAND COUNTY

Edward J. Ferris, Jeannette, March 9, 1935.
John C. Tagge, Jeannette, March 9, 1935.
Mrs. Frances Urmston Walker, Bolivar, March 9, 1935.

YORK COUNTY

Wayne G. McFall, York, March 9, 1935.
William A. Salsgiver, York, March 9, 1935.

CLEARFIELD COUNTY

Miss Frances M. Hoffman, Clearfield, March 10, 1935.

FAYETTE COUNTY

Samuel M. May, Connellsville, March 10, 1935.
Carlo Rossi, Uniontown, March 10, 1935.

PHILADELPHIA COUNTY

Jos. J. Foley, Philadelphia, March 12, 1935.
Benjamin J. Ellis, Philadelphia, March 14, 1935.

CAMBRIA COUNTY

Miss Edith F. Foster, Johnstown, March 16, 1935.

NORTHAMPTON COUNTY

William L. Ealer, West Easton, March 17, 1935.

ALLEGHENY COUNTY

H. Earl McKinney, Pittsburgh, March 18, 1935.

DELAWARE COUNTY

Miss S. Gladys Lafferty, Norwood, March 23, 1935.

CHESTER COUNTY

John G. Hobek, Coatesville, March 24, 1935.

PHILADELPHIA COUNTY

Alfred A. Becker, Philadelphia, March 31, 1935.
Gordon Butterworth, Philadelphia, March 31, 1935.
Albanus W. Thatcher, Jr., Philadelphia, March 31, 1935.

SCHUYLKILL COUNTY

Harrison G. Ball, Shenandoah, March 31, 1935.

ALLEGHENY COUNTY

Chas. L. Cunningham, Pittsburgh, April 1, 1935.
S. S. Graham, Swissvale, April 1, 1935.
Edward R. Hazlewood, Pittsburgh, April 1, 1935.
Harry E. McWhinney, Homestead, April 1, 1935.
Miss M. M. Sandles, Pittsburgh, April 1, 1935.

LANCASTER COUNTY

Miss Charlotte F. Wiley, Lancaster, April 1, 1935.

LUZERNE COUNTY

E. M. Ellsworth, Kingston, April 1, 1935.

McKEAN COUNTY

Mrs. Frances S. Alder, Bradford, April 1, 1935.

MONTGOMERY COUNTY

Mrs. Sylvia A. Ingram, Norristown, April 1, 1935.

PHILADELPHIA COUNTY

John A. Blankin, Philadelphia, April 1, 1935.
Eugene Gullmann, Philadelphia, April 1, 1935.
Charles C. Leidy, Philadelphia, April 1, 1935.
John F. Megonigal, Philadelphia, April 1, 1935.
William J. Poehlmann, Philadelphia, April 1, 1935.

WESTMORELAND COUNTY

W. Aber McGeary, Vandergrift, April 1, 1935.
J. W. Ronian, Avonmore, April 1, 1935.

ALLEGHENY COUNTY

Dorrell A. Beck, Pittsburgh, April 2, 1935.

ERIE COUNTY

F. L. Camp, Erie, April 3, 1935.

DELAWARE COUNTY

Everett G. Rodebaugh, Philadelphia, April 4, 1935.

ALLEGHENY COUNTY

Arthur A. Oesterling, Wilmerding, April 7, 1935.

McKEAN COUNTY

Griffith C. Burch, Kushequa, April 7, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

LACKAWANNA COUNTY

Mrs. Nellie Duffy Rader, Scranton, February 21, 1935.

PHILADELPHIA COUNTY

Charles B. Watts, Philadelphia, February 21, 1935.

ALLEGHENY COUNTY

Otto A Zange, McKees Rocks, March 6, 1935.

BEAVER COUNTY

J. W. Moore, Aliquippa, March 6, 1935.

LANCASTER COUNTY

John F. Heinitch, Lancaster, March 6, 1935.

PHILADELPHIA COUNTY

Miss Claire V. Lynch, Philadelphia, March 6, 1935.

BEAVER COUNTY

Wm. J. Miller, Monaca, March 7, 1935.

CENTRE COUNTY

John R. Doty, State College, March 7, 1935.
Preston A. Frost, State College, March 7, 1935.

McKEAN COUNTY

Mrs. Dorothy C. Bunce, Kane, March 7, 1935.

ALLEGHENY COUNTY

Mrs .Elizabeth Bunting, Pittsburgh, March 9, 1935.
Miss Betty H. Flanagan, Pittsburgh, March 9, 1935.
Mrs. Martha R. Holmes, Pittsburgh, March 9, 1935.
Miss L. M. Kelly, Pittsburgh, March 9, 1935.
John E. Lukacs, Pittsburgh, March 9, 1935.
Peter Sprajcar, McKeesport, March 9, 1935.
James F. Stack, Pittsburgh, March 9, 1935.

CUMBERLAND COUNTY

Mrs. Mary B. Jones, Newville, March 9, 1935.

LACKAWANNA COUNTY

Eugene W. Besecker, Scranton, March 9, 1935.

LANCASTER COUNTY

Miss Britannia Eby, Lancaster, March 9, 1935.

PHILADELPHIA COUNTY

Enoch Z. Brown, Philadelphia, March 9, 1935.
Miss M. Marie Delaney, Philadelphia, March 9, 1935.
Mrs. Margaret J. Devine, Philadelphia, March 9, 1935.
Herman Hurowitz, Philadelphia, March 9, 1935.
Miss Ada Levy, Philadelphia, March 9, 1935.
Stanley J. McCracken, Philadelphia, March 9, 1935.
Gustave E. Nelson, Philadelphia, March 9, 1935.
Mrs. Dorothy Ogden, Philadelphia, March 9, 1935.

VENANGO COUNTY

Miss Ada S. Poulson, Oil City, March 9, 1935.

WARREN COUNTY

Mrs. Lois B. Gordon, Warren, March 9, 1935.

WYOMING COUNTY

Floyd A. Dymond, Tunkhannock, March 9, 1935.

YORK COUNTY

Charles V. Monaghan, York, March 9, 1935.

DELAWARE COUNTY

Lewis Orton Thayer, Upper Darby, March 10, 1935.

PHILADELPHIA COUNTY

Frank Lamalfa, Philadelphia, March 12, 1935.

ALLEGHENY COUNTY

Miss Laura E. Lingenfelter, Pittsburgh, March 16, 1935.

LUZERNE COUNTY

Charles Horton, Nanticoke, March 17, 1935.

SCHUYLKILL COUNTY

Eugene F. Sowers, Tamaqua, March 17, 1935.

PHILADELPHIA COUNTY

Albert S. Houldsworth, Jr., Philadelphia, March 19, 1935.
Chas. Fred Miller, Philadelphia, March 20, 1935.

ALLEGHENY COUNTY

William P. Johnston, Pittsburgh, March 23, 1935.

BEAVER COUNTY

Crescenzo Ciccone, Aliquippa, March 23, 1935.

ALLEGHENY COUNTY

Miss Dawn N. Lewis, Pittsburgh, April 1, 1935.

ELK COUNTY

Miss M. Ruth Leary, Ridgway, April 1, 1935.

LACKAWANNA COUNTY

Miss Mary E. McNamara, Scranton, April 1, 1935.

PHILADELPHIA COUNTY

James B. Jackson, Philadelphia, April 1, 1935.

COLUMBIA COUNTY

Miss Anna R. Flynn, Centralia, April 9, 1935.

WESTMORELAND COUNTY

Jas. T. Hughes, Latrobe, April 13, 1935.

DELAWARE COUNTY

Robert G. Kinsley, Upper Darby, April 20, 1935.

NORTHAMPTON COUNTY

W. H. Hilberg, Easton, April 22, 1935.

LACKAWANNA COUNTY

Thomas H. Davies, Olyphant, April 24, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

J. W. Sherrer, Pittsburgh, February 21, 1935.
J. A. Solinsky, Pittsburgh, February 23, 1935.

PHILADELPHIA COUNTY

Robert E. Fabian, Philadelphia, February 25, 1935.

CUMBERLAND COUNTY.

Clarence E. Baughman, Carlisle, February 28, 1935.

BLAIR COUNTY

Charles M. Kurtz, Altoona, March 4, 1935.

ALLEGHENY COUNTY

A. L. Goldstrom, McKeesport, March 6, 1935.
Adolph Greenberger, Pittsburgh, March 6, 1935.
Miss Emma Hafeli, Pittsburgh, March 6, 1935.
Miss Margaret E. Tully, Pittsburgh, March 6, 1935.

BEAVER COUNTY

C. E. Coleman, Rochester, March 6, 1935.

CAMBRIA COUNTY

Mrs. Claire Salinger, Johnstown, March 6, 1935.

CRAWFORD COUNTY

Miss Mae G. Foley, Titusville, March 6, 1935.

DAUPHIN COUNTY

LeRoy E. Koons, Penbrook, March 6, 1935.

DELAWARE COUNTY

Edward L. Donnelly, Lansdowne, March 6, 1935.

LAWRENCE COUNTY

John M. Bevan, New Castle, March 6, 1935.
Ed. E. Marshall, New Castle, March 6, 1935.

LUZERNE COUNTY

William I. Williams, Edwardsville, March 6, 1935.

LYCOMING COUNTY

C. C. Worthington, Muncy, March 6, 1935.

PHILADELPHIA COUNTY

Miss Luella Appleton, Philadelphia, March 6, 1935.
Miss Mary A. Desmond, Philadelphia, March 6, 1935.
Robert E. Higgins, Philadelphia, March 6, 1935.
E. Fred Kemner, Philadelphia, March 6, 1935.

YORK COUNTY

R. F. Culbertson, York, March 6, 1935.

ALLEGHENY COUNTY

Leo E. Flanagan, Pittsburgh, March 7, 1935.

BEAVER COUNTY

O. H. Locke, Monaca, March 7, 1935.

BERKS COUNTY

Allen M. Hawman, Reading, March 7, 1935.

CHESTER COUNTY

Miss Mildred E. McFadden, Phoenixville, March 7, 1935.

DELAWARE COUNTY

Miss Marcella M. Kelly, Chester, March 7, 1935.

LANCASTER COUNTY

Eugene F. Brubaker, Denver, March 7, 1935.

LEHIGH COUNTY

George K. Engelhart, Catasauqua, March 7, 1935.

LUZERNE COUNTY

Michael J. English, Wilkes-Barre, March 7, 1935.

SUSQUEHANNA COUNTY

Mrs. Irene M. Stephens, Lenoxville, March 7, 1935.

WASHINGTON COUNTY

Miss Gladys C. Marshall, Washington, March 7, 1935.

DAUPHIN COUNTY

Paul A. Troutman, Millersburg, March 8, 1935.

SCHUYLKILL COUNTY

H. Fred Lauer, Ashland, March 8, 1935.

ALLEGHENY COUNTY

Max Balsam, Pittsburgh, March 9, 1935.
Herbert C. Baum, Pittsburgh, March 9, 1935.
Henry C. Cohn, Pittsburgh, March 9, 1935.
W. H. Derr, Pittsburgh, March 9, 1935.
Jas. N. Dill, McKeesport, March 9, 1935.
Mrs. Bertha Furman, Pittsburgh, March 9, 1935.
Miss Emily H. Goetz, Pittsburgh, March 9, 1935.
Howard F. Good, Pittsburgh, March 9, 1935.
Jesse V. Hartlauer, Pittsburgh, March 9, 1935
Chas. J. Liptak, Pittsburgh, March 9, 1935.
Mrs. Jeanne MacDonald, Pittsburgh, March 9, 1935.
M. Prass, Pittsburgh, March 9, 1935.
Emil J. Quatchak, Pittsburgh, March 9, 1935.
Miss Gertrude E. Ryan, Pittsburgh, March 9, 1935.
Walton W. Tustin, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

Mrs. Haddessah Devereaux, Freeport, March 9, 1935.

BEAVER COUNTY

James H. Carson, Beaver Falls, March 9, 1935.
Geo. A. Hoffmann, Aliquippa, March 9, 1935.
Joseph B. Homish, Aliquippa, March 9, 1935.
Paul J. Huth, Rochester, March 9, 1935.
Mrs. Eleanor W. Wehr, Beaver, March 9, 1935.

BLAIR COUNTY

Angelo A. Santella, Altoona, March 9, 1935.

CLINTON COUNTY

M. O. Bottorf, Lock Haven, March 9, 1935.

CUMBERLAND COUNTY

Miss Nora M. Garland, Carlisle, March 9, 1935.

DAUPHIN COUNTY

F. R. S. Douglass, Middletown, March 9, 1935.
Thos. J. Sullivan, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Miss Anna Frank, Chester, March 9, 1935.
Leander R. Johnson, Norwood, March 9, 1935.
Frederick T. Nealon, Chester, March 9, 1935.
Albert S. Shaw, Darby, March 9, 1935.

FRANKLIN COUNTY

Chas S. Gardner, Jr., Blue Ridge Summit, March 9, 1935.

GREENE COUNTY

Frank F. Sutton, Waynesburg, March 9, 1935.

LACKAWANNA COUNTY

Gordon Dimock, Scranton, March 9, 1935.
Miss Pearl Janet Gardner, Scranton, March 9, 1935.

LANCASTER COUNTY

Miss Mary A. Huebener, Lititz, March 9, 1935.

LAWRENCE COUNTY

George S. Miller, New Castle, March 9, 1935.

LUZERNE COUNTY

Joseph J. Sudnick, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

Mrs. Ada P. Duffee, Bradford, March 9, 1935.

MONROE COUNTY

Murray G. Burke, Stroudsburg, March 9, 1935.

NORTHAMPTON COUNTY

Ambrose E. Lambert, Bethlehem, March 9, 1935.

NORTHUMBERLAND COUNTY

Miss Ethel M. Loreman, Milton, March 9, 1935.

PHILADELPHIA COUNTY

Miss Rita M. Brennan, Philadelphia, March 9, 1935.
Mrs. A. C. Hackett, Philadelphia, March 9, 1935.
William F. Lueckel, Philadelphia, March 9, 1935.
Chas. H. Noble, Jr., Philadelphia, March 9, 1935.
LeRoy Seney, Philadelphia, March 9, 1935.
J. E. Williams, Philadelphia, March 9, 1935.

PIKE COUNTY

Andrew Spotts, Jr., Milford, March 9, 1935.

SUSQUEHANNA COUNTY

Walter L. Miller, Susquehanna, March 9, 1935.

UNION COUNTY

Charlton F. Hummel, New Columbia, March 9, 1935.

WASHINGTON COUNTY

Henry Tennyson, Burgettstown, March 9, 1935.

MIFFLIN COUNTY

Miss Grace I. Benner, Lewistown, March 10, 1935.

PHILADELPHIA COUNTY

Mrs. Alice E. Erwin, Philadelphia, March 10, 1935.

CAMBRIA COUNTY

Albert Seigh, Johnstown, March 14, 1935.

DAUPHIN COUNTY

Miss Minnie E. Cobler, Harrisburg, March 14, 1935.

LUZERNE COUNTY

J. A. Williams, Wilkes-Barre, March 14, 1935.

MONROE COUNTY

Steward F. Shiffer, Stroudsburg, March 19, 1935.

WYOMING COUNTY

Miss Wilhelmina Schlatter, Tunkhannock, March 19, 1935.

McKEAN COUNTY

Miss Ethel Keesler, Bradford, March 23, 1935.

PHILADELPHIA COUNTY

Miss Elizabeth McShea, Philadelphia, March 23, 1935.
H. P. Keever, Philadelphia, March 31, 1935.
Miss Amanda G. MacFarlan, Philadelphia, March 31, 1935.

ALLEGHENY COUNTY

Miss Florence E. Davis, N. Braddock, April 1, 1935.

BRADFORD COUNTY

Arthur H. Baxter, Athens, April 1, 1935.

PHILADELPHIA COUNTY

Miss Bessie E. Donoghue, Philadelphia, April 1, 1935.
Howard D. Evoy, Philadelphia, April 1, 1935.
William Hetzel, Philadelphia, April 1, 1935.
Stanislaus D. Siatkowski, Philadelphia, April 1, 1935.
Miss Margaret W. Unruh, Philadelphia, April 1, 1935.

VENANGO COUNTY

Miss Jessie Urey, Oil City, April 1, 1935.

PHILADELPHIA COUNTY

Miss F. Evelyn Curtis, Philadelphia, April 8, 1935.

LUZERNE COUNTY

Miss Anna Breese, Hazleton, April 9, 1935.

DELAWARE COUNTY

Joseph Zeitzeff, Chester, April 20, 1935.

WESTMORELAND COUNTY

R. R. Whenry, Jeannette, April 21, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

James U. Neely, Fairfield.

ALLEGHENY COUNTY

Ben L. Anderson, Pittsburgh, 908 Frick Bldg.
Miss Hilda C. Harkins, Homestead.
H. W. Schmidt, Pittsburgh, 707 E. Ohio St.
Miss Loretta Schwerin, Pittsburgh, Liberty and Oliver Aves.
Fred L. Workman, Duquesne.

BLAIR COUNTY

Albert Fisher, Tyrone.
Miss Lorene M. Potter, Altoona.

CENTRE COUNTY

Miss Lillian I. Garbrick, State College.

CLARION COUNTY

Miss Camilla E. Wilson, Clarion.

CLEARFIELD COUNTY

Miss Gertrude Decker, Clearfield.

CLINTON COUNTY

John U. Shaffer, Jr., Renovo.

DELAWARE COUNTY

Linwood J. Card, Drexel Hill.
Miss Sara R. Freeman, Upper Darby.
Edwin W. Page, Philadelphia, 53 N. 10th St.

FRANKLIN COUNTY

Mrs. Cornelia Clayton Brooks, Waynesboro.

GREENE COUNTY

Spencer E. Vance, Mt. Morris.

LACKAWANNA COUNTY

Miss Sara M. Forster, Scranton.
Miss Olive Miller, Scranton.

LAWRENCE COUNTY

Allen D. Keller, Ellwood City.

LEHIGH COUNTY

John B. Simko, Allentown.

LUZERNE COUNTY

John Nenstiel, West Hazleton.

LYCOMING COUNTY

Alton R. Hornberger, Williamsport.
Miss Ruth Marcus, Jersey Shore.

MONTGOMERY COUNTY

William M. Crook, Ardmore.
Henry J. Mathers, Jenkintown.
Milton R. Yerkes, Bryn Mawr.

NORTHAMPTON COUNTY

Paul M. Lobb, Easton.
Miss Mildred E. Redding, Bethlehem.

PHILADELPHIA COUNTY

James R. Ballantine, Philadelphia, 34th St. below Spruce Street.
Henry Block, Philadelphia, 811 N. Broad St.
Mrs. Esther Brandschain, Philadelphia, 5546 N. 5th St.
James P. Coyne, Philadelphia, 818 S. 20th St.
Miss D. P. Douty, Philadelphia, 3620 Walnut St.
Samuel Englander, Philadelphia, 1222 Spruce St.
Joseph W. Fritz, Philadelphia, 5601 Chestnut St.
Ralph A. Hey, Philadelphia, 2300 Carpenter St.
Jos. Killey, Philadelphia, 1505 Race St.
Mrs. Margaret H. Parham, Philadelphia, 2142 Fidelity-Trust Bldg., Philadelphia.
Robert W. Patton, Philadelphia, 3022-32 N. 16th St.
Miss Bertha M. Rosenthal, Philadelphia, 1100 Bankers Securities Bldg.
Morris W. Wilson, Elkins Park.
Miss Mary Ann Wolf, Philadelphia, 1234 Widener Bldg.

SCHUYLKILL COUNTY

Jos. C. Reing, Mahanoy City.

SOMERSET COUNTY

Miss Carmillia Ferline, Windber.

SUSQUEHANNA COUNTY

A. J. Masters, Kingsley.

TIOGA COUNTY

Clare Gerow, Knoxville.

WESTMORELAND COUNTY

William T. Brunot, Youngwood.
John Kret, Monessen.
Miss Lucille Lute, Greensburg.
Peter S. Peters, Herminie.
Miss Helen Shuma, Monessen.

GEORGE H. EARLE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law I have the honor hereby to nominate for the advice and consent of the Senate, the following person:

Owen J. Jones, of Dauphin, Dauphin County, as Justice of the Peace in the Borough of Dauphin, Dauphin County, until the first Monday in January, 1936.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES.

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the nominations reported at today's session.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson,
Clark,	Lanius,	Reed,	(Centre)
Coyne,	Law,	(Dauphin)	Thompson,
Ealy,	Mallery,	Reed,	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. THOMPSON (Centre). Mr. President, I move that the Executive Session do now rise.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. SHAPIRO read in his place and presented to the Chair Senate Bill No. 305, entitled:

An Act making an appropriation to the Home for the Aged, located at one thousand eight hundred nine Mount Vernon Street, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. STAUDENMEIER read in his place and presented to the Chair Senate Bill No. 306, entitled:

An Act making an appropriation to the Department of Military Affairs for payment of property damages occasioned by a motor truck, the property of the Federal Government, issued to and in possession of the National Guard of Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. EALY read in his place and presented to the Chair Senate Bill No. 307, entitled:

An Act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth; and imposing duties on the fiscal officers of the Commonwealth.

Which was committed to the Committee on Judiciary General.

Mr. HARRIS read in his place and presented to the Chair Senate Bill No. 308, entitled:

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 309, entitled:

An Act making an appropriation to the Pennsylvania Society to Protect Children from Cruelty located at Four Hundred and Fifteen South Fifteenth Street, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. CAVALCANTE read in his place and presented to the Chair Senate Bill No. 310, entitled:

An Act to amend the title of, and to add section three to the act approved the first day of June, one thousand eight hundred and eighty-three (P. L. 52), entitled "An act to protect miners in the bituminous coal regions of this Commonwealth," so as to protect miners from fraudulent deprivation of wages; providing standard measurements for coal mined, and prohibiting the use of other standards; providing methods for the ascertainment of proper measurements through checkweighmen and checkmeasurers elected by miners; imposing duties upon operators and the Secretary of Mines and his agents; and imposing penalties.

Which was committed to the Committee on Mines and Mining.

Mr. HUFFMAN read in his place and presented to the Chair Senate Bill No. 311, entitled:

An Act to amend and reenact the act approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against, and tax sales of, certain real property in certain cases; providing for the continuance of return days of writs of execution; and authorizing sales thereon without issuance of further writs;" extending the provisions thereof for two years and exempting mortgages issued under the National Housing Act.

Which was committed to the Committee on Judiciary General.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 8, as follows:

An Act providing for the fixing of the salary of county officers, members of the board of viewers, and the board of revision of taxes, and the number, salary and compensation of deputies, assistants, clerks and appointees in the several county offices, with certain exceptions, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue; and repealing existing laws.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class the salary of the several county officers the members of the county board of viewers and the members of the registration commission and the members of the board of revision of taxes and the number salary or compensation of all deputies assistants clerks and appointees in the several county offices and clerks assistants registrars assessors and appointees employed by the board of viewers the registration commission and the board of revision of taxes shall be fixed from time to time by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid Provided however That the number of assistants in the office of the prothonotary in such counties shall be fixed by the several courts of common pleas as provided by the Constitution of this Commonwealth and the number of assistant clerks of the orphans' court shall be fixed by the register of wills with the consent and approval of the orphans' court of the county as provided by the Constitution but the salary or compensation of all such assistants shall nevertheless be fixed by the legislative body above provided

Nothing contained in this act shall be deemed to authorize the increase or decrease of the salary of any public officer during the term for which he has heretofore been elected or appointed.

"Nothing contained in this act shall be in derogation of the power of the sheriff in any county of the first class to summon a posse comitatus or to appoint special deputies whenever required in special or emergency cases for the proper performance of his duties, including the preservation of the peace, at the expense of such counties subject to the approval of their compensation and other charges incident to their services by any court of common pleas therein or any two judges thereof in chambers, for the payment of which such court may, if necessary, issue a mandamus on the controller and treasurer, whose duty it is under the provisions of existing law to approve the payment of and to pay such compensation and charges."

Section 2 The following acts and parts of acts are hereby repealed as specifically set forth

(1) The act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty one) entitled "An act fixing the salary of the deputy coroner of counties having a population of one million five hundred thousand or over" absolutely

(2) The act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred sixty-nine) entitled "An act providing for the appointment by the district attorney in counties having a population of over one million five hundred thousand inhabitants of a chief county detective and assistant chief county detective and special county detectives defining their duties defining their authority fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county" absolutely

(3) The act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy) entitled "An act to fix the number and salaries of assistant district attorneys in counties of this Commonwealth having over one million five hundred thousand inhabitants and prescribing the powers and duties of said assistant district attorneys" absolutely

(3.1) Section three of the act approved the tenth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred fifty-seven) entitled "An act to provide for the personal registration of electors as a condition of their right to vote at elections and their enrollment as members of political parties as a further condition of their right to vote at primaries in cities of the first class of this Commonwealth by removing from office all existing registration commissioners and their appointees in said cities and authorizing the Governor to appoint registration commissions therein defining the jurisdiction of said commissions and the powers and duties of the commissioners constituting same and of their appointees including registrars inspectors of registration clerks and counsel fixing their qualifications terms of office and compensation granting them certain immunity from arrest on registration days and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof to copy or demand a list of the lodgers therein and to supervise the conduct of registrars regulating the registration of electors at polling places by registrars and at the offices of commissions by commissioners and the right of parties or bodies of electors to have watchers thereat and the preparation and use of streets lists and other records of those registered allowing the names of persons not entitled to vote to be struck from the registers in certain cases permitting all records regarding registration to be inspected and copied by any elector under certain conditions directing how the registers shall be used at elections and primaries compelling the attendance of witnesses and payment of witness fees and providing penalties for refusal to obey subpoenas directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to give receipts therefor authorizing such clerks to administer oaths sign subpoenas and vouchers and to collect and disburse

witness fees prescribing a method for challenging persons applying for registration and the procedure for the correction of registers and for appealing from actions of registrars to said commissions and allowing for appeals from the decisions of the commissions in certain cases to courts of common pleas imposing certain duties upon election officers and upon the councils treasurers controllers receivers of taxes police officers and other officials of said cities and upon the courts judges prothonotaries sheriffs commissioners peace officers and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive legalizing certain acts required hereby if done on any Sunday or legal holiday requiring said cities to provide for the maintenance of said commissions and the compensation of their appointees and the payment of all expenses necessary to carry out the provisions of this act and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions punishing and fixing penalties for violations hereof and repealing all legislation inconsistent herewith" in so far as the same provides for the compensation of the registration commissioners and section forty-three of said act and its amendments in so far as it fixes the number and compensation of the employes of the registration commission.

(4) The act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-one) entitled "An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over" absolutely

(5) The act approved the twelfth day of June one thousand nine hundred and twenty-three (Pamphlet Laws six hundred ninety-two) entitled "An act fixing the salary of county commissioners in counties of the first class" absolutely

(6) Section three of the act approved the nineteenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws fifty-nine) entitled "An act to provide for the positions of principal deputy prothonotary and second deputy prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries" absolutely

(7) The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-one) entitled "An act to amend section one of an act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred seventy) entitled 'An act to fix the number and salaries of assistant district attorneys in counties of this Commonwealth having over one million five hundred thousand inhabitants and prescribing the powers and duties of said assistant district attorneys' by increasing the number and salaries of the assistant district attorneys thereof" absolutely

(8) The act approved the twenty-ninth day of April one thousand nine hundred and twenty-five (Pamphlet Laws three hundred fifty-two) entitled "An act to amend sections one and two of the act approved the third day of June one thousand nine hundred and nineteen (Pamphlet Laws three hundred and sixty-nine) entitled "An act providing for the appointment by the district attorney in counties having a population of over one million five hundred thousand inhabitants of a chief county detective an assistant chief county detective and special county detectives defining their duties defining their authority fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county' extending said act to counties of the first class and increasing the number and salaries of county detectives in said counties" absolutely

(9) The act approved the twelfth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred nineteen) entitled "An act to amend an act approved the twenty-third day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred and twenty-seven) entitled 'A supplement to an act approved the twenty-third day of June one thousand nine hundred and eleven (Pamphlet laws one thousand one hundred twenty-three) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of viewers in counties of the second class' providing for the compensation of members of the board of viewers in counties of the first and second classes" so far as relates to counties of the first class

(10) The act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred twenty-nine) entitled "An act fixing the salary of the clerks of the courts of common pleas in counties of the first class" absolutely

(11) The act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the appointment of assessors of personal property in counties of the first class defining their duties and fixing their salaries" absolutely

(12) The act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws seven hundred seventeen) entitled "An act to amend section five of an act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred six) entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof' as amended" so far as relates to counties of the first class

(13) The act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) entitled "An act fixing the salaries of real estate assessors in counties of the first class" absolutely

(14) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act fixing the salary of members of the body acting as a board or revision of taxes in counties containing a population of one million two hundred and fifty thousand or over" absolutely

(15) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act relating to the court of oyer and terminer and quarter sessions of the peace and municipal court of any county of this Commonwealth having a population of one million five hundred thousand or over providing for the salaries and compensation of the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court deputies clerks and employes thereof" absolutely

(16) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class" absolutely

(17) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act fixing the salary to be paid by each county of the first class to its chief deputy sheriff" absolutely

(18) The act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act to amend section one of the act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-one) entitled 'An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over' changing the salaries of certain clerks and employes abolishing certain offices and creating others" absolutely

(19) The act approved the third day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred twenty-three) entitled "An act to amend section one of the act approved the twentieth day of July one thousand nine hundred and seventeen (Pamphlet Laws one thousand one hundred forty-one) entitled 'An act fixing the salary of the deputy coroner of counties having a population of one million five hundred thousand or over'" absolutely

(20) Section two of the act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred sixty-three) entitled "An act providing for real estate deputy sheriffs in counties of the first second and third classes and fixing their salaries payable by said counties and repealing section two of an act approved the twenty-fourth day of May one thousand ieght hundred and eighty-seven (Pamphlet Laws one hundred eighty-five) entitled 'An act authorizing the sheriffs of the several counties of this Commonwealth to appoint by deed chief deputies with power to act as sheriff in case of and during the temporary disability of the sheriff to act in person and fixing the salaries of such chief deputies in counties containing more than five hundred thousand inhabitants' and other acts general special or local so far as inconsistent herewith" so far as relates to counties of the first class.

(21) The act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred seventy-nine) entitled "An act to amend section one of the act approved the fifteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws nine hundred sixty-one) entitled 'An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over' as amended" absolutely

(22) The act approved the seventh day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred thirty-one) entitled "An act to amend section three of the act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled 'An act providing for the appointment of assessors of personal property in counties of the first class defining their duties and fixing their salaries" absolutely

(23) The act approved the eighth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred thirty-three) entitled "An act to amend section five of the act approved the nineteenth day of May one thousand eight hundred and seventy-four (Pamphlet Laws two hundred six) entitled 'An act relating to the organization and jurisdiction of orphans' courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof' as amended" so far as relates to the salary of assistant clerks of the orphans' court in counties of the first class

All other acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

BILL POSTPONED

Mr. SHAPIRO. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. HUNSICKER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 14, entitled:

An Act to amend sections sixty-nine and seventy-one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structure located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" by increasing the obligation of the Commonwealth in the construction of certain structures located on such highways.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson,
Clark,	Lanius,	Reed,	(Centre)
Coyne,	Law,	(Dauphin)	Thompson,
Ealy,	Mallery,	Reed,	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 36, entitled:

An Act to amend section four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations. or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" authorizing the Secretary of Highways to assume the obligation to reconstruct, improve and maintain certain city bridges and viaducts.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson,
Clark,	Lanius,	Reed,	(Centre)
Coyne,	Law,	(Dauphin)	Thompson,
Ealy,	Mallery,	Reed,	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 41, entitled:

An Act to amend section six of the act approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," further defining the circumstances under which the remedy provided is available.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson,
Clark,	Lanius,	Reed,	(Centre)
Coyne,	Law,	(Dauphin)	Thompson,
Ealy,	Mallery,	Reed,	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. SHAPIRO. Mr. President, I move that Senate Bill No. 42, on third reading, entitled:

A Supplement to the act, approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," prescribing the practice to be pursued in such proceedings.

be recommitted to the Committee on Judiciary General.

Mr. SALUS. Mr. President, I second the motion.

On the motion,

Will the Senate agree to the motion?

Mr. SHAPIRO. Mr. President, this bill, Senate Bill No. 42, together with Senate Bill No. 41, which has just been passed, enlarges the scope of declaratory judgments, with the right to the Court to entertain questions disposing of them. Senate Bill No. 42 provides the methods by which these questions shall be raised. Last night I raised the question in regard to this bill, and I should like to restate it.

In Section 2, Clause (b), of this bill it is provided that petitions for declaratory judgments may be served by any adult person, not by a properly deputized sheriff.

Section 3 provides that after it has been served, if no answer has been filed, an affidavit of service may be filed by the adult person, the facts averred in the petition shall be taken as admitted, and the Court may enter an appropriate declaratory judgment or decree.

This is the first legal proceeding that I know of where a judgment may be entered by default on a service, not made through the regular channels of the Court. It was stated last night that this bill was drawn by ex-Chief Justice von Moschzisker. I do not question his ability to draw bills, but this is a question of policy, and I do not believe that we want to permit judgments to be entered in the same manner as they are entered in certain other jurisdictions, where any office man, or some person employed by a member of the Bar, may serve a petition on a person and have judgment entered by default, without our right to look to any proper court officer, as we have in the case of the sheriff, for redress in the event of improper service. For that reason I made the suggestion yesterday which I make again today, that this bill be recommitted to the committee for the purpose of correcting that provision of the bill, and provide for the service by a sheriff in the regular manner.

Mr. SALUS. Mr. President, I do not object to this going back, but the argument is both ridiculous and foolish. This is the customary way of carrying on legal procedure in serving papers of this kind. If Mr. Shapiro wants to make more business for the Sheriff of Philadelphia, and add more cost to the people in legal proceedings, I am willing that this bill go back. There is no reason for it to go back except to make additional costs and make more business for the sheriff of Philadelphia. This is the absolute method by which all such proceedings have been carried on from time immemorial.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

BILL OVER IN ORDER

Mr. GELDER. Mr. President, in the absence of the sponsor, I ask that Senate Bill No. 149 on third reading entitled

An Act authorizing the selection of two additional juror in civil and criminal cases to take the place of any juro or jurors becoming incapacitated.

go over in its order.

The PRESIDENT. Is there objection? The Chair hear none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 175, entitled:

An Act to amend section sixty-nine of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," providing for the taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson
Clark,	Lanius,	Reed	(Centre)
Coyne,	Law,	(Dauphin)	Thompson
Ealy,	Mallery,	Reed	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 176, entitled:

An Act to amend section one of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," providing for the taking over of bridges and viaducts on State highways taken over by said act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson
Clark,	Lanius,	Reed,	(Centre)
Coyne,	Law,	(Dauphin)	Thompson
Ealy,	Mallery,	Reed	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 177, entitled:

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair and maintenance as such," providing for the taking over of such turnpikes as State highways in boroughs, and also bridges and viaducts on such turnpikes heretofore or hereafter taken over.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Harris,	Miller,	Rodgers,
Batchelor,	Harvey,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Pierson,	Shapiro,
Boyd,	Huffman,	Prince,	Sones,
Cavalcante,	Hunsicker,	Pytko,	Staudenmeier,
Chapman,	Kahle,	Rankin,	Thompson,
Clark,	Lanius,	Reed	(Centre)
Coyne,	Law,	(Dauphin)	Thompson
Ealy,	Mallery,	Reed	(Westmoreland)
Frey,	McClure,	(Washington)	Trainer,
Gelder,	McCreesh,	Rice,	Woodward,
Graff,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 18, as follows:

An Act to provide for the hospitalization of tubercular patients in State and State-aided hospitals when State owned institutions established for that purpose are unable to provide therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Health is hereby authorized and empowered to send to State owned medical and surgical hospitals and State-aided hospitals properly equipped to care for and treat tubercular patients and located within the State of Pennsyl-

vania if such hospitals agree to receive them any tubercular patients eligibile for admittance to the State owned institutions provided for the care and treatment of such patients when and if such State institutions are unable to provide for the care and treatment of such patients

Section 2 Patients sent to State and State-aided hospitals in accordance with the provisions of this act may be transferred to State owned institutions established for the care and treatment of such patients at any time within the discretion of the Department of Health

Section 3 The cost of the care and treatment of patients of the character herein mentioned and described in State and State-aided hospitals shall be paid by the State out of any appropriation made to the Department of Health and available for the care and treatment of tubercular patients in State institutions the per diem cost of the care and treatment of such patients in State and State-aided hospitals shall be the cost as determined quarterly and reported to the Pennsylvania Department of Welfare by each hospital concerned not to exceed three dollars per day

Section 4 This act shall take effect immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 86, as follows:

An Act to amend section one as reenacted sections two and three as amended sections four and five and section six as amended of the act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws one hundred nineteen) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" by changing the personnel and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania providing further for the distribution and use of unclaimed human bodies fixing the time for the claiming and distribution of bodies and the duties of carriers of bodies requiring those receiving bodies to give bond and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws one hundred nineteen) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" as reenacted by section one of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred forty-nine) is hereby amended to read as follows

Section 1 The professors associate professors and assistant professors in the departments of anatomy the professors of surgery and of pathology [the demonstrators of anatomy and the demonstrators of surgery] of the medical and dental schools and the medical and dental colleges of this Commonwealth which are now or may hereafter become incorporated [together with one representative from each of the unincorporated schools of anatomy or practical surgery within this Commonwealth in which there are or from time to time at the time of the appointment of such representatives shall be not less than five scholars] and the Secretary of Health shall be and hereby are constituted a board for the distribution and delivery of dead human bodies hereinafter described to and among such institutions and persons as under the provisions of this act are entitled thereto [The professor of anatomy in the University of Pennsylvania at Philadelphia shall call a meeting of said board for organization at a time and place to be fixed by him within thirty days after the passage of this act]

The said board shall have full power to establish rules and regulations for its government and to appoint and remove proper officers and shall keep full and complete minutes of its transactions and records shall also be kept under its direction of all bodies received and distributed by said board and of the persons to whom the same may be distributed which minutes and records shall be open at all times to the inspection of each member of said board and of any district attorney of any county within this Commonwealth The said board shall have full power to enter into contracts make purchases and perform such other acts as are necessary for the proper performance of its duties

The name of said board of distribution shall be Anatomical Board of the State of Pennsylvania

Section 2 That section two of said act as amended by the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred sixty-seven) is hereby further amended to read as follows

Section 2 All public officers agents and servants and all officers agents and servants of any and every county city township borough district and other municipality and of any and every almshouse prison morgue hospital or other municipality or other public institution and all other persons having charge or control over dead human bodies required to be buried at the public expense are hereby required to [immediately notify] notify immediately the said board of distribution or such person or persons as may from time to time be designated by said board or its duly authorized officer or agent whenever any such body or bodies come to his or their possession charge or control and shall without fee or reward deliver within thirty-six hours such body or bodies and permit and suffer the said board and its agents [and the physician and surgeans from time to time designated by them who may comply with the provisions of this act] to take and remove all such bodies to be used within the State for the advancement of medical science

Such notice shall be given to the board of distribution in all cases but no such body shall be delivered if any relative by blood or marriage shall claim the body for burial at the expense of such relative within thirty-six hours after death but the body shall be surrendered to said claimant for interment nor shall any such body be delivered if any friend or any representative of a fraternal society of which deceased was a member or a representative of any charitable organization shall claim the said body for burial within [twenty-four] thirty-six hours after death said burial to be at the expense of such friend fraternal society or charitable organization nor shall the body be delivered if said person was an honorably discharged soldier sailor or marine of the United States or of the militia of the State of Pennsylvania in which case said body shall be buried in accordance with the provisions of existing laws

In case of the death of any person whose body is required to be buried at the public expense and the duly authorized officer or agent of the board deems such body unfit for anatomical purposes he shall notify in writing the poor directors overseers or in counties in which there are no poor directors or overseers then the county commissioners of the county where such person died who shall direct some person to take charge of the body of such deceased indigent person and cause it to be buried and draw warrants upon the treasurer of their county for the payment of such expenses which expenses shall not be less than thirty-five dollars nor more than fifty dollars on each body buried in accordance with the provisions of this act Such warrants shall be made payable to the persons so authorized and directed who shall have buried the bodies for which [no] said warrants are to be drawn No warrants for the payment of the expenses of the burial of any person whose body is required to be buried at the public expense shall be drawn or paid except upon the certificate of the duly authoried officer or agent of the board to the effect that such body is unfit for anatomical purposes or that the body is that of a soldier sailor or marine of the United States or militia of the State of

Pennsylvania required to be buried at the public expense and that the provisions of this act have been complied with

Wherever through the failure of any person to deliver the body of a deceased indigent as required by this act such body shall become unfit for anatomical purposes and is so certified by the duly authoried officer or agent of said board of distribution such body shall be buried in accordance with the provisions of this act and the person so failing to deliver such body shall pay to the county treasurer the expense so incurred and upon the refusal or failure of such person on demand to pay such expenses the poor directors or overseers or in counties in which there are no poor directors or overseers then the county commissioners shall bring suit to recover the same to be recovered as debts of like amount are by law collectible

Section 3 That section three of said act as amended by the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred sixty-seven) is hereby further amended to read as follows

Section 3 The said board or their duly authorized agent may take and receive such bodies so delivered as aforesaid and shall upon receiving them distribute and deliver them proportionally and equitably to and among the medical and dental schools and medical and dental colleges of the Commonwealth [physicians and surgeons aforesaid in manner following Those bodies needed for lectures and demonstrations by the said schools and colleges incorporated] [and unincorporated shall be first supplied the remaining bodies shall then be distributed proportionately and equitably preference being given to said schools and colleges the number assigned to each to be based upon the number of students in each dissecting or operative surgery class which number shall be reported to the board at such times as it may direct Instead of receiving and delivering said bodies themselves or through their agents or servants the board of distribution may from time to time either directly or by their authorized officer or agent designate physicians and surgeons who shall receive them and the number which each shall receive] If additional bodies are available beyond the needs of the medical and dental schools and colleges of the Commonwealth such bodies may be distributed upon request to physicians and surgeons and to other schools and colleges giving courses in science in which the use of cadaveric material would be advantageous or may be loaned for demonstration or examination purposes to the State Examing Boards and to recognized associations of licensed undertakers The cost of such bodies including preparation special handling and a proportionate share of the overhead cost of the board shall be collected by said board from such physicians surgeons schools colleges State Examining Boards and associations of licensed undertakers to whom or to which bodies are distributed or loaned.

Section 4 That section four of said act is hereby amended to read as follows

Section 4 The said board may employ a carrier or carriers for the conveyance of said bodies which bodies shall be well enclosed within a suitable encasement and carefully deposited free from public observation Said carrier shall [obtain receipts by] give a receipt containing the name of the person or if the person be unknown [by] a description of each body [delivered] received by him and shall deposit [said] a duplicate receipt with the secretary of the said board

Section 5 That section five of said act is hereby amended to read as follows

Section 5 No university school college physician [or] surgeon or association shall be allowed or permitted to receive any such body or bodies until a bond approved as to form by the Attorney General shall have been given to the [Commonwealth] board by such physician or surgeon or by or in behalf of such university school [or] college [to be approved by the prothonotary of the court of common pleas in and for the county in which such physician or surgeon shall reside or in which such school or college may be situated and to be filed in the office of said prothonotary] or association which bond shall be in the penal sum of one thousand dollars conditioned that all such bodies which the said physician or surgeon or the said university school [or] college or association shall receive thereafter shall be used only for the promotion of medical science within this State and whosoever shall sell or buy such body or bodies or part or parts of such body or bodies or in any way traffic in the same or shall transmit or convey or cause to procure to be transmitted or conveyed said body or bodies or part or parts of such body or bodies to any place outside of this State shall be deemed guilty of a misdemeanor and shall on conviction be liable to a fine not exceeding two hundred dollars or be imprisoned for a term not exceeding one year but this section shall not be construed as prohibiting the members of the board from transporting human speciments outside of the State for their temporary use at scientific meetings or exhibits

Section 6 That section six of said act as amended by said act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred forty-nine) is hereby further amended to read as follows

Section 6 Neither the Commonwealth nor any county or municipality nor any almshouse prison morgue hospital or other public institution nor any officer agent or servant thereof nor any person or persons having possession of an unclaimed dead human body shall be at any expense by reason of the delivery or distribution of any such body but all the expenses thereof and of said board of distribution except as provided in section three of this act shall be paid equitably by [those] universities schools and colleges regularly receiving the bodies under such rules and regulations as the board may from time to time provide [On the first day of September one thousand nine hundred and thirty-one and quarterly thereafter it shall be the duty of the board to ascertain its full operating cost during the preceding three months and to bill each school college physician or surgeon for such sum per cadaver furnished as will equal such cost except that the sum per cadaver shall never exceed twenty dollars] All moneys received or collected by the board under this act shall be used by the board for the payment of all expenses incurred in the performance of its duties under this act

Section 7 That sections five hundred seven and five hundred nine and clause (d) of section two thousand four hundred two and clauses (d) and (e) of section two thousand four hundred three of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" and the amendments thereto are hereby specifically repealed in so far as said sections and said clauses relate to the Anatomical Board

Section 8 The provisions of this act shall become effective upon the first day of June one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 14, as follows:

An Act making an appropriation to the Trustees of Lincoln University Chester County

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary is hereby specifically appropriated to the Trustees of Lincoln University Chester County for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the general maintenance of the University and the purchase of such apparatus and equipment as the Trustees may deem for the best interests of the University

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 141, entitled:

An Act authorizing the abatement of certain tax penalties and interest on county, city, borough, town, township, school district and poor district taxes.

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all penalties and interest imposed on delinquent county city borough town township school district and poor district taxes for the tax year one thousand nine hundred and thirty-four and all previous years assessed against any real estate may be abated by the authority levying the tax if said delinquent taxes are paid as hereinafter provided and if the taxes due on such real estate if any for the tax year one thousand nine hundred and thirty-five are paid at the time prescribed by law for the payment of taxes prior to June first one thousand nine hundred and thirty-five and the balance of such one thousand nine hundred and thirty-four taxes is paid prior to January first one thousand nine hundred and thirty-six

In order to receive the benefits of this act twenty per centum of the delinquent taxes due for the tax year one thousand nine hundred and thirty-four and for all previous years shall be paid on or before the first day of July one thousand nine hundred and thirty-five twenty per centum on or before the first day of July one thousand nine hundred and thirty-six twenty per centum on or before the first day of July one thousand nine hundred and thirty-seven twenty per centum on or before the first day of July one thousand nine hundred and thirty-eight and the final twenty per centum on or before the first day of July one thousand nine hundred and thirty-nine.

If any taxpayer availing himself of the provisions of this act shall fail to pay any instalment of taxes as hereinbefore provided for the tax year one thousand nine hundred and thirty-four and all previous years as hereinafter provided then the penalties and interest due on such unpaid instalment or instalments shall not be abated

Any taxpayer may anticipate the payment of such delinquent taxes for the tax year one thousand nine hundred and thirty-four and previous years and receive the benefit of this act.

This act shall be construed to apply to all taxes whether or not liens for such taxes have been returned for non payment or have been filed in the office of the prothonotary of the county or proceedings for the collection of such taxes have been instituted in any court in said county

The benefits of this act shall extend to and accrue to any grantee transferee mortgagee or other party in interest in the real estate against which the above mentioned taxes have been assessed and levied

On the question,

Will the Senate agree to the section?

Mr. HUFFMAN. Mr. President, I move to amend section 1, page 1, line 12, by striking out the words "if any", also line 14, by striking out the following: "prior to June first one thou-"; also page 2, strike out lines 1, 2, 3, 4.

Mr. GRAFF. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The second section of the bill was read as follows and agreed to.

Section 2 This act shall become effective immediately upon final enactment

The title of the bill was read as follows and agreed to.

An act authorizing the abatement of certain tax penalties and interest on county city borough town township school district and poor district taxes

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 240, as follows:

An Act making an appropriation to the Department of Forests and Waters for the rebuilding and reconstruction of an aqueduct in Roosevelt Park

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Forests and Waters for the purpose of rebuilding and reconstructing the aqueduct in Point Pleasant in the Roosevelt Park composed of property acquired by the Commonwealth from a corporation formerly operating a canal or artificial waterway and which aqueduct it was the obligation of such corporation to maintain prior to the acquisition of said lands by the Commonwealth

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 242, as follows:

An Act to amend sections four and fifteen of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred eight) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a

board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" as amended changing the qualifications of applicants for examination and registration and changing violations of the act from misdemeanors to summary proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the seventeenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred eight) entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs and providing penalties for the violation thereof defining the words 'drug' and 'poison' and providing for the appointment of a board which shall have in charge the enforcement of said law and the power to make rules and regulations for the enforcement of said law and providing for the purchase of samples of drugs for determining their quality strength and purity" which was amended by the act approved the tenth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred eighty-four) is hereby further amended to read as follows

Section 4 That every person applying to the Pennsylvania Board of Pharmacy for examination and registration as a pharmacist shall be not less than twenty-one years of age and of good moral character [and must produce satisfactory evidence of having had subsequent to his or her sixteenth birthday not less than three years' practical experience in a pharmacy under the personal supervision of a pharmacist at least one year of which experience must have been acquired within the United States in the business of retailing compounding or dispensing of drugs chemicals and poisons and of compounding of physicians' prescriptions or in the case of an applicant having acquired experience in the drug dispensary of a regular public hospital which dispensary was conducted under the constant supervision of a registered pharmacist two years of such experience shall be allowed in lieu of two years required in a pharmacy and of being a graduate of some reputable and properly chartered college of pharmacy so recognized by the Pennsylvania Board of Pharmacy And every person applying for registration as assistant pharmacist shall be not less than eighteen years of age and of good moral character and must produce satisfactory evidence of having had subsequent to his or her sixteenth birthday not less than two years' practical experience in a pharmacy under the personal supervision of a pharmacist and have satisfactorily completed a course of two years in a college of pharmacy recognized by the State Board of Pharmacy Provided That in the case of an applicant having acquired experience in the drug dispensary of a regular public hospital which dispensary was conducted under the constant supervision of a registered pharmacist one year of such experience shall be allowed in lieu of one of the two years hereinbefore required in practical experience in a pharmacy] and be a graduate in pharmacy in some reputable and properly chartered college of pharmacy so recognized by the Pennsylvania Board of Pharmacy and must produce satisfactory evidence of having had subsequent to his sixteenth birthday practical experience in the business of retailing compounding or dispensing of drugs chemicals and poisons and of compounding of physicians' prescriptions under the personal supervision of a registered pharmacist one year of which practical experience must have been acquired within the United States

The practical experience required of each applicant for examination and registration shall depend on the length of the course the applicant took in the college of pharmacy of which he is a graduate in pharmacy as follows

(a) If a two years college course in pharmacy then four years of practical experience

(b) If a three years college course in pharmacy then two years of practical experience

(c) If a four years college course in pharmacy then one year of practical experience

Under subdivision (a) of this section credit on the years of practical experience required shall be given equal to the actual time of attendance in the college of pharmacy

Credit for practical experience may be given for experience acquired in the drug dispensary of a regular public hospital which is conducted under the constant supervision of a registered pharmacist but such credit shall not in any case exceed six months

Section 2 That section fifteen of said act which was amended by section four of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-five (Pamphlet Laws two hundred ninety-six) is hereby further amended to read as follows

Section 15 That it shall be unlawful for any person firm or corporation to use the title "pharmacist" "assistant pharmacist" "druggist" or "apothecary" except as authorized by this act of Assembly or hereafter to conduct or transact business under a name which contains as part thereof with or without qualifying words syllables prefixes or suffixes the words "drug store" "pharmacy" "medicine store" "medicine shop" or "drug shop" or any term having a similar meaning or in any manner by advertisement circular poster sign symbol insignia or otherwise describe or refer to the place of business conducted or carried on by such person firm or corporation by the terms "drug store" "pharmacy" or any other term having a similar meaning unless the place of business is a drug store or pharmacy duly registered and authorized by the State Board of Pharmacy Any person firm or corporation violating this section of this act of Assembly shall [be guilty of a misdemeanor and] upon conviction [shall] in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars ($25.00) nor more than fifty dollars ($50.00) and the costs of prosecution and in default of the payment of such fine and costs shall be imprisoned for ten days

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 244, as follows:

An Act making an appropriation to the Berks County Tuberculosis Sanatorium Reading Berks County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Berks County Tuberculosis Sanatorium Reading Berks County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED

Mr. BOYD (By Request). Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BOYD read in his place and presented to the Chair, Senate Bill No. 312, entitled:

An Act providing for old age pension in accordance with the provision of the plan known as The Townsend Old Age Pension Plan.

Which was committed to the Committee on Pensions.

Mr. WOODWARD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 313, entitled:

An Act to amend sections two hundred and five and two thousand five hundred and two of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by placing the State Highway Patrol under the Pennsylvania State Police.

Which was committed to the Committee on State Government.

Mr. McGINNIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McGINNIS read in his place and presented to the Chair Senate Bill No. 314, entitled:

An Act allowing and regulating Horse Racing. Allowing and regulating wagering on Horse Races. Creating a system of Pari Mutuels. Establishing a State Racing Commission appropriating moneys received for purposes and prescribing penalties.

Which was committed to the Committee on Judiciary Special.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 174, entitled:

An Act making an appropriation to the Wilkes-Barre General Hospital, Wilkes-Barre, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 207, entitled:

An Act making an appropriation to the Florence Crittenton Shelter, of Wilkes-Barre, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 277, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 278, entitled:

An Act making an appropriation for the purchase of a history of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard, and providing for the distribution thereof.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 279, entitled:

An Act making an appropriation to the Pittston Hospital Association, of the city of Pittston, Pennsylvania.

BILL ON THIRD READING POSTPONED FOR THE PRESENT

Mr. SHAPIRO. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 8, on third reading postponed for the present, entitled:

An Act providing for the fixing of the salary of county officers members of the board of viewers and the board of revision of taxes and the number salary and compensation of deputies assistants clerks and appointees in the several county offices with certain exceptions and clerks assistants assessor and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue and repealing existing laws.

Mr. HUNSICKER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

It was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. SHAPIRO. Mr. President, I ask unanimous consent to amend title, page 1, line 2 of title, by inserting after the word "viewers" the following: "members of the registration commission" also line 6 of title, by inserting after the word "assistants" the following "registrars" also line 7 of title, by inserting after the word "viewers" the following: "the registration commission."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILL POSTPONED

Mr. SHAPIRO. Mr. President, I move that the question, together with the further consideration of the bill, be postponed for the present.

Mr. THOMPSON (Westmoreland). Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 19, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaies Public, for terms of four years to compute from the date set opposite their names:

ARMSTRONG COUNTY

M. M. Crawford, Apollo, February 21, 1935.

LEBANON COUNTY

Thomas J. Shaak, Lebanon, February 21, 1935.

INDIANA COUNTY

Hugh A. Jackson, Saltsburg, February 23, 1935.

ALLEGHENY COUNTY

Mrs. Lillian D. McCullough, Pittsburgh, February 26, 1935.

LUZERNE COUNTY

Carl J. Dapper, Duryea, February 26, 1935.

BUTLER COUNTY

Frank W. Smith, Butler, February 28, 1935.

MERCER COUNTY

Quinton J. Burnett, Greenville, March 1, 1935.

BLAIR COUNTY

Matthew M. Morrow, Altoona, March 2, 1935.

DAUPHIN COUNTY

John W. Metzger Middletown, March 2, 1935.

ERIE COUNTY

Miss Olivia Mahoney, Erie March 2, 1935.

BERKS COUNTY

Miss Helen Buckwalter, Reading, March 3, 1935.

CAMBRIA COUNTY

M. B. Silverstone, Johnstown, March 3, 1935.

MONTGOMERY COUNTY

Horace K. Thomas, Royersford, March 3, 1935.

ALLEGHENY COUNTY

Dennis J. Madigan, Swissvale, March 4, 1935.
F. C. Bauer, Pittsburgh, March 5, 1935.

CRAWFORD COUNTY

Harold D. Jones, Titusville, March 5, 1935.

ALLEGHENY COUNTY

P. D. Rand, Pittsburgh, March 6, 1935.

BERKS COUNTY

J. Brooke Althouse, Temple, March 6, 1935.
Edwin W. Moyer, Reading, March 6, 1935.
Mrs. Rose L. Schlappig, Reading, March 6, 1935.
Albert M. Tucker, Reading, March 6, 1935.
C. W. Willman, Mt. Penn, March 6, 1935.

BLAIR COUNTY

Miss Annie K. Miller, Altoona, March 6, 1935.

BUTLER COUNTY

Wilbert J. McCaslin, Butler, March 6, 1935.
Miss Olive J. Tomb, Butler, March 6, 1935.

CHESTER COUNTY

Frank F. Walker, Berwyn, March 6, 1935.

COLUMBIA COUNTY

Mrs. Mary A. Kreischer, Catawissa, March 6, 1935.

INDIANA COUNTY

Miss Iva M. Cunningham, Indiana, March 6, 1935.

LEHIGH COUNTY

Tilden A. J. Kelchner, Allentown, March 6, 1935.

LUZERNE COUNTY

J. Harold Flannery, Pittston, March 6, 1935.
Miss M. T. Thompson, Wilkes-Barre, March 6, 1935.

MONTGOMERY COUNTY

C. Walton Hale, Bryn Mawr, March 6, 1935.

NORTHAMPTON COUNTY

W. L. Moore, Easton, March 6, 1935.

WESTMORELAND COUNTY

J. A. Walton, Greensburg, March 6, 1935.

ALLEGHENY COUNTY

Miss Anna G. Behm, Wilkinsburg, March 7, 1935.
Mrs. M. V. Bothwell, Pittsburgh, March 7, 1935.
Miss Clara C. Morris, Pittsburgh, March 7, 1935.

CHESTER COUNTY

George L. Anderson, West Chester, March 7, 1935.
Miss Rosalind R. Long, Coatesville, March 7, 1935.

COLUMBIA COUNTY

C. E. Kreisher, Catawissa, March 7, 1935.

LEBANON COUNTY

William K. Bowman, Palmyra, March 7, 1935.

LEHIGH COUNTY

Michael Felegy, Allentown, March 7, 1935.
Miss Edith H. Flueso, Allentown, March 7, 1935.
Clarence T. Schneck, Allentown, March 7, 1935.

NORTHAMPTON COUNTY

Miss Mary E. Peffer, Bethlehem, March 7, 1935.

PHILADELPHIA COUNTY

Herbert J. Littig, Philadelphia, March 7, 1935.

WESTMORELAND COUNTY

Miss Rebecca McCormick, Greensburg, March 7, 1935.
Clyde McCutcheon, Vandergrift, March 7, 1935.
Curtis H. Miller, Irwin, March 7, 1935.

JEFFERSON COUNTY

Antonio Marinaro, Reynoldsville, March 8, 1935.

ALLEGHENY COUNTY

Mrs. Gertrude W. Berringer, Wilkinsburg March 9, 1935.
Robert C. Dixon, Millvale, March 9, 1935.
Mrs. Nelle Thom Fuller, Wilkinsburg, March 9, 1935.
John Haniak, Pittsburgh, March 9, 1935.
Miss Anne L. Madden, Pittsburgh, March 9, 1935.
Verner J. Martin, Pittsburgh, March 9, 1935.
Geo. W. Miller, Wilkinsburg, March 9, 1935.

ARMSTRONG COUNTY

Harry Braun, Leechburg, March 9, 1935.
O. W. Rush, Ford City, March 9, 1935.

BEAVER COUNTY

Wm. Haberfeld, Beaver Falls, March 9, 1935.

BEDFORD COUNTY

Mrs. Marie Earnest Dively, Bedford, March 9, 1935.

BERKS COUNTY

Miss M. K. Frank, Reading, March 9, 1935.
Daniel G. Rothermel, Reading, March 9, 1935.

BUTLER COUNTY

Walter E. Siebert, Butler, March 9, 1935.

CHESTER COUNTY

J. H. Albright, Cochranville, March 9, 1935.
Horace H. Lamborn, Berwyn, March 9, 1935.
Mrs. Josephine F. Warihay, West Chester, March 9, 1935

CRAWFORD COUNTY

Miss Effie Bailey, Meadville, March 9, 1935.
Mrs. Anna A. Corliss, Townville, March 9, 1935.

DAUPHIN COUNTY

Miss Helen L. Wilson, Harrisburg, March 9, 1935.

ELK COUNTY

Joseph L. Trambley, Johnsonburg, March 9, 1935.

ERIE COUNTY

F. O. Reed, Erie, March 9, 1935.

INDIANA COUNTY

James G. Kring, Indiana, March 9, 1935.

LANCASTER COUNTY

Roy R. Frey, Elizabethtown, March 9, 1935.
Mrs. Elsie M. Rutter, Gap, March 9, 1935.

LEBANON COUNTY

Miss Mollie A. Heisey, Lebanon, March 9, 1935.

LEHIGH COUNTY

Miss Dorothy M. T. Rieker, Allentown, March 9, 1935.
C. Arthur Wagner, Allentown, March 9, 1935.
Sam'l T. Waidelich, Lynnport, March 9, 1935.

LUZERNE COUNTY

Miss Mary C. Mullen, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

Miss Harriet G. Clay, Bradford, March 9, 1935.
Raymond Woodrum, Bradford, March 9, 1935.

MERCER COUNTY

Stanley A. Gillespie, Greenville, March 9, 1935.

MONTGOMERY COUNTY

Mrs. Eleanor B. Mullin, Ardmore, March 9, 1935.

NORTHAMPTON COUNTY

Herbert C. Cann, Bangor, March 9, 1935.
Mrs. Martha Flagler, Raubsville, March 9, 1935.
W. L. Mitchell, Pen Argyl, March 9, 1935.
Mrs. Ethel Y. Rockwell, Bangor, March 9, 1935.
H. P. Wierbach, Easton March 9, 1935.
Miss Mary A. Yurasek, Bethlehem, March 9, 1935.

NORTHUMBERLAND COUNTY

Mrs. Margaret S. Bassler, Sunbury, March 9, 1935.
David G. Bender, Milton, March 9, 1935.
George B. Kerstetter, Gowen City, March 9, 1935.

PHILADELPHIA COUNTY

Miss Anna E. Carroll, Philadelphia, March 9, 1935.
John J Mahoney, Jr., Philadelphia, March 9, 1935.
John C. Mullin, Philadelphia, March 9, 1935.
James A. Ratigan, Philadelphia, March 9, 1935.
William F. Weniger, Philadelphia, March 9, 1935.

POTTER COUNTY

Fred A .Stebbins, Coudersport, March 9, 1935.

SCHUYLKILL COUNTY

Miss Mary C Dimmerling, Pottsville, March 9, 1935.
E. J. Flaherty, Pottsville, March 9, 1935.

TIOGA COUNTY

William H. Milo, Knoxville, March 9, 1935.

UNION COUNTY

Mrs. Caroline N. Allen, Allenwood, March 9, 1935.

VENANGO COUNTY

J. W. Burns, Oil City, March 9, 1935.

WESTMORELAND COUNTY

Daniel H. Edwards, Greensburg, March 9, 1935.

MONTGOMERY COUNTY

Fred F. Renninger, Glenside, March 10, 1935.

LEHIGH COUNTY

Robert L. Schiffert, Allentown, March 15, 1935.

MONTGOMERY COUNTY

Clyde I. Freece, Oaks, March 16, 1935.

NORTHAMPTON COUNTY

M. N. Kressman, Easton, March 16, 1935.

NORTHUMBERLAND COUNTY

Anthony J. Pilecki, Shamokin, March 19, 1935.

MONTGOMERY COUNTY

Norman W. Gray, Conshohocken, March 24, 1935.
Raymond A. Kline, Red Hill, March 30, 1935.

ALLEGHENY COUNTY

Charles A. Lewis, Pittsburgh, March 31, 1935.

CHESTER COUNTY

Mrs. Fanny C. Ludwick, Honey Brook, April 1, 1935.

ERIE COUNTY

Carl G. Wright, Erie, April 27, 1935.

LEHIGH COUNTY

Charles A. Slifer, Allentown, April 27, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 19, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BERKS COUNTY

E. L. Chalmers, Wyomissing.

CLEARFIELD COUNTY

Miss Helen L. Beckett, DuBois.

CLINTON COUNTY

Miss Ruth S. Egeland, Woolrich.

JEFFERSON COUNTY

Mrs. Dee Smith, Brookville.

LANCASTER COUNTY

Daniel B. Strickler, Lancaster.

SCHUYLKILL COUNTY

Mrs. Verna B. Snyder, Snyders.

VENANGO COUNTY

Miss M. E. Smith, Oil City.

GEORGE H. EARLE.

REPORTS FROM COMMITTEES

Mr. PRINCE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PRINCE, from the Committee on Federal Relations reported as committed, Senate Bill No. 286, entitled:

An Act to amend section one as amended of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorded in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by imposing tax upon obligations of the Home Owners' Loan Corporation and certain other Federal agencies.

Mr. NORTON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. NORTON, from the Committee on Insurance, reported as amended, Senate Bill No. 153, entitled:

An Act to further amend section five hundred and thirty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 681), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

Mr. SHAPIRO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAPIRO, from the Committee on Corporations reported as amended, Senate Bill No. 89, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporation of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May one thousand nine hundred and twenty-three, where there was a failure to register the name of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

REPORT FROM COMMITTEE

Mr. LAW. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LAW, from the Committee on Federal Relations reported as committed, the following Resolution:

In the House of Representatives, January 21, 1935.

Whereas In many cases boats on rivers are operated in open competition with railroad transportation and

Whereas Boats so operated are not compelled to maintain rights of way in the manner required of railroads and as a consequence can offer lower rates for transportation and

Whereas The belief prevails that river transportation is not subject to a burden of Federal and State taxation equal to that imposed on railroads and

Whereas Railroad transportation is essential to the development of the commerce and business of the United States and

Whereas River transportation is in most instances a matter of interstate commerce over which the Federal Government has control therefore be it

Resolved (if the Senate concur) That the General Assembly memorialize Congress of the United States to enact legislation which will equalize the burden of taxation between river and railroad transportation in order to enable railroads to secure a fair share of the business

Resolved That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the Senate and Speaker of the House of Representatives of the United States.

Mr. LAW. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions reported from Committee shall lie on table be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess until 4:30 this afternoon.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGE

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House of Representatives as follows:

House Bill No. 208 (Senate Bill No. 315), entitled:

An Act to protect the lives and secure the safety and health of the people by making it unlawful to evict persons from dwellings or levy upon and sell necessary household goods under certain conditions; requiring notice of intent to serve any writ of distress for rent, writ of possession or execution to be served on occupant of dwelling; authorizing courts of common pleas to grant injunctions against the service of such writs, and in such cases, to suspend payment by owner of premises of interest on liens, and to release such owner of liability for payment of certain taxes.

Which was committed to the Committee on Judiciary General

House Bill No. 219 (Senate Bill No. 316), entitled:

An Act providing that the statute of limitations shall not be a defense against claims of poor districts for the maintenance and support of persons who are public charges, including mental patients.

Which was committed to the Committee on Judiciary General

House Bill No. 257 (Senate Bill No. 317), entitled:

An Act to amend article three of the act, approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "Second Class City Law," as amended; removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment.

Which was committed to the Committee on Municipal Government.

House Bill No. 307 (Senate Bill No. 318), entitled:

An act requiring the meetings of the corporate authorities of all counties, cities, boroughs, incorporated towns, townships, school and poor districts to be open to the public.

Which was committed to the Committee on Municipal Government.

House Bill No. 330 (Senate Bill No. 319), entitled:

An Act making water companies liable for damage caused by fire when it has discontinued supplying water for fire protection purposes to any city, borough, town or township.

Which was committed to the Committee on Municipal Government.

House Bill No. 443 (Senate Bill No. 320), entitled:

An act relating to and providing for the establishment by the Department of Labor and Industry of minimum fair wage standards for women and minors employed in trades and industries in this Commonwealth; providing for the creation of wage boards to recommend to the Department of Labor and Industry after study and investigation, minimum fair wages for women and minors in any occupation; conferring powers and duties upon the Department of Labor and Industry and the wage boards; imposing certain duties and requirements upon employers of women and minors; providing for the enforcement of the act, and providing civil and criminal penalties.

Which was committed to the Committee on Labor and Industry.

House Bill No. 552 (Senate Bill No. 321), entitled:

An Act authorizing the insurance of deposits of funds of political subdivisions of this Commonwealth with the Federal Deposit Insurance Corporation or other similar agency; and prohibiting requiring further security for amounts so insured.

Which was committed to the Committee on Insurance.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows:

APPROVAL OF SENATE BILL NO. 20

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 19, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 20, Printer's No. 2, entitled, "An Act authorizing the adjournment and readjournment of any county treasurers' sales of seated and unseated lands to be held in the years one thousand nine hundred and thirty-five and one thousand nine hundred and thirty-six validating any action in adjourning or readjourning tax sales taken prior to the effective date of this act and preserving the lien of all taxes on lands to be sold at such sales."

GEORGE H. EARLE.

REPORT FROM COMMITTEE

Mr. WOODWARD. Mr. President, I am instructed by the Committee on Federal Relations to report as amended, the following Resolution:

In the Senate, February 18th, 1935.

The taxing of fuel used in the operation of motor vehicles has, from its earliest inception, been considered justified because of the dedication of the funds arising therefrom to the construction and maintenance of modern, smooth surfaced highways, especially enjoyed by those who are called upon to pay the tax.

Fourteen States of this Union already have petitioned their Senators and Representatives in Congress in an effort to bring about an abolition of the Federal tax on motor vehicle fuels, therefore be it

Resolved (if the House of Representatives concur), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact appropriate Federal legislation to forthwith abolish the Federal tax of one cent per gallon on motor vehicle fuels.

Resolved, That a copy of this resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this Senate.

Mr. WOODWARD. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. ROBERTS. Mr. President, I object.

The PRESIDENT. The Chair hears objection. Under the rules of the Senate the resolution will lie on the table.

BILLS INTRODUCED

Mr. CLARK. Mr. President, I ask unanimous consent to read bills in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK read in his place and presented to the Chair Senate Bill No. 322, entitled:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm, Chester County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. McCLURE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCLURE read in his place and presented to the Chair Senate Bill No. 323, entitled:

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding thereto Route 542 in the borough of Trainer, Chester County.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair Senate Bill No. 324, entitled:

An Act to amend section two of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" by adding additional routes and changing a certain route in the City of Chester, Chester County.

Which was committed to the Committee on Highways.

Mr. SALUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 325, entitled:

An Act to amend sections five and six of the act approved the tenth day of June, one thousand eight hundred and ninety-three, (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended, by changing the time for filing nomination papers and changing the time for filing objections thereto.

Which was committed to the Committee on Elections.

Mr. CAVALCANTE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CAVALCANTE read in his place and presented to the Chair Senate Bill No. 326, entitled:

An Act to amend section one of the act approved the ninth day of April, one thousand eight hundred and forty-nine (P. L. 533), entitled "An act to exempt property to the value of three hundred dollars from levy and sale on execution and distress for rent," extending exemptions to executions issued upon any judgment and declaring persons incapable of waiving their right to an exemption.

Which was committed to the Committee on Judiciary General.

Mr. PYTKO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PYTKO read in his place and presented to the Chair Senate Bill No. 327, entitled:

An Act making an appropriation to the Northeastern Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS read in his place and presented to the Chair Senate Bill No. 328, entitled:

An Act making an appropriation to the Women's Homeopathic Hospital, Philadelphia, Pennsylvania, (now known as Broad Street Hospital, Philadelphia, Pennsylvania.)

Which was committed to the Committee on Appropriations.

Mr. FREY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FREY read in his place and presented to the Chair Senate Bill No. 329, entitled:

An Act making an appropriation to the Trustees of the University of Pittsburgh for the maintenance of the Falk Clinic of the University of Pittsburgh, including instruction of the students in the School of Medicine of the University of Pittsburgh in the departments of the Falk Clinic not included in the instruction given in hospitals.

Which was committed to the Committee on Appropriations.

Mr. McCREESH read in his place and presented to the sent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 330, entitled:

An Act making an appropriation to the Women's Hospital of Philadelphia, Preston and Parrish Streets, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. CAVALCANTE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CAVALCANTE read in his place and presented to the Chair Senate Bill No. 331, entitled:

An Act establishing certain public roads and streets in the borough of Belle Vernon and County of Fayette as a State Highway, and providing for their construction and maintenance by the Department of Highways, subject to certain terms and conditions.

Which was committed to the Committee on Highways.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. SALUS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS, from the Committee on Law and Order reported as committed, Senate Bill No. 245, entitled:

An Act to further amend section five of the act, approved the nineteenth day of February, one thousand nine hundred and twenty-six (P. L. 16), entitled "A supplement to the act, approved the twenty-seventh day of March, one thousand nine hundred and twenty-three (P. L. 34), entitled 'An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws'; providing for the registering of federal permits; also regulating, under permit, through a Pennsylvania Alcohol Permit Board created in the Department of Welfare, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, recovery, reuse, holding in bond, holding in storage by bailees for hire, sale at wholesale, and transportation for hire, of any alcohol or alcoholic liquid, by certain persons; also providing for fees and the disposition thereof; also authorizing the inspection of the records of permittees and purchasers of said alcohol or alcoholic liquid, also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act," permitting limited wine making in homes for home consumption.

MOTION TO READ BILL THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. ROBERTS. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 89, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporation of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May one thousand nine hundred and twenty-three, where there was a failure to register the name of proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 174, entitled:

An Act making an appropriation to the Wilkes-Barre General Hospital, Wilkes-Barre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 207, entitled:

An Act making an appropriation to the Florence Crittenton Shelter, of Wilkes-Barre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 209, entitled:

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 210, entitled:

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 211, entitled:

An Act making an appropriation to the Franklin Hospital, Franklin, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 215, (House Bill No. 120), entitled:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire maintain and operate inclined plane passenger and vehicular traffic transportation facilities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 233, entitled:

An Act relating to the redemption of real estate purchased by counties at tax sale.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 245, entitled:

An Act to further amend section five of the act approved the nineteenth day of February, one thousand nine hundred and twenty-six (P. L. 16) entitled "A supplement to the act, approved the twenty-seventh day of March, one thousand nine hundred and twenty-three (P. L. 34), entitled 'An act concerning alcoholic liquor; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws'; providing for the registering of federal permits; also regulating, under permit, through a Pennsylvania Alcohol Permit Board created in the Department of Welfare, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, recovery, reuse, holding in bond, holding in storage by bailees for hire, sale at wholesale, and transportation for hire, of any alcohol or alcoholic liquid, by certain persons; also providing for fees and the disposition thereof; also authorizing the inspection of the records of parmittees and purchasers of said alcohol or alcoholic liquid, also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act," permitting limited wine making in homes for home consumption.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 275, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 277, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 278, entitled:

An Act making an appropriation for the purchase of a history of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard, and providing for the distribution thereof.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 279, entitled:

An Act making an appropriation to the Pittston Hospital Association, of the city of Pittston, Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 286, entitled:

An Act to amend section one as amended of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorded in connection therewith; and modifying existing legislation which provide for raising revenue for State purpose," by imposing tax upon obligations of the Home Owners' Loan Corporation and certain other Federal agencies.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RESOLUTION RELATIVE TO SECOND INTERSTATE ASSEMBLY OF AMERICAN LEGISLATIVE ASSOCIATION AND APPOINTMENT OF DELEGATES

Mr. RUPP. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RUPP offered the following resolution which was twice read:

In the Senate, February 19, 1935.

Whereas, The Second Interstate Assembly has been called by the Council of State Governments and the American Legislators' Association, to be held on Thursday, Friday and Saturday, February 28, and March 1, 2, 1935, at the Mayflower Hotel, Washington, D. C., to consider Federal and State tax policies on the basis of the recommendations submitted by the Interstate Commission on Conflicting Taxation, which was established two years ago by the First Assembly; and

Whereas, It is apparent that substantial benefits would result from closer contacts between the legislative and administrative divisions of the various State governments, and that many governmental difficulties are aggravated by the absence of adequate facilities for conference between these bodies; and

Whereas, The present economic emergency creates an imperative necessity, now emphasized by the President's Program of Economic Security, for joint council and concerted action; and

Whereas, It is believed that the moment has now arrived for establishing adequate means for communication and conference between the States and the Federal Government; and

Whereas, The Senate of this State is invited to send delegates to this conference; therefore be it

Resolved, That two Members of the Senate, appointed by the President Pro Tempore, be authorized to attend the Interstate Assembly which convenes in Washington, D. C., on February 28, 1935, as delegates of this Senate. Such delegates shall be without power to commit the Senate to action;

Resolved, That the Chief Clerk of the Senate immediately advise the corresponding secretary of the Convention in care of the American Legislators' Association, Drexel Avenue and 58th Street, Chicago, Illinois, of the appointment of such delegates.

Mr. RUPP. Mr. President, I move that Rule 39 which requires resolutions to be referred to an appropriate committee, be suspended, and that the Senate do now proceed to the consideration of the resolution just read.

The PRESIDENT. Is there any objection?

The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

APPOINTMENT OF COMMITTEES

The PRESIDENT. The Chair announces, on behalf of the President Pro Tempore, the appointment of the following committees: Interstate Cooperation Committee, Messrs. Woodward, Chairman, Buckman, Harris, Baumer and Rupp; Special Committee to Inquire Into Tuberculosis Sanatoria, Messrs. Rankin, Chairman, Hunsicker, Owlett, Baumer and Norton.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 9:30 o'clock.

Mr. ARON. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:43 P. M. until tomorrow morning, February 20, 1935, at 9:30 o'clock.

HOUSE OF REPRESENTATIVES

TUESDAY, February 19, 1935

The House met at 11.00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard a member of the House offered the following prayer:

O God, our Heavenly Father, we thank Thee for Thy watchful care during the past night, that we are able to come here to this place with a reasonable portion of health and strength. We pray Thy blessings upon us, and help us, Heavenly Father, in the work that is now before us. We realize that our strength is too meagre and our wisdom is too little, but as we face the problems of this session, may we be abundantly supplied with Thy grace and Thy wisdom, that we might seek justice, that we might seek to do the will of God and be faithful servants of the people of this Commonwealth. Guide us and direct us and may we realize Thy presence, and ever lift our eyes to the hills of God, from whence comes our strength.

These and all other blessings, we ask through Jesus Christ, our Lord, and for His sake. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. William G. Smith the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. TUMELTY. HOUSE BILL No. 870.

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases.

Referred to the Committee on Cities.

By Mr. WEISS. HOUSE BILL No. 871.

An Act providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county, city of the second class, borough, township, school and poor purposes in counties of the second class; and abolishing the existing board for the assessment and revision of taxes and the department of assessors in cities of the second class in such counties.

Referred to the Committee on Counties.

By Mr. HEFFERON. HOUSE BILL No. 872.

An Act making an appropriation to the Pittston Hospital Association of the city of Pittston, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SCHWARTZ. HOUSE BILL No. 873.

An Act to amend subdivision (d) of article six of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by withdrawing from the assets of certain companies and associations carrying workmen's compensation insurance which have become insolvent a sum sufficient to pay all claims which may arise under policies issued by them, and providing for the handling of such fund.

Referred to the Committee on Insurance.

By Mr. KELSO. HOUSE BILL No. 874.

An Act to amend sections five hundred and one and five hundred and two of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three, (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," extending the local option provisions of said act to counties.

Referred to the Committee on Law and Order.

By Mr. MORAN. HOUSE BILL No. 875.

An Act imposing a State tax for school purposes on telephone calls; providing for the assessment and collection of such tax; imposing duties on telephone companies; prescribing penalties; and appropriating the proceeds of such tax, together with interest, penalties and fines, to the Department of Public Instruction for distribution among school districts.

Referred to the Committee on Ways and Means.

By Mr. O'NEIL. HOUSE BILL No. 876.

An Act requiring persons, copartnerships, associations and corporations to furnish to receivers and collectors of taxes the names and addresses of employes; and providing penalties.

Referred to the Committee on Municipal Corporations.

By Mr. TURNER. HOUSE BILL No. 877.

An Act validating writs of scire facias to revive municipal claims entered by boroughs and townships of the first class, where more than five years have elapsed since the original claims were filed or a prior revival thereof made.

Referred to the Committ on Municipal Corporations.

By Mr. SOWERS. HOUSE BILL No. 878.

An Act to amend section thirty-eight of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the consolidating the law relating thereto," as amended, further regulating the sending of notice to correspondents in certain divorce actions.

Referred to the Committee on Judiciary General.

By Mr. DENT. HOUSE BILL No. 879.

An Act making an appropriation to the Home for the Aged of Westmoreland County.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 880.

An Act making an appropriation to the Pennsylvania Society to Protect Children from Cruelty, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 881.

An Act making an appropriation to the Northern Liberties Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 882.

An Act making an appropriation to the Northeastern Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 883.

An Act to amend section twelve of the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising and consolidating the law relating thereto, providing for the annulment of void and voidable marriages.

Referred to the Committee on Judiciary General.

By Mr. OMINSKY. HOUSE BILL No. 884.

An Act to assist in lessening unemployment by prohibiting the employment in the service of the Commonwealth, and political subdivisions thereof, at a salary or compensation of any person over sixty years of age, or any married person whose spouse is regularly employed in a gainful occupation, and providing certain penalties and exceptions.

Referred to the Committee on State Government.

By Miss BRANCATO. HOUSE BILL No. 885.

An Act to amend section one of the act, approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 1013), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," by requiring three days to elapse between the application for, and the issuance of, the license.

Referred to the Committee on Judiciary General.

By Mr. EROE and Mr. SHREINER. HOUSE BILL No. 886.

An Act to amend sections four thousand one hundred and forty-one, four thousand one hundred and forty-two and four thousand one hundred and forty-three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one, (P. L. 932), entitled "An act relating to cities of the third class and amending, revising and consolidating the law relating thereto," eliminating compensation to owners whose property is destroyed to abate nuisances.

Referred to the Committee on Cities.

By Messrs. EROE and SHREINER. HOUSE BILL No. 887.

An Act to further amend sections one and seventeen of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by relieving from taxation loans of municipal and quasi-municipal corporations of this Commonwealth.

Referred to the Committee on Ways and Means.

By Messrs. EROE and SHREINER. HOUSE BILL No. 888.

An Act to further amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," by providing that all property owned by any county, city or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

Referred to the Committee on Judiciary General.

By Mr. SARRAF. HOUSE BILL No. 889.

An Act to amend sections one and six of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 437), entitled "An act for the protection of the public health by regulating the conduct and operation of public eating and drinking places within this Commonwealth; imposing certain duties on the Department of Health of this Commonwealth and on the local health authorities; and providing penalties;" including dining cars under the provisions of this act, and making it unlawful to sleep, or to permit persons to sleep in a room where food is prepared or served.

Referred to the Committee on Public Health and Sanitation.

My Mr. ALTENBURG. HOUSE BILL No. 890.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Crawford.

Referred to the Committee on Highways.

By Mr. SOWERS. HOUSE BILL No. 891.

An Act to amend section sixty of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising and consolidating the law relating thereto," further regulating the taking of appeals in actions of divorce and annulment of marriages.

Referred to the Committee on Judiciary General.

By Mr. HIRSCH. HOUSE BILL No. 892.

An Act to amend section one thousand one of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," as amended; increasing the bounty on weasels.

Referred to the Committee on Game.

By Mr. EROE. HOUSE BILL No. 893.

An Act providing for the payment of the compensation, medical and hospital expenses of policemen and firemen by cities, boroughs, towns and townships who are injured in or taken sick as a result of the performance of their duty; and providing that absence during such injury or sickness shall not reduce any usual sick leave period.

Referred to the Committee on Municipal Corporations.

By Mr. SOWERS. HOUSE BILL No. 894.

An Act to amend section fifteen of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings of divorce and the annulment of bigamous marriages; and amending, revising and consolidating the law relating thereto," further regulating the jurisdiction of the courts in divorce actions.

Referred to the Committee on Judiciary General.

By Mr. JOHN A. SMITH. HOUSE BILL No. 895.

An Act to amend section eight hundred and one, clause (a) of section eight hundred and two, and the last paragraph of section one thousand one hundred and five as amended, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing for the reopening of tax settlements by the Department of Revenue under certain circumstances.

Referred to the Committee on Ways and Means.

By Mr. JOHN A. SMITH. HOUSE BILL No. 896.

An Act limiting the liability of the owner or operator of a motor vehicle for personal injuries to, or death of a guest transported in such motor vehicle.

Referred to the Committee on Judiciary General.

By Mr. NOTHNAGLE. HOUSE BILL No. 897.

An Act making an appropriation to the Chester Hospital, in the city of Chester, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEIDEMANN. HOUSE BILL No. 898.

An Act requiring all persons, associations, copartnerships and corporations, conducting any business, to have displayed at such business place the names of the owners, or the names which the owners are lawfully entitled to use.

Referred to the Committee on Judiciary Local.

By Mr. FALKENSTEIN. HOUSE BILL No. 899.

An Act requiring owners and operators of establishments and industries in which labor is employed, to maintain proper doors at the entrance to toilets and to provide adequate window space in toilets.

Referred to the Committee on Public Health and Sanitation.

By Mr. FALKENSTEIN. HOUSE BILL No. 900.

An Act to amend section eleven of the act, approved the second day of May, one thousand nine hundred and five (P. L. 352), entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor

for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in school-houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire-escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," requiring exhause fans to carry off poisonous and noxious fumes and dust.

Referred to the Committee on Public Health and Sanitation.

By Mr. SCHWARTZ. HOUSE BILL No. 901.

An Act making it unlawful to move goods and chattels by vehicle between the hours of seven o'clock post meridian and seven o'clock ante meridian without a permit so to do; imposing duties upon police officers, and providing penalties.

Referred to the Committee on Judiciary General.

By Mr. TUMELTY. HOUSE BILL No. 902.

An Act making deficiency appropriation to the Department of Military Affairs.

Referred to the Committee on Appropriations.

By Mr. COAKLEY. HOUSE BILL No. 903.

An Act to further amend article eight of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "an act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by adding a new section, requiring vehicles to be equipped with bumpers.

Referred to the Committee on Highways.

By Mr. FLANAGAN. HOUSE BILL No. 904.

An Act to amend clause (c) of section one of, and to add section eight and one-tenth to article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its order and determination by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act, approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded withi nthe free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by prohibiting the imposition of penalties for failure to consumer to pay charges promptly.

Referred to the Committee on Public Utilities.

By Mr. MALLEN. HOUSE BILL No. 905.

An Act restricting the right of married men to mortgage the homestead.

Referred to the Committee on Judiciary General.

By Mr. LOVETT. HOUSE BILL No. 906.

An Act making an appropriation to the Westmoreland Children's Aid Society, at Greensburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. NAGEL. HOUSE BILL No. 907.

An Act to amend section one hundred fifty-two, and to repeal section one hundred eighty-eight, as amended, and sections two hundred thirty-three and one-tenth and two hundred thirty-seven as added to the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1273), entitled: "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," providing that the county solicitor shall be the solicitor for all county officers except the controller, and repealing provisions which provide separate solicitors for certain county officers.

Referred to the Committee on Counties.

By Mr. DENNING. HOUSE BILL No. 908.

An Act to further amend the definition of "Public Service Company" in section one of the article one of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled: "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damage resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled: 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled: 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled: 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved the twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled: 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by exempting certain operators of motor vehicles from the provisions of said act.

Referred to the Committee on Public Utilities.

By Mr. WELSH. HOUSE BILL No. 909.

An Act to provide reimbursement for hospitals on account of expenses of the care of indigent persons injured in motor vehicle accidents; imposing powers and duties upon certain State departments; and making an appropriation from the Motor License Fund.

Referred to the Committee on Public Health and Sanitation.

By Mr. TRONZO. HOUSE BILL No. 910.

An Act to further amend Section one of the act, approved the twenty-sixth day of April, one thousand eight hundred and fifty-five (P. L. 309), entitled "An act relating to damages for injuries producing death," by giving personal representatives the right to recover damages for hospital, nursing, medical and funeral expenses.

Referred to the Committee on Judiciary General.

By. Mr. POWERS. HOUSE BILL No. 911.

An Act authorizing the Department of Highways to provide parking spaces along primary State highways, and providing for the acquisition of lands for such purposes, and the manner of compensation therefor.

Referred to the Committee on Highways.

By Mr. POWERS. HOUSE BILL No. 912.

An Act for the protection of owners of homesteads in cities of the second class; and exempting a certain portion of the assessed value of land and buildings occupied as homesteads from taxation for certain years.

Referred to the Committee on Cities.

By Mr. POWERS. HOUSE BILL No. 913.

An Act to amend section sixteen of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 250, 1933-34), entitled "An act to provide for the permanent, personal registration of electors in cities of the second class as a condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and boards of school directors; and imposing penalties "by adding thereto subsection (a-1) requiring the commission upon petition of at least fifty registered electors of any district to fix a special registration day in such district.

Referred to the Committee on Elections.

By Mr. BLUMBERG. HOUSE BILL No. 914.

An Act to supplement an act approved the twenty-ninth day of June, one thousand nine hundred and twenty-three (P. L. 975), entitled "An act to amend Section six of the act, approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055).'

Referred to the Committee on Judiciary General.

By Mr. HART. HOUSE BILL No. 915.

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School, at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRANK P. HAMILTON. HOUSE BILL No. 916.

An Act to regulate the use of the public highways of this Commonwealth by motor vehicles operated thereon for the transportation of property; vesting in the Public Service Commission authority to administer and enforce this act; repealing certain provisions of The Public Service Company Law pertaining to common carriers of property by motor vehicle as herein defined; making an appropriation for the administration and enforcement of this act; and prescribing penalties for the violation hereof.

Referred to the Committee on Public Utilities.

By Mr. LONGAKER. HOUSE BILL No. 917.

An Act to amend section six hundred and four of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellenous receipts; making an appropriation; and providing for refunds," increasing the minimum age at which minors may be licensed to operate motor vehicles.

Referred to the Committee on Highways.

By Mr. HALUSKA. HOUSE BILL No. 918.

An Act to prohibit deductions from wages of employes for the payment of store bills for goods, wares and merchandise; declaring certain contracts, agreements and understandings against public policy and void; and providing penalties.

Referred to the Committee on Judiciary Special.

By Mr. MOORE. HOUSE BILL No. 919.

An Act to amend section four hundred and eleven of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connection with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," permitting hotel, restaurant and club licensees to sell liquor for consumption off the premises at certain times and in restricted quantities.

Referred to the Committee on Law and Order.

By Mr. HOOPES. HOUSE BILL No. 920.

An Act to repeal section two and to amend section four of the act, approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1515), entitled "A supplement to the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736) entitled 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination; and providing procedure for the determination of liability and compensation thereunder;' defining the liability of public or charitable bodies, corporations and institutions to pay workmen's compensation to persons injured in work relief employment and to carry insurance therefor, and the rights of persons injured in such employment; establishing the State Work Relief Compensation Fund to provide such compensation in certain cases, and providing for the administration of such fund by the State Workmen's Insurance Fund; and making an appropriation therefor," by abolishing the additional waiting period, and modifying the rate of contribution to the State Work Relief Compensation Fund.

Referred to the Committee on Judiciary Special.

By Mr. TRONZO. HOUSE BILL No. 921.

An Act to amend section fourteen as added to the act, approved the twenty-eighth day of May, one thousand nine hundred and fifteen (P. L. 596), entitled "An act requiring cities of the second class to establish a pension fund for employes of said cities, and regulating the administration and the payment of such pensions," by permitting suspension of pension payments to pensioners employed and receiving a certain income.

Referred to the Committee on Cities.

By Mr. MURRIN. HOUSE BILL No. 922.

An Act making an appropriation to the Butler County Memorial Hospital, Butler, Butler County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ACHTERMAN. HOUSE BILL No. 923.

An Act to further amend section one of the act, approved the fifteenth day of July, one thousand eight hundred ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation, by increasing the rate of tax imposed by this act on the shares of stock of banks and savings institutions.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 924.

An Act to further amend section one of the act, approved the thirteenth day of June, one thousand nine hundred and seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies," by further modifying the procedure for the settlement, collection, and payment of the State tax on the stock of title insurance and trust companies.

Referred to the Committee on Ways and Means.

By Mr. ACHTERMAN. HOUSE BILL No. 925.

An Act to provide revenue for State and county purposes, and, in cities coextensive with counties, for State and city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries and court clerks, and on persons, copartnerships, associations, banks, national banks, trust companies,

and other corporations receiving deposits of money, and on certain corporations and limited partnerships; conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation.

Referred to the Committee on Ways and Means.

By Mr. SCHROPE. HOUSE BILL No. 926.

An Act to amend section five hundred and eighteen of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by abolishing the payment of taxes into court on appeals from assessments.

Referred to the Committee on Counties.

By Mr. STEVENS. HOUSE BILL No. 927.

An Act to preserve the purity of the waters of the Commonwealth, and to avoid the danger of fire by requiring the owners, operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof, and conferring powers upon the Department of Mines to carry into effect the provisions of this act.

Referred to the Committee on Mines and Mining.

By Mr. HARTMAN. HOUSE BILL No. 928.

An Act to amend section seven hundred twenty-two of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of the Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," as amended; exempting the Sons of Veterans Reserve from the payment of fees for registration and certificates of title of motor vehicles owned and used by them.

Referred to the Committee on Highways.

By Mr. HINDMAN. HOUSE BILL No. 929.

An Act making an appropriation to the Washington Hospital Association, of Washington, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MENTZER. HOUSE BILL No. 930.

An Act making an appropriation to the Westmoreland Hospital Association, of Greensburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOUL. HOUSE BILL No. 931.

An Act to amend the title and to reenact section one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks, and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by providing that lands and property acquired for the purpose of conservation of water and to prevent flood conditions shall be subject to annual charges the same as State forest lands, and repealing existing laws for the taxation thereof.

Referred to the Committee on Forestry.

By Mr. ANDREWS. HOUSE BILL No. 932.

An Act to enable cities of the third class to adopt the city manager plan of government, providing the procedure for the adoption or discontinuance thereof, making suitable provisions for the conduct of city government thereunder, and in connection therewith imposing certain duties on mayors, city councils, county commissioners and election officers.

Referred to the Committee on Cities.

By Mr. EBERHARTER. HOUSE BILL No. 933.

An Act to repeal the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1271), entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial, in the county court for the county of Allegheny."

Referred to the Committee on Judiciary General.

By Mr. EBERHARTER. (By Request). HOUSE BILL No. 934.

An Act to amend section two of the act approved the twenty-second day of April, one thousand eight hundred and seventy-four (P. L. 109), entitled "An act to provide for the submission of civil cases to the decision of the court, and to dispense with trial by jury," providing that upon request of counsel, the decision of the court in such cases shall state separately the facts found, the answers to points submitted and the conclusions of law.

Referred to the Committee on Judiciary General.

By Mr. EBERHARTER. (By Request). HOUSE BILL No. 935.

An Act to amend section two hundred and twenty-seven of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by changing the method of appointing minute clerks of the courts of common pleas and courts of quarter sessions and oyer and terminer, and certain clerks engaged in the County court, in counties of the second class.

Referred to the Committee on Counties.

By Mr. EBERHARTER. HOUSE BILL No. 936.

An Act to provide revenue by imposing a State tax upon the privilege to attend or engage in amusements, including every form of entertainment, diversion, sport, recreation and pastime; requiring persons, partnerships, associations, or corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Department of Revenue; prescribing the method and manner of collecting the tax and its payment into the State Treasury; permitting refunds of the tax in certain instances and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. HETRICK. HOUSE BILL No. 937.

An Act to amend section seven hundred and eighteen of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the amount of the fee for uncollectible checks.

Referred to the Committee on Highways.

By Messrs. MELCHIORRE and CAPUTO.
HOUSE BILL No. 938.

An Act to amend the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled: "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connection with, and transaction in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties;" equalizing and increasing certain license fees; increasing the hours for and regulating kinds and manner of sales by certain licensees; providing for the imposition of fines in lieu of revocation of licenses in certain instances; permitting hospitals to purchase liquor at wholesale prices; limiting the granting of certain licenses; including malt liquor distributors under the provisions of the act; districting the State for the hearing of license applications; changing the license year in conformity therewith; and repealing the Malt Liquor License Law and its amendments.

Referred to the Committee on Law and Order.

By Mr. TRONZO. HOUSE BILL No. 939.

An Act to repeal the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1041), entitled: "An act to safeguard human health and life in counties of the second class by providing for the licensing and regulation of persons, municipalities, and entities engaged in the transportation of garbage, and in the disposal of garbage through the construction, keeping, maintenance or conduct of garbage disposal plants; conferring powers and imposing duties on the county commissioners of such counties, and otherwise providing for the administration of the act; and imposing penalties."

Referred to the Committee on Counties.

By Mr. TROUT. HOUSE BILL No. 940.

An Act to amend sections eight and eleven of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 553), entitled: "An act relating to the financial responsibility of operators and owners of motor vehicles, and to make uniform the law with reference thereto; requiring operators and owners of automobiles, under certain circumstances, to furnish proof of financial responsibility, as herein defined; providing for the suspension of operators' licenses and motor vehicle registration certificates in certain cases; regulating insurance policies which may be accepted as proof of financial responsibility; imposing duties upon the Secretary of Revenue, the State Treasurer, and prothonotaries; and prescribing penalties," reducing the amounts of damages occasioned and unpaid judgments for which operators' licenses and registrations shall be refused.

Referred to the Committee on Judiciary General.

By Mr. COHEN. HOUSE BILL No. 941.

An Act to amend clause fifty-four of section two thousand four hundred three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled: "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," decreasing the maximum fine and penalty which may be imposed by ordinance.

Referred to the Committee on Cities.

By Mr. COHEN. HOUSE BILL No. 942.

An Act abolishing the office of Resident Clerk of the House of Representatives, and transferring the powers and duties of said officer including appointments to the Chief Clerk.

Referred to the Committee on State Government.

By Mr. POWERS. HOUSE BILL No. 943.

An Act to enable boroughs to adopt the manager plan of government by popular vote; providing the procedure for the adoption or discontinuance thereof; making suitable provisions for borough government thereunder and in connection therewith; imposing certain duties on burgesses, borough councils, county commissioners and election officers; and providing for the termination of terms of certain officers when the plan of government provided by this act becomes operative.

Referred to the Committee on Boroughs and Townships.

By Mr. COHEN. HOUSE BILL No. 944.

An Act to amend section five hundred and three and section five hundred and four as amended, of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," further regulating the payment by the counties of the cost of admission, care and discharge of mental patients and providing that in certain cases the poor directors may become the guardians thereof.

Referred to the Committee on Judiciary General.

By Mr. COHEN. HOUSE BILL No. 945.

An Act relating to the imposition of costs of commitment and maintenance where the court of quarter sessions commits poor or mentally defective persons to an almshouse, home or hospital, of a poor district where such person has no legal settlement.

Referred to the Committee on Judiciary General.

By Mr. POWERS. HOUSE BILL No. 946.

An Act to enable boroughs to elect their councils by proportional representation, providing the procedure for the adoption or discontinuance therof and the conduct of elections thereunder in connection therewith; changing the composition of borough councils and the numbers and terms of office of borough councilmen under certain circumstances; imposing certain duties on burgesses, borough councils, election officers; prothonotaries, sheriffs, county commissioners and courts of common pleas; and providing punishments for violations therof.

Referred to the Committee on Boroughs and Townships.

By Mr. WEISS. HOUSE BILL No. 948.

An Act imposing a State excise tax on electric power and current generated, manufactured and sold within this Commonwealth; providing for the collection of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships, corporations, and State departments; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. EBERHARTER. HOUSE BILL No. 949.

An Act making an appropriation to the Trustees of the University of Pittsburgh for the general maintenance of, and the purchase of apparatus and equipment for, the University of Pittsburgh, and for the maintenance of teaching facilities in hospitals for students in the School of Medicine.

Referred to the Committee on Appropriations.

By Mr. MOUL. HOUSE BILL No. 950.

An Act withholding increases in rates by electric light, gas, telephone and water companies until after thirty days' notice thereof has been given to their customers and the same have been approved by the Public Service Commission.

Referred to the Committee on Public Utilities.

By Mr. CAPUTO (By Request). HOUSE BILL No. 951.

An Act prohibiting dentists, physicians, osteopathic physicians, chiropractors and drugless therapists from advertising their professions; conferring powers on the various examining and regulatory boards; and prescribing penalties.

Referred to the Committee on Education.

By Mr. CAPUTO. (By Request) HOUSE BILL No. 952.

A Supplement to the act approved the twenty-second day of May, one thousand eight hundred and ninety-five (P. L. 99), entitled "An act to punish pool-selling, receiving and transmitting bets or aiding in pool-selling or betting."

Referred to the Committee on Law and Order.

By Mr. JACKSON. HOUSE BILL No. 953.

An Act to further amend the act approved the thirteenth day of May, one thousand nine hundred and twenty-five (P. L. 644), entitled "An act relating to and regulating the solicitation of moneys and property for charitable, religious, benevolent, humane, and patriotic purposes" by providing that certificates of registration may not be issued to individuals; and providing for the refund of fees where certificates of registration are refused.

Referred to the Committee on State Government.

By Mr. McCREARY. HOUSE BILL No. 954.

An Act to amend section nine hundred and nine of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating and changing the law relating thereto, by providing for abatements and penalties on taxes for prompt and delinquent payments.

Referred to the Committee on Boroughs and Townships.

By Mr. STOCKHAM. HOUSE BILL No. 955.

An Act giving consent of the Commonwealth to the dissolution of corporations holding public funds in trust for public school purposes, and to the payment of such funds to school districts for general school purposes.

Referred to the Committee on Corporations.

By Mr. McCREARY. HOUSE BILL No. 956.

An Act limiting the right to vote on the question of incurring or increasing municipal indebtedness; imposing duties on registrars and registry assessors; and prescribing the form of ballots to be used at such elections, and the giving out thereof.

Referred to the Committee on Elections.

By Mr. McCREARY. HOUSE BILL No. 957.

An Act to add a new section eight hundred and ten to the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring motor vehicles to be equipped with devices to prevent speed in excess of fifty miles an hour.

Referred to the Committee on Highways.

By Mr. McCREARY. HOUSE BILL No. 958.

An Act to amend sections four hundred and thirteen and seven hundred and ten of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns,

townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," changing the license year for the registration of motor vehicles.

Referred to the Committee on Highways.

By Mr. McCREARY. HOUSE BILL No. 959.

An Act to amend section one thousand seven hundred and fourteen, and section one thousand seven hundred and fifteen as amended, of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by providing for abatements and penalties on taxes for prompt and delinquent payments.

Referred to the Committee on Boroughs and Townships.

By Mr. McCREARY. HOUSE BILL No. 960.

An Act to further amend section seven of the act approved the twenty-fifth day of June, one thousand eight hundred and eighty-five (P. L. 137), entitled "An act regulating the collection of taxes in the several boroughs and townships of this Commonwealth," by providing for abatements and penalties on county taxes for prompt and delinquent payments.

Referred to the Committee on Boroughs and Townships.

By Mr. McCREARY. HOUSE BILL No. 961.

An Act to further amend section two thousand five hundred sixty-three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by providing for abatements and penalties on taxes for prompt and delinquent payments.

Referred to the Committee on Cities.

By Mr. McCREARY. HOUSE BILL No. 962.

An Act to further amend section five hundred and sixty-one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing for rebates and penalties on taxes for prompt and delinquent payments in school districts of the second, third and fourth class.

Referred to the Committee on Education.

SENATE MESSAGE

SENATE BILL FOR CONCURRENCE.

The Clerk of the Senate being introduced, presented for concurrence, bill numbered and entitled as follows:

SENATE BILL No. 25. (HOUSE BILL No. 947).

An Act to amend section nine of the act approved the fifth day of January one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

Referred to the Committee on Military Affairs.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. DENNING. RESOLUTION No. 54.

In the House of Representatives, February 18th, 1935.

Whereas, the present economic depression has continued too long, and apparently the remedies thus far applied, have been unsuccessful, and have only resulted in burdening the people with a tremendous debt and imposing upon them the duty of laboring hard to pay interest, and many promised remedies have not been tried, and

Whereas, the increased burden of interest and unemployment relief expenditures, require new and additional taxation, and the subject of taxation and banking have been most carefully studied by the Rev. Charles E. Coughlin, Royal Oak, Michigan, and it is believed that the Rev. Charles E. Coughlin can give to the officials and the General Assembly of Pennsylvania, many valuable suggestions,

Therefore, be it Resolved, that the House of Representatives cordially invite the Rev. Charles E. Coughlin to address it on some Monday, Tuesday or Wednesday, as best suits his personal convenience, and that the Speaker of this House forward to Rev. Charles E. Coughlin a cordial invitation.

Referred to the Committee on Rules.

By Mr. McCREARY (Concurrent) RESOLUTION No. 55.

In the House of Representatives, February 18th, 1935.

Whereas, it is necessary for the Governor of the Commonwealth to appoint boards and commissions to conduct, supervise, or operate different agencies of government, and

Whereas, It frequently happens that because of careless, indifferent and inefficient management of State affairs by such boards or commissions, a public investigation is demanded, and

Whereas, The choice of an appointment of the members of the investigating committee causes great political turmoil and delay; and

Whereas, The securing of appropriations to finance the cost of such investigations also causes acriminous debate, political turmoil and delay, and

Whereas, The time lost in making all these arrangements for an investigation, allows the waste, extravagance and mismanagement in the State agency to continue to the great loss of the taxpayers of the Commonwealth therefore be it

Resolved, (if the Senate concur) That the Governor of the Commonwealth be and is hereby requested to make it a rule that hereafter, whenever he appoints the members of a board or commission to conduct, supervise or operate a State agency, of this Commonwealth, that he will at the same time appoint an investigating committtee of three members, two from the majority party and one from the minority party, who shall hold themselves in readiness at all times, day or night, to answer a call to start an investigation, and be it further

Resolved, That the Appropriation Committee of the House be requested to insert in the General Appropriation Bill an item of $5,000 to be for the use of any investigating committee appointed by the Governor pursuant to this resolution, and be it further

Resolved, That the investigating committee be required to give full and complete publicity to all of its findings.

Referred to the Committee on Rules.

By Mr. WELLIVER. RESOLUTION No. 56.

In the House of Representatives, February 18, 1935.

Whereas, The Legislature has been in session one month and a half, and has not placed on the Governor's desk a single measure for his consideration, and

Whereas, This failure to do anything constructive so far, is the result of short sessions held each week, which failed to hold members at the capitol sufficiently long to hold committee meetings for the consideration of legislation referred to committees, and

Whereas, It is in the interest of economy to speed the legislative session and adjourn at the earliest possible date, therefore be it

Resolved, That it is the sense of the Members of the House of Representatives that the House should meet in sessions each week commencing Monday evening, at 9 P. M. and continuing until Friday evening.

Referred to the Committee on Rules.

By Mr. SHEPARD. RESOLUTION No. 57.

In the House of Representatives, February 18, 1935.

Whereas, Organizations of colored citizens are endeavoring to have the Postmaster General of the United States issue an emancipation progress stamp commemorating the progress of the colored people of the United States since their emancipation January first, one thousand eight hundred and sixty-three; therefore be it

Resolved, That the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania commend the efforts of the colored citizens of this country in their endeavor to have an emancipation progress stamp issued as an evidence of the progress of the colored people of the United States since the date when their liberties were granted and full citizenship accorded to them.

Referred to the Committee on Judiciary Local.

By Mr. SCHWARTZ. RESOLUTION No. 58.

In the House of Representatives, February 18, 1935.

Whereas, In response to the suggestion of his Excellency, the Governor, this body did on January thirtieth adopt a resolution creating a committee to investigate the operation of the liquor store system; and

Whereas, The Speaker of the House in the performance of his duties under the resolution appointed a committee consisting of seven members of the House, all of whom are lawyers; and

Whereas, House Bill No. 759 provides for an appropriation to said committee to enable it to hire lawyers to assist the lawyers of the committee in making said investigation; and

Whereas, Members of this House who are not learned in the law, while not so competent and expert in liquor matters as lawyers, are nevertheless as deeply interested; and

Whereas, The subjects within the scope of the legal investigating committee are matters of business rather than law; and

Whereas, The members of this House not learned in the law desire business conclusions and findings, and wish to be assured of such findings in order to guide them in the handling of the matter therefore, be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of seven Members of the House of Representatives, not learned in the law but with business training, whose duty it shall be to make a rigid investigation of the investigation of the investigating committee created under the provisions of Resolution No. 40, Serial No. 49, to the end that the results of the investigations, conducted by the original investigating committee may by such re-investigation be deleted of legal terms and varieties, and whatever findings and facts of a business nature produced by the investigation be brought to light; and, be it further

Resolved, That the committee appointed pursuant to the provisions of this resolution shall have equal powers with the committee created under the provisions of Resolution No. 40, Serial No. 49, including the right to associate with it a number of business men to aid in its investigation equal to the number of lawyers the original investigation committee of lawyers shall require for assistance.

Referred to the Committee on Rules.

By Mr. HALUSKA. RESOLUTION No. 59.

In the House of Representatives, February 18, 1935.

Whereas, Dissatisfaction with the administration of direct and work relief is widespread in the County of Cambria, allegations are made that the Cambria County Emergency Relief Board and the United States Employment Bureau, and other agencies dealing with relief, are not using their powers consistent with the best interests of those in need, the misery is widespread; that improper and incompetent personnel is being employed; that political activity is being indulged in and aid granted on a political basis; that discrimination on account of race, creed and color is practiced; and that husbands and wives are both employed or one employed when the other has employment elsewhere; therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of five members of the House, whose duty it shall be to thoroughly and impartially investigate the Cambria County Emergency Relief Board and the United States Employment Bureau in said county, or any other governmental agency dealing with relief, and the personnel thereof, with a view of determining whether the allegations set forth in the preamble hereof are true, and to make report thereof to the House of Representatives as early as possible;

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases;

Resolved, That said committee shall have the further right and authority to issue a requisition to the aforesaid board, bureau, or agency for such stenographic help or service as it may deem necessary under the circumstances, in the taking of testimony and the conduct of hearings, etc.

Referred to the Committee on State Government.

By Mr. OMINSKY. RESOLUTION No. 60.

In the House of Representatives, February 18, 1935.

Whereas, It has been stated from time to time that there were many married teachers teaching in the public school system, whose husbands were gainfully employed; and

Whereas, There are thousands of graduates of the various State normal schools who have been unable to obtain teaching appointments in the public school system; Therefore be it

Resolved, That the Board of Public Education of the Philadelphia school district be directed to transmit to the House of Representatives as early as possible, during the present session of the House a list setting forth, (a) the names of husbands and wives who are both employed by the school district, and the salaries which they receive, (b) the names of married women who are employed by the school districts, and their salaries, and whose husbands are also gainfully employed, and (c) the names of persons employed by the said school district, whether married or single, who reside outside the City of Philadelphia; together with their salaries and the addresses of such persons.

Resolved, That a copy of this resolution be transmitted to the Board of Public Education by the Chief Clerk of the House.

Referred to the Committee on Education.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

HIGHWAY FUND

Petitions from citizens of Allegheny County, Montgomery, urging return of Motor Vehicle Fund.

Referred to the Committee on Appropriations.

SUNDAY FISHING

Petitions from citizens of Johnstown opposing change in the trout season and fishing on Sunday.

Referred to the Committee on Fisheries.

SUNDAY MOTION PICTURES

A communication from the Unity United Presbyterian Church, opposing legalizing commercial Sunday motion pictures.

Referred to the Committee on Law and Order.

SPECIAL ELECTION IN PIKE COUNTY

The SPEAKER. In accordance with the mandate of Article Two, Section Two, of the Constitution and the laws of this Commonwealth, the Speaker has issued a writ of election to the Sheriff of the county of Pike directing that a special election be held the nineteenth day of March, one thousand nine hundred and thirty-five to fill the vacancy caused in the membership of this House by the death of the Honorable Edward B. Labar, the representative-elect from that county.

PROCLAMATION

COMMONWEALTH OF PENNSYLVANIA, SS:

To Rosewell C. Palmer, Sheriff of the County of Pike:

Greetings: Whereas, a vacancy exists in the office of Representative of the Commonwealth of Pennsylvania for the County of Pike, caused by the reason of the death of Edward B. Labar, the representative from said County, on the thirteenth day of February, one thousand nine hundred and thirty-five.

Now, therefore, I, Wilson G. Sarig, Speaker of the House of Representatives, by virtue of the authority vested in me by the Constitution of the State of Pennsylvania and by the Act of Assembly in such case made and provided, do hereby command you: That you cause an election to be held in the County of Pike on the ninteenth day of March, A. D. one thousand nine hundred and thirty-five, to choose a person to represent said county in the House of Representatives of Pennsylvania for the term expiring December first, one thousand nine hundred and thirty-six, and that you give due and public notice of said election throughout said county and to at least one of the inspectors of each election district therein, in the form and manner directed by law.

Given under my hand and seal at Harrisburg, Pennsylvania, this 19th day of February, A. D. one thousand nine hundred and thirty-five.

Attested by:
W. P. GALLAGHER
Chief Clerk,
House of Representatives.

WILSON G. SARIG, (Seal).
Speaker of the House
of Representatives.

LEAVES OF ABSENCE

Mr. Frank E. Snyder asked and obtained leave of absence for Mr. KANE.

Mr. Flynn asked and obtained leave of absence for Mr. WHEELER on account of illness for the balance of the week.

The CHAIR asked and obtained leave of absence for Mr. HARRY N. BOYD for the balance of the week.

REPORTS FROM COMMITTEE

Mr. LOVETT, from the Committee on Military Affairs reported as committed, House Bill No. 817, entitled:

An Act to amend section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 662), entitled "An act relating to retirement from the Pennsylvania National Guard," by including service in United States Navy or Marine Corps in preferred classifications.

Mr. McHENRY, from the Committee on Agriculture reported as committed, House Bill No. 442, entitled:

An Act to permit certain cooperative associations to give chattel mortgages on rotating stocks of goods or inventories, to secure loans from banks for cooperatives organized under the Farm Credit Act of 1933, or from Federal intermediate credit banks organized under the Agriculture Credits Act of 1923.

Mr. MOOMAW, from the Committee on Military Affairs reported as committed, House Bill No. 815, entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard.

Mr. PANTON, from the Committee on Fisheries, reported as committed, House Bill No. 682, entitled:

An Act to amend section one of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (P. L. 653), entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth, by requiring the use of lights on all boats at certain hours," further regulating the mooring of boats without lights.

Mr. FRANK P. HAMILTON, from the Committee on Fisheries reported as committed, House Bill No. 852, entitled:

An Act to amend section ninety-eight of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting the purchase, sale and exposing for sale of certain pike and fillets thereof.

Mr. ARNOLD, from the Committee on Counties reported as amended, House Bill No. 266, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," authorizing counties to appropriate moneys for the support of the Boy Scouts of America.

Mr. DECKER, from the Committee on Agriculture reported as committed, House Bill No. 441, entitled:

An Act to amend sections one, two, three, four and five of the act approved the second day of March, one thousand nine hundred and thirty-three (P. L. 6), entitled "An act to enable persons, associations, partnerships and corporations engaged in farming, and raising, breeding, fattening and marketing livestock, to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on livestock, farm machinery, farm equipment, and crops; and designating the operation and effect of the lien of such mortgages," extending the provisions of said act generally to persons, associations, partnerships and corporations; providing for bonds with confessions of judgments; changing fees and agencies from whom borrowings may be made; regulating the assignment and release of such mortgages and generally revising and supplementing the provisions thereof.

Mr. ZAPPALA, from the Committee on Counties reported as committed, House Bill No. 15, entitled:

An Act abolishing the office of collector of delinquent county taxes where the same now exists in counties of the second class providing for the collection of such taxes by the county treasurers, and providing for their compensation.

Mr. WILLIAM G. SMITH, from the Committee on Military Affairs reported as committed, House Bill No. 623, entitled:

An Act to further amend section seventeen of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by providing lesser fees for parts of a year.

Mr. ALLEN, from the Committee on Military Affairs reported as committed, House Bill No. 851, entitled:

An Act to amend paragraphs one and two of section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 681), entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs," altering qualification requirements for the award of such medals.

Mr. JOHN E. BROWN, from the Committee on Counties reported as committed, House Bill No. 677, entitled:

An Act to amend sections three hundred eleven, three hundred eighteen and three hundred twenty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended; further amplifying the powers of the retirement board in counties of the second class; increasing the contributions of such counties, county poor districts and employes; and restricting rights to retire for disability in certain cases.

Mr. ROAN, from the Committee on Counties reported as committed, House Bill No. 252, entitled:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuation; amending, revising and consolidating the law relating thereto; and repealing existing laws," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and collection of poll taxes for voting purposes.

Mr. BARBER, from the Committee on Insurance reported as committed, House Bill No. 450, entitled:

An Act to amend section two of the act, approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled, 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premium paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," as amended; providing for payments to relief fund associations of fire departments and fire companies of cities, boroughs and townships which afford fire protection to near or adjacent boroughs and townships.

Mr. HART, from the Committee on Military Affairs reported as committed, House Bill No. 819, entitled:

An Act to amend sections five and nine as amended, sections fourteen and twenty-five, sections thirty-two and thirty-four as amended, sections thirty-six and thirty-seven, section thirty-eight as amended, and section forty, and to repeal section sixty, of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by providing a uniform system for the payment of rental and hire for armories, buildings and animals; regulating the payment of compensation for injuries or death resulting from service, decreasing the minimum annual allowances to certain units, and increasing maximum headquarters expense allowance; providing an annual uniform allowance for officers and warrant officers; regulating pay of enlisted men; repealing provisions for collection of military fines by civil process; and otherwise harmonizing the act with Federal law.

Mr. McDERMOTT, from the Committee on Counties reported as committed, House Bill No. 300, entitled:

An Act to amend sub heading (e) of article five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended, authorizing appropriations to veterans' organizations for certain purposes.

Mr. WEIDEMANN, from the Committee on Counties reported as committed, House Bill No. 55, entitled:

An act to amend section one hundred and seventy-four of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," prescribing the oath to be taken by members of the board of viewers.

Mr. WEIDEMANN, from the Committee on Counties reported as committed, House Bill No. 51, entitled:

An act to amend section eight of the act approved the twenty-sixth day of June, one thousand nine hundred and thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes, providing for the appointment of the members of such board by the county commissioners; providing for their salaries payable by the county, abolishing existing boards, defining the powers and duties of such board, regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers and clerks, providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned; and providing for the aceptance of this act by cities," by so changnig the provisions of the act that individual written or printed notice of assessed valuation for triennial years shall be given to property owners alone.

Mr. FRANCIS T. BAKER, from the Committee on Counties, reported as committed, House Bill No. 439, entitled:

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class, and repealing existing acts relating thereto," by changing such compensation.

Mr. SCHROCK, from the Committee on Fisheries reported as committed, House Bill No. 181, entitled:

An Act to amend section two hundred and twenty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth as amended, permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line."

Mr. SCHROCK, from the Committee on Agriculture reported as committed, House Bill No. 775, entitled:

An Act relating to the sale, delivery, weighing and importation of manure for mushroom growing; making certain practices in connection therewith misdemeanors, and fixing fines and penalties for the violation thereof; providing for the payment of such fines into the State Treasury; and requiring the Department of Agriculture to enforce the provisions of this act.

Mr. TUMETY, from the Committee on Military Affairs reported as committed, House Resolution No. 52.

REPORT OF COMMISSION TO STUDY PERMANENT PERSONAL REGISTRATION

Mr. BLUMBERG. Mr. Speaker, during the Session of 1933 this House appointed a commission to study the subject of permanent registration for cities of the first class and to prepare a bill on that subject for introduction during the present session. That committee has met, has counselled with associations and individuals interested in the subject, and has made a study of the system now in existence in other cities.

Today, on behalf of that committee, Mr. Speaker, I desire to forward to the desk the report of that commission and to send to the bill clerk the bills which that commission is now introducing.

The SPEAKER. The report will be noted in the Journal and printed in the Appendix to the Legislative Journal.

RESOLUTION

EXPRESSING SYMPATHY ON DEATH OF HON. EDWARD B. LABAR.

Mr. STONE offered the following resolution which was twice read and unimously adopted by a rising vote.

In the House of Representatives, February 19, 1935.

Whereas, The members of this House were shocked and saddened by the news of the death on February the thirteenth last past of the gentleman from Pike County, the Honorable Edward B. Labar at the age of sixty-six, and

Whereas, His death is an irreparable loss to this body since his mature judgment and the experience gained by him in his prior service through five sessions as a member of the House of Representatives would have been of untold benefit in these troublous times, now therefore be it

Resolved, That the House of Representatives in this insufficient way go on record as expressing the realization of the loss suffered by his family, his constituents and this body, and be it further

Resolved, That their deep and sincere sympathy is by this means extended to the members of the bereaved family, and be it further

Resolved, That a copy of this action of the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania be suitably engrossed and sent to the members of the immediate family of the Honorable Edward B. Labar by the Chief Clerk.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 353, entitled:

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry, and imposing a penalty for violations of the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 517, as follows:

Providing for the appointment and duties of county detectives in counties of the first class and repealing inconsistent acts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each and every county of the first class of this Commonwealth the district attorney may appoint a chief county detective an assistant chief county detective and such number of additional special county detectives as may be approved by the tax levying body of said county whose duties it shall be to investigate and make report to the district attorney as to the conduct in office of magistrates constables deputy constables and other officers connected with the administration of criminal justice to make such investigation and endeavor to obtain such evidence as may be required by the district attorney in any criminal case and perform such other duties as the district attorney may direct Said detectives shall be general police officers and shall have all powers now conferred on constables by existing laws of this Commonwealth so far as they relate to crimes or criminal procedure

Section 2 The following act of assembly is hereby repealed

The act approved the third day of June one thousand nine hundred and nineteen (P. L. 369) entitled "An act providing for the appointment by a district attorney in counties having a population of over one million five hundred thousand inhabitants of a chief county detective an assistant chief county detective and special county detectives defining their duties defining their authority fixing their salaries and authorizing the payment of the same together with the necessary traveling expenses by the county" and the amendments thereto

All other acts and parts of acts inconsistent with this act are repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this dispensed with

The House proceeded to the second reading and consideration of House Bill No. 530, entitled:

An Act To further amend sections four and nine of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred and eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing is jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia and regulating the procedure there in and appeals therefrom and providing for the expenses thereof" as amended in part by the acts approved the fifteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred eighty-eight) and the tweny seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty) is hereby further amended to read as follows

Section 4 The prothonotary of the courts of common pleas and the clerk of the court of oyer and terminer and quarter sessions of the peace of said county shall be the clerks of the court hereby created and each of said officials shall assume and perform all of the duties of clerks thereof to the same extent and in the same manner as is now required for the said courts of common pleas and the court of oyer and terminer and quarter sessions of the peace of said county respectively or as direced by the judges of the said court [All other necessary clerks and assistants required by the said prothonotary or the said clerk of the court of oyer and terminer and quarter sessions of the peace on account of the business of the said court shall be appointed and paid in the same manner as is now provided for clerks in the courts of common pleas and the court of oyer and terminer and quarter sessions of the peace of said county respectively] Provided that all fees received by the prothonotary of the courts of common pleas and the clerk of the court of oyer and terminer and quarter sessions of the peace of said county from the business of the Municipal Court may as in the case of other fees received by them be applied to the payment of the salaries of said officers respectively their clerks and assistants and any other expenses in connection with the discharge of their duties

The fees to be charged for the business of said court shall be the same as the fees charged for similar services by the prothonotary of the courts of common pleas of Philadelphia County or the clerk of the court of oyer and terminer and quarter sessions of the peace

All fees or other sums received by any clerk or employe of said court shall be paid into the treasury of the county of Philadelphia except moneys paid in pursuance of an order of the court in (a) proceeding against a husband or father where it is charged that without reasonable cause he has separated himself from his wife or child or children or from both or)b) in a proceeding against a person wherein it is charged that being of full age he or she has neglected to maintain his or her parents who are not able to work or are not of sufficient ability to maintain themselves or (c) in a proceeding for the custody of children in all of which cases the moneys shall be paid by the clerk to the person or persons entitled thereto immediately after the receipt thereof by the clerk

The board of judges of the municipal court may appoint such tipstaves and officers or employees as are reasonably necessary the number of the same and their compensation to be determined from time to time by a majority of the judges of the said court to perform the duties usually pertinent to such officers in and about the court rooms or elsewhere

The compensation of all officers and employees of said court shall be paid out of the treasury of the said county [in the same manner and amount and under the same regulations as is now provided for the payment of officers and employes of the said courts of common pleas and clerk of the court of oyer and terminer and quarter sessions of the peace of said county]

The board of judges of the municipal court shall appoint such official stenographers as shall be necessary and said stenographers shall be appointed and discharge their duties and be paid compensation under and subject to the stenographers' act of one thousand nine hundred and seven its amendments and supplements

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BURKE, Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of amendment.

The motion was agreed to.

BILL ON SECOND READING

Agreeable to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 525, entitled:

An Act relating to the appointment and compensation of court criers and tipstaves in counties of the first class and repealing inconsistent acts

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each and every county of the first class of this Commonwealth the courts of common pleas oyer and terminer quarter sessions orphans and municipal courts may appoint such number of criers and tipstaves at such compensation as may be allowed and fixed by the legislative body which levies the taxes and raises the revenues in counties of the first class from which such compensation is paid

On the question,

Will the House agree to the section?

Mr. BURKE. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of amendment.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 476, entitled:

An Act Providing for the fixing of the salary of county officers including city commissioners the members of the county board of viewers and the members of the board of revision of taxes and the number salary or compensation of all deputies assistants detectives clerks and appointees in the several county offices and clerks assistants assessors and appointees employed by the board of viewers and the board of revision of taxes the warden matrons physicians clerks keepers and other employes of the county prisons janitors firemen engineers mechanics and laborers of the court house and grounds caretakers of the house or houses of detention and janitors of court rooms in the counties of the first class from time to time by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid and repealing existing laws

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class the salary of the several county officers including city commissioners the members of the county board of viewers and the members of the board of revision of taxes and the number salary or compensation of all deputies assistants detectives clerks and appointees in the several county offices and clerks assistants assessors and appointees employed by the board of viewers and the board of revision of taxes the warden matron physician clerk keeper and other employes of the county prison janitors firemen engineers mechanics and laborers of the court house and grounds caretakers of the house or houses of detention and janitors of court rooms shall be fixed from time to time by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid Provided however That the number of assistants in the office of the prothonotary in such counties shall be fixed by the several courts of common pleas as provided by the Constitution of this Commonwealth and their salaries and compensation shall be such as is now or may hereafter be determined by law and the number of assistant clerks of the orphans' court shall be fixed by the register of wills with the consent and approval of the orphans' court of the county as provided by the Constitution but the salary or compensation of all such assistants shall nevertheless be fixed by the legislative body as above provided and the number and salaries of assistant district attorneys which shall be as now or hereafter provided by law

Nothing contained in this act shall be deemed to authorize the increase or decrease of the salary of any public officer during the term for which he has heretofore been elected or appointed

On the question,

Will the House agree to the question?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend page 3, line 6, by striking out the word "public" and inserting the word "such."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 The following acts and parts of acts of Assembly are hereby repealed in whole or in part as respectively indicated The repeal of the first section of an act shall not repeal the enacting clause of such act The repeal by this act of any act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded

Section two of the act approved the fourteenth day of April one thousand eight hundred and thirty-five (P. L. 232), entitled "a supplement to the act entitled 'An act to provide for the erection of a new prison and a debtors' apartment within the city and county of Philadelphia and for the sale of the county prison in Walnut street in said city' " in so far as it authorizes the inspectors of the Philadelphia county prison to fix the salaries and compensation of the superintendent the matron the physician the clerk and the keeper and all other persons employed in or about said institution

Section four of the act approved the fourth day of April one thousand eight hundred and thirty-seven (P. L. 377) entitled "An act to alter the times of holding Courts in the county of Tioga and for other purposes" absolutely

Section five of the act approved the nineteenth day of May one thousand eight hundred and seventy-four (P. L. 206) entitled "An act relating to the organization and jurisdiction of orphans courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof" and the amendments thereto in so far as they fix salaries of clerks of the register of wills and clerks of the orphans court of counties of the first class and also in so far as they fix or authorize the judges of the orphans court and register of wills in counties of the first class to fix the salaries of assistants to the register of wills and clerk of the orphans court in said counties

Section one of the act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 236) entitled "An act providing for the employment and payment of janitors firemen engineers mechanics laborers and caretakers of court houses and grounds" absolutely

Section two of the act approved the eighteenth day of April one thousand eight hundred and ninety-nine (P. L. 56) entitled "An act authorizing the county commissioners of the several counties in this Commonwealth to appoint a clerk fix his compensation and prescribe the term and duties of the clerk except in counties where the clerk to the county commissioners is elected by the people" and its amendment in so far as said acts authorize the commissioners of counties of the first class to fix the salary of the clerk of the board of county commissioners

Section seven of the act approved the second day of July one thousand nine hundred and one (P. L.601) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent dependent and neglected children and providing for the management and maintenance thereof" in so far as it authorizes the board of managers of the house of detention for juvenile offenders in the city of Philadelphia to fix the salary or compensation to be paid to the caretakers of said house of detention

Section one of the act approved the first day of June one thousand nine hundred and eleven (P. L. 556) entitled "An act to fix the salary of the coroner of any county of this Commonwealth having a population of one million or over" absolutely

Section four of the act approved the twenty-third day of June one thousand nine hundred and eleven (P. L. 1123) entitled "An act establishing in each county a board

of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charge upon the respective counties in the matter of salaries costs and expenses thereof" and the amendments thereto in so far as they apply to the salaries of members of the board of viewers in counties of the first class

Section one of the act approved the seventeenth day of April one thousand nine hundred and thirteen (P. L. 79) entitled "An act to provide for the appointment of janitors in and for the various courts of counties having a population of one million two hundred thousand and over and for the compensation and payment thereof" in so far as it applies to the counties of the first class

Section one of the act approved the twentieth day of July one thousand nine hundred and seventeen (P. L. 1141) entitled "An act fixing the salary of the deputy coroner of counties having a population of one million five hundred thousand or over" and its amendment absolutely

The act approved the fifteenth day of July one thousand nine hundred and nineteen (P. L. 961) entitled "An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over" and the amendments thereto absolutely

Section one of the act approved the twelfth day of June one thousand nine hundred and twenty-three (P. L. 692) in counties of the first class" absolutely
entitled "An act fixing the salary of county commissioners

Section three of the act approved the nineteenth day of March one thousand nine hundred and twenty-five (P. L. 59) entitled "An act to provide for the positions of principal deputy prothonotary and second deputy prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries" in so far as it fixes the salaries of said principal deputy prothonotary and second deputy prothonotary

The act approved the twelfth day of May one thousand nine hundred and twenty-five (P. L. 619) entitled "An act to amend an act approved the twenty-third day of May one thousand nine hundred and twenty-three (P. L. 327) entitled 'A supplement to an act approved the twenty-third day of June one thousand nine hundred and eleven (P. L. 1123) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of view in counties of the second class' providing for the compensation of members of the board of viewers in counties of the first and second classes" in so far as it applies to the salaries of members of the board of viewers of counties of the first class

Section one of the act approved the fourteenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred twenty-nine) entitled "An act fixing the salary of the clerks of the courts of common pleas in counties of the first class" absolutely

Section three of the act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the appointment of assessors of personal property in counties of the first class defining their duties and fixing their salaries" and its amendement absolutely

Section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) entitled "An act fixing the salaries of real estate assessors in counties of the first class" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act fixing the salary of members of the body acting as a board of revision of taxes in counties containing a population of one million two hundred and fifty thousand or over" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act relating to the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court of any county of this Commonwealth having a population of one million five hundred thousand or over providing for the salaries and compensation of the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court deputies clerks and employes thereof" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act fixing the salary to be paid by each county of the first class to its chief deputy sheriff" absolutely

Section two of the act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred sixty-three) entitled "An act providing for real estate deputy sheriffs in counties of the first second and third classes and fixing their salaries payable by said counties and repealing section two of an act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-five) entitled "An act authorizing the sheriffs of the several counties of this Commonwealth to appoint by deed chief deputies with power to act as sheriff in case of and during the temporary disability of the sheriff to act in person and fixing the salaries of such chief deputies in counties containing more than five hundred thousand inhabitants' and other acts general special or local so far as inconsistent herewith" in so far as the same relates to counties of the first class

All other acts and parts of acts whether special local or general inconsistent herewith are also hereby repealed

An Act providing for the fixing of the salary of county officers, including city commissioners, the members of the county board of viewers and the members of the board of revision of taxes, and the number, salary or compensation of all deputies, assistants, detectives, clerks and appointees in the several county offices, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes, the warden, matrons, physicians, clerks, keepers and other employes of the county prisons, janitors, firemen, engineers, mechanics, and laborers of the court house and grounds, caretakers of the house or houses of detention, and janitors of court rooms, in the counties of the first class, from time to time, by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid; and repealing existing laws.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 482 as follows:

An Act To further amend section one of the act approved the eleventh day of May one thousand nine hundred and eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" eliminating the minimum salaries of inspectors of weights and measures in counties of the first class and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of May one thousand nine hundred and eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" as last amended by section one of the act approved the nineteenth day of July one thousand nine hundred and seventeen (P. L. 1102) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the mayors of cities of the first second and third class and the several boards of county commissioners shall respectively appoint one or more competent persons as inspectors of weights and measures in the respective county or city whose salary shall not be less than one thousand dollars per annum to be paid out of the respective revenues of such county or city Provided however That the payment of a minimum salary shall not apply to counties having a population of fifteen thousand or less or to counties of the first class In addition to the salary provided by law the said county and city inspectors shall be entitled to receive the actual expenses incurred by them personally in performing the duties of their office such as transportation hotel livery telephone telegraph and postal charges to be paid by the boards of county commissioners of their respective counties and by the proper officers of their respective cities in such proportion as may be agreed upon by said boards of county commissioners and proper officers of cities on bills itemized and properly sworn to Provided however That nothing in this act shall be construed to prevent two or more counties or any county and city from combining the whole or any part of their districts as may be agreed upon by the board of county commissioners and mayors of cities with one set of standards and one inspector upon the written consent of the chief of the bureau of standards [Provided further In cities of the first class the inspectors shall be appointed by the county commissioners of the county in which the said city may be located] Any inspector appointed in pursuance of any agreement for such combination shall subject to the terms of his appointment have the same authority and duties as if he had been appointed by each of the authorities who are parties to the agreement The county and city inspectors of weights and measures as appointed by the respective counties and cities shall hold their office during good behavior and shall not be removed discharged or reduced in pay or position except for inefficiency incapacity conduct unbecoming employes or other just cause and until the said officials shall have been furnished with written statements of the reason for such removal discharge or reduction and shall have been given reasonable time to make written answer thereto Nor shall such removal discharge or reduction be made until the charge or charges shall have been examined into and found true in fact by the appointing power of such county or city at a hearing upon reasonable notice to the person charged at which time he may be represented by counsel and offer testimony or witnesses in his own behalf It shall be unlawful for any sealer or inspector of weights and measures or any of his deputies to perform clerical or other services for the county or city of their respective districts

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 70, as follows:

An Act To amend section three of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 831) entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" by defining the term "coal miners"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (P. L. 831) entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" is hereby amended to read as follows

Section 3 On the fourth Tuesday of September public notice having been given for two weeks prior thereto in two newspapers published in the district where a vacancy exists the board shall meet again in the city of Wilkes-Barre to examine applicants for the office of inspector whose qualifications shall be certified to the board and be as follows They shall be citizens of this Commonwealth and residents of the anthracite region of temperate habits of good repute of personal integrity in good physical condition and not under thirty or over fifty years of age Provided however That any person who is now serving as inspector under the provisions of the act of June eighth one thousand nine hundred and one entitled "An act amending article two of an act entitled 'An act to provide for the health and safety of persons employed in and about the anthracite coal mines of Pennsylvania and for the protection and preservation of property connected therewith' approved the second day of June Anno Domini one thousand eight hundred and ninety-one" and its amendments shall be eligible for appointment even if beyond fifty years of age if in good physical condition They shall have a comprehensive knowledge of the different systems of working and ventilating coal mines and shall have had at least ten years' practical experience in the anthracite mines of this Commonwealth five years of which shall be as coal miners in the anthracite mines of this Commonwealth They shall have had practical experience with explosive gas dangerous and noxious gases generally found in coal mines and shall have a general knowledge of mines mining and machinery and of the chemistry of gases generally found in coal mines They shall be conversant with the work of first aid corps and with the work and requirements of the rescue corps they shall be conversant with the science and use of electricity as applied to coal mines and shall have sufficient knowledge of the science of mining engineering to enable them to understand and read the mine workings of any mine as shown on maps presented at the examination and to make a cross section of any mine from said maps when required by the examining board They shall give evidence of such theoretical as well as practical knowledge and general intelligence respecting mines and mining and the working and ventilation of mines as well as will satisfy the board of their capability and fitness for the important duties imposed upon the inspectors

The term "coal miners" as used in the foregoing paragraph shall mean the persons who cut and blast coal in anthracite mines

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 17, entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" exempting wine manufactured in the home for home consumption from tax

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That division (a) of section three of the act approved the fifth day of December one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" is hereby amended to read as follows

Section 3 Imposition of Tax (a) Except as otherwise in this act provided every manufacturer shall be subject to pay to the Commonwealth of Pennsylvania the taxes imposed in this section for the privilege of producing manufacturing distilling rectifying or compounding distilled spirits rectified spirits or wines in this Commonwealth when such distilled spirits rectified spirits or wines are withdrawn from bond or if not required by act of Congress to be stored or placed in bond when prepared for market or for use in the manufacture or production of any beverage intended for sale

Such taxes shall be measured by the amount of such distilled spirits rectified spirits and wines so produced manufactured distilled rectified or compounded by the manufacturer on or after the effective date of this act and shall be computed thereon at the following rates

On distilled spirits one dollar ($1) per proof gallon or wine gallon when below proof and a proportionate tax at a like rate on all fractional parts of such proof or wine gallon

On rectified spirits thirty cents ($.30) per proof gallon or wine gallon when below proof and a proportionate tax at a like rate on all fractional parts of such proof or wine gallon in addition to the tax imposed herein on the privilege of manufacturing or producing using or selling within this Commonwealth the distilled spirits or wines from which said rectified spirits are produced manufactured or compounded

On wines one-half cent ($.005) per unit of proof per wine gallon and a proportionate tax at a like rate on all fractional parts of such wine gallon but this act shall not be construed to impose any tax on wine manufactured on premises occupied as home for consumption on such premises by the occupant his family and guests and which is not sold or offered for sale

Provided however That the rate of tax on the privilege of manufacturing producing or distilling in this Commonwealth distilled spirits or wines until January first one thousand nine hundred thirty-four shall be two dollars on each proof gallon or wine gallon when below proof and a proportionate tax at a like rate on all fractional parts of such proof or wine gallon and that until January first one thousand nine hundred thirty-four the tax of thirty cents ($.30) per proof gallon or wine gallon when below proof shall not be imposed for the privilege of rectifying spirits

On the question,

Will the House agree to the section?

Mr. ZAPPALA. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 3, line 26, by inserting after the word "sale" the following:

Provided, The amount so manufactured does not exceed two hundred gallons in any one year

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend division (a) of section three of the act approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34), entitled "An act imposing State taxes, payable by those herein defined as manufacturers and importers, on the privilege of manufacturing, selling, or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors; providing for the collection of the taxes, and the manner of making payment thereof; conferring powers and imposing duties on certain State officers and departments, and upon manufacturers, importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors; authorizing refunds or exemptions in certain cases, and making an appropriation therefor; and providing penalties;" exempting wine manufactured in the home for home consumption from tax.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 239 as follows:

An Act to amend clauses seventy-one seventy-two seventy-three seventy-four seventy-five and seventy-six of section five article eleven of the act approved the ninth day of June one thousand nine hundred and eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania and for the protection and preservation of property connected therewith" by adding thereto clause seventy-six A prohibiting the use of electric coal-cutting machines and other mechanical devices in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clauses seventy-one seventy-two seventy-three seventy-four seventy-five and seventy-six of the act approved the ninth day of June one thousand nine hundred and eleven (P. L. 756) entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Penn-

sylvania and for the protection and preservation of property connected therewith" is hereby amended by adding thereto clause seventy-six A

Electric Coal-Cutting Machines and Other Mechanical Devices

71 No man shall be placed in charge of a coal-cutting machine in any gaseous portion of a mine who is not a competent person capable of determining the safety of the roof and sides of the working place and detecting the presence of explosive gas

72 In any gaseous portion of a mine a coal-cutting machine shall not be brought within the last breakthrough next the working face until the machine man shall have made an inspection for gas in the place where the machine is to work unless such examination is then made by some other competent person authorized or appointed for that purpose by the mine foreman if any explosive gas is found in the place the machine shall not be taken in

73 No coal-cutting machine shall be continued in operation in a gaseous portion of a mine for a longer period than half an hour without an examination as above described being made for gas and if gas is found the current shall at once be switched off the machine and the trailing cable shall forthwith be disconnected from the power supply

74 The persons finding gas shall at once report the fact to the fire boss or mine foreman and the machine shall not again be started in such place until the fire boss or a person duly authorized by the mine foreman has examined it and pronounced it safe

75 The person in charge of a coal-cutter or drilling machine shall not leave the machine while it is working and shall before leaving the working place see that the current is cut off from the training cables

76 In any gaseous portion of a mine if any electric sparking or arc be produced outside a coal-cutting or other portable motor or by the cables or rails the machine shall be stopped and not be worked again until the defect is repaired and the occurrence shall be reported to an official of the mine

76 A No electric coal-cutting machine or other mechanical device shall be used or employed in cutting pillars and stumps or in any retreat work

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 759, as follows:

An Act making an appropriation for the payment of the expenses of the committee of the House of Representatives created to make an audit inventory and investigation of the liquor store system and to investigate other facts and circumstances surrounding the liquor store system and authorizing said committee to fix the compensation of persons employed by it

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the committee created by the provisions of the House of Representatives Resolution number forty Serial Number forty-five which authorized the Speaker of the House of Representatives to appoint a committee of seven Members of the House to make a rigid audit inventory and investigation of the operation of the liquor store system and also to investigate such other facts and circumstances surrounding the operation of the liquor store system as it deemed necessary for the information of the House for the purpose of paying the compensation of reporters stenographers clerks and assistants employed in the investigation authorized by said resolution for the payment of witness fees and mileage of witnesses called before said committee for the payment of postage telegraph telephone and express charges and for all such other necessary and incidental expenses as may be incurred by said committee in the performance of its duties Payment from said appropriation shall be made on requisition of the chairman of the investigating committee in the manner provided by law

Section 2 The committee shall have full power to fix the compensation of such persons as may be employed by the committee as reporters stenographers clerks and assistants in carrying out the provisions of said resolution

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 117, as follows:

An Act To regulate the sale and delivery of solid fuel as herein defined providing for appointment of licensed weighmasters prescribing their powers and duties imposing certain duties on the Department of Internal Affairs and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "solid fuel" when used in this act shall mean anthracite semi-anthracite bituminous semi-bituminous or lignite coal briquettes boulets coke gas-house coke petroleum coke petroleum carbon charcoal or any other natural manufactured or patented fuel not sold by liquid or metered measure

The term "person" when used in this act shall be construed to include any individual partnership unincorporated association or corporation

Section 2 It shall be unlawful to sell solid fuels excepting by weight No person shall sell or deliver or start out for delivery less than two thousand (2,000) pounds of weight to the ton of any solid fuel or a proper proportion thereof in quantities less than a ton and such solid fuel shall be duly weighed by a licensed weighmaster on accurate scales and tolerance at the rate of thirty (30) pounds to the ton shall be allowed for unavoidable wastage and unavoidable variation in scales

Section 3 No person upon the sale of solid fuel shall deliver or cause to be delivered or to be started out for delivery any solid fuel without each lot in each separate compartment of any vehicle or vehicle and trailer being accompanied by a weight certificate issued by a licensed weighmaster on which shall be distinctly expressed

(a) In pounds the weight kind and size of the solid fuel

(b) The name of seller

(c) The name of the purchaser

(d) The license number of the vehicle and

(e) The signature of the licensed weighmaster by whom weighed

In all cases the weight certificate shall be delivered to the purchaser

When solid fuel is sold in lots of less than one hundred (100) pounds the provisions of this section shall not apply if the solid fuel is delivered in closed containers or closed bags and the net contents of such bag or container expressed in pounds is plainly stamped or printed thereon or upon a tag securely attached thereto This section shall not apply to the sale of a boatload or railroad carload of solid fuel delivered direct from the boat or car to one purchaser and accepted as to weight by the purchaser on the bill of lading or other voucher issued by the carrier

Section 4 Where any person shall for practical reasons be unable to deliver solid fuel to the purchaser originally designated in the weight certificate he may under specific authority of any licensed weighmaster substitute the name and address of another purchaser provided that report of

such substitution is made to the licensed weighmaster within twenty-four hours.

Section 5 Any weights and measures official of this State or of any local government of this State who finds any quanity of solid fuel ready for or in process of delivery may direct the person in charge of the solid fuel to convey the same to the nearest available accurate scales designated by said official Such official shall thereupon determine the weight of the solid fuel and the vehicle on which it is carried and shall direct such person in charge to return to such scales forthwith upon unloading the solid fuel and upon such return the official shall determine the weight of the vehicle without load No person in charge of a vehicle containing such solid fuel or from which such solid fuel has been unloaded shall fail to take the vehicle upon the direction of the weights and measures official to scales as aforesaid or refuse to permit the solid fuel or vehicle to be weighed by such official

Section 6 No person shall make or issue a weight certificate of solid fuel unless licensed by the Secretary of the Department of Internal Affairs of this Commonwealth Application for such license shall be made upon a form prescribed by the Secretary of said Department and shall indicate the place where the weighmaster shall perform this function and the type and capacity of the scale to be used by the applicant The applicant shall furnish satisfactory evidence of good moral character and of ability to weigh accurately and to make correct weight certificates The applicant shall pay a license fee of five dollars ($5.00) to the Director of said Bureau for remittance to the State Treasurer The license shall be for a period not exceeding three years A license may be renewed in the discretion of the director for successive periods of not exceeding three years each upon payment of a license fee of five dollars ($5.00) to the Secretary of the Department of Internal Affairs for remittance to the State Treasurer Each license shall be kept at the place where the weighmaster is engaged in weighing and shall be open to inspection A license may be revoked by the Secretary of the Department of Internal Affairs after hearing upon due notice to the licensee for dishonesty incompetency inaccuracy or for any violation of the provisions of this act and must be revoked by the director when the weighmaster has lost his employment at the place of weighing for which the license has been issued

Section 7 It shall be unlawful for any weighmaster to issue a false or incorrect weight certificate or for any person to solicit him to do so It shall be unlawful for any person knowingly to use a false or incorrect weight certificate or to use a weight certificate not bearing the signature of a licensed weighmaster and the license number of the vehicle It shall be unlawful for any weighmaster knowingly to permit any weight certificate to be issued or used which purports to bear his signature and which was not in fact signed by him or which expresses a weight not ascertained by him It shall be unlawful for any person to deliver solid fuel without a weight certificate or to permit any diminution of the load of solid fuel before its delivery to the purchaser or purchasers thereof or to fail neglect or refuse to deliver a correct and lawful weight certificate to the purchaser of solid fuel

Section 8 Any person violating any of the provisions of this act shall upon summary conviction before a magistrate be sentenced for the first offense to pay a fine of not more than fifty dollars ($50.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than ten days and for the second offense be sentenced to pay a fine of not more than one hundred dollars ($100.00) and costs of prosecution and in default of payment thereof shall undergo imprisonment for not more than thirty days and for the third and each succeeding offense shall be sentenced to pay a fine of one hundred dollars ($100) and costs of prosecution and shall undergo imprisonment for thirty days

Section 9 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of the act It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 10 This act shall become effective immediately upon final enactment

Section 11 The act approved the second day of January one thousand nine hundred and thirty-four (P. L. 196, 1933-34) entitled "An act to regulate the sale and delivery of coal coke petroleum coke briquettes and other solid fuels providing for appointment of public weighmasters prescribing their powers and duties imposing certain duties on the Department of Internal Affairs and providing penalties" is hereby repealed

All other acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 256, as follows:

An Act to protect the public safety by prohibiting coal stripping work in close proximity to public highways and the abandonment of stripping work unless the earth is replaced in the opening caused by such work

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the protection of the public safety no person copartnership association or corporation engaged in the socalled coal stripping process by which top earth is removed in order to recover coal lying beneath shall hereafter prosecute such stripping process within one hundred feet of the outer edge of any public highway and such one hundred feet shall be measured from the outer edge of the highway to the top of the opening caused by such stripping process No person copartnership association or corporation engaged in the stripping of coal shall hereafter abandon such stripping work unless the earth which has been removed in order to reach the coal shall all be replaced in the opening in the ground caused by such stripping process

Section 2 Any person violating the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than five hundred dollars or more than three thousand dollars or any person or the members of any copartnership or association or the officers and directors of any corporation responsible for such violation shall be imprisoned for a term of not less than thirty days or more than six months or by both such fine and imprisonment in the discretion of the court

Section 3 The Department of Highways and the Department of Mines are hereby charged with the enforcement of this act

Section 4 All laws inconsistent with this act are repealed

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 225, as follows:

An Act to prevent fraud and deception in the shipping marketing and sale of anthracite coal providing standards for anthracite coal and providing penalties for the violation of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in

General Assembly met and it is hereby enacted by the authority of the same That in order to prevent fraud and deception in the shipping marketing and sale of anthracite coal no person copartnership association or corporation engaged in the business of mining or stripping of anthracite coal or in the reclaiming of anthracite coal from refuse banks or rivers or streams or in the marketing of anthracite coal shall hereafter market ship sell or offer for sale any anthracite coal at wholesale or retail unless the same conforms to one of the following standards

(a) Freshly mined coal which shall consist entirely of coal taken out of the ground through the process known as mining and with which no top or stripping coal recovered by the process of removing the top earth covering coal in the ground or any coal reclaimed from refuse banks or from deposits in rivers or streams in any quantity whatever is intermixed.

(b) Top or stripping coal which shall consist entirely of coal recovered by a process of removing the top earth covering coal in the ground except that freshly mined coal may be intermixed with top or stripping coal if the mixture is sold or offered for sale as top or stripping coal

(c) Refuse coal which shall consist entirely of coal reclaim from refuse banks by a process of washing or screening or both or from deposits in the beds of rivers and streams except that top or stripping coal and freshly mined coal may be intermixed with refuse coal if the mixture is sold or offered for sale as refuse coal No tolerances whatever shall be allowed in the shipment marketing and sale of coal from the standards above provided

Section 2 Every person copartnership association and corporation engaged in the mining or the recovery of coal by a stripping process or the reclaiming of coal from refuse banks rivers or streams or in the sizing of coal in breakeries or by other methods or engaged in the marketing of coal who shall ship market sell or offer for sale any coal at wholesale or retail shall be required to specify on the bill of lading sale bill or other memorandum accompanying such shipment or sale the standard of coal shipped marketed or sold which coal shall conform to the standards provided for by this act and no anthracite coal shall be sold at retail unless a written bill or other written memorandum is delivered to the vendee specifying the standard of the coal sold

Section 3 Any person copartnership association or corporation shipping marketing selling or offering for sale anthracite coal contrary to the provisions of this act or which does not conform to the standards provided by this act or under any standard not provided for this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) for a first offense and not less than five hundred dollars ($500) nor more than one thousand dollars ($1,000) or by imprisonment for a term of not more than one year or both at the discretion of the court for any second or subsequent offense

Section 4 The Department of Mines and county and city sealers of weights and measures are hereby charged with the enforcement of this act

Section 5 This act shall become effective on the first day of July one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 219, entitled:

An Act providing that the statute of limitations shall not be a defense against claims of poor districts for the maintenance and support of persons who are public charges including mental patients.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Achterman,	Duffort,	Lovett,	Shaw,
Alexander,	Eberharter,	Lynch,	Shepard,
Allen,	Ederer,	Male,	Shortz,
Altenburg,	Eroe,	Mallen,	Shreiner,
Andrews,	Falkenstein,	Mason,	Shugarts,
Arnold,	Ferko,	McCreary,	Siegel,
Atkins,	Finnerty,	McDermott,	Simon,
Aukerman,	Fitch,	McDevitt,	Simpson,
Baine,	Flanagan,	McElroy,	Sinwell,
Baker, F. T.,	Flinchbaugh,	McHenry,	Smith, J. A.,
Baker, J J.,	Flynn,	Melchiorre,	Smith, W. G.,
Baldi,	Forrest,	Mentzer,	Snyder, F. E.,
Barber,	Furman,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gates,	Mooney,	Sowers,
Bernhard,	Gerard,	Moore,	Sproul,
Blumberg,	Gillette,	Moran,	Stank,
Booze,	Green,	Moul,	Stevens,
Boyd, R.,	Greenstein,	Muir,	Stewart,
Boyer,	Habbyshaw,	Munley,	Stockham,
Bradley,	Haberlen,	Murrin,	Stone,
Brancato,	Hagerty,	Nagel,	Stott,
Brennan,	Haluska,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, F. P.,	O'Keefe,	Surface,
Brown, J. E.,	Hamilton, R. S.,	Ominsky,	Tahl,
Brownfield,	Harkins,	Panton,	Terry,
Brumbaugh,	Harmuth,	Parks,	Tronzo,
Burke,	Hart,	Patterson, J. W.,	Trout,
Cannon,	Hartman,	Pearson,	Tumelty,
Caputo,	Hefferon,	Perry,	Turner,
Carr,	Hermansen,	Pfaff,	Van Allsburg,
Carson,	Hetrick,	Phillips,	Van Sickle,
Castor,	Hindman,	Piole,	Walker,
Chervenak,	Hirsch,	Powers,	Wall,
Coakley,	Hoffner,	Reising,	Wasserman,
Cochran,	Holland,	Reynolds,	Weidemann,
Cohen,	Holstrom,	Rinn,	Weiss,
Coleman,	Hoopes,	Roan,	Welliver,
Condon,	Horst,	Robinson,	Welsh,
Conner,	Jackson,	Rooney,	Westrick,
Coolahan,	Jones,	Root,	White,
Cordier,	Kelso,	Ruffennach,	Wilson,
Davies,	Kilroy,	Ruth,	Witkin,
Decker,	Kinney,	Sarraf,	Wood,
Denning,	Klingler,	Scanlon,	Woodside,
Dent,	Kobelak,	Schrock,	Yourishin,
Diehl,	Larue,	Schrope,	Zappala,
Dilley,	Linderman,	Schwab,	Zimmerman,
Downey, G. E.,	Long,	Schwartz,	Sarig,
Downey, J. J.,			

NAYS 6

Longaker,	Merrell,	Rhys,	Wickersham,
McKinney,	Peters,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 330, entitled:

An Act making water companies liable for damage caused by fire when it has discontinued supplying water for fire protection purposes to any city borough town or township

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—190

Achterman,	Ederer,	McDermott,	Shaw,
Alexander,	Eroe,	McDevitt,	Shepard,
Allen,	Falkenstein,	McElroy,	Shortz,
Altenburg,	Ferko,	McHenry,	Shreiner,
Andrews,	Finnerty,	McKinney,	Shugarts,
Arnold,	Fitch,	Melchiorre,	Siegel,
Aukerman,	Flanagan,	Mentzer,	Simon,
Baine,	Forrest,	Merrell,	Simpson,
Baker, F. T.,	Furman,	Moomaw,	Sinwell,
Baker, J J.,	Gates,	Mooney,	Sloan,
Baldi,	Gerard,	Moore,	Smith, J. A.,
Barber,	Gillette,	Moran,	Smith, W. G.,
Barnhardt,	Green,	Moul,	Snyder, F. E.,
Bernhard,	Greenstein,	Muir,	Snyder, J. L.,
Blumberg,	Haberlen,	Munley,	Sowers,
Boose,	Hagerty,	Murrin,	Sproul,
Boyd, R.,	Haluska,	Nagel,	Stank,
Boyer,	Hamilton, F. P.,	Nothnagle,	Stevens,
Bradley,	Hamilton, R. S.,	O'Keefe,	Stewart,
Brancato,	Harkins,	Ominsky,	Stockham,
Brennan,	Harmuth,	O'Neill,	Stone,
Brown, H. S.,	Hartman,	Panton,	Stott,
Brown, J. E.,	Hefferon,	Parks,	Surface,
Brownfield,	Hermansen,	Patterson, C.,	Tahl,
Brumbaugh,	Hetrick,	Patterson, J. W.,	Terry,
Burke,	Hindman,	Pearson,	Tronzo,
Cannon,	Hirsch,	Pfaff,	Trcut,
Carr,	Hoffner,	Phillips,	Tumelty,
Carson,	Holland,	Piole,	Turner,
Castor,	Holstrom,	Powers,	Van Allsburg,
Chervenak,	Hoopes,	Reising,	Van Sickle,
Coakley,	Horst,	Reynolds,	Walker,
Cochran,	Jones,	Rhys,	Wall,
Coleman,	Kane,	Rinn,	Wasserman,
Condon,	Kelso,	Roan,	Weidemann,
Coolahan,	Kinney,	Robinson,	Weiss,
Cordier,	Klingler,	Rooney,	Welliver,
Davies,	Kobelak,	Root,	Welsh,
Decker,	Larue,	Ruffennach,	Westrick,
Denning,	Linderman,	Ruth,	Wheeler,
Dent,	Long,	Sarraf,	Wilson,
Diehl,	Longaker,	Scanlon,	Witkin,
Dilley,	Lovett,	Schrock,	Yeakel,
Downey, G. E.,	Lynch,	Schrope,	Yourishin,
Downey, J. J.,	Mallen,	Schwab,	Zappala,
Duffort,	Mason,	Schwartz,	Sarig,
Eberharter,	McCreary,		

NAYS—9

Atkins,	Male,	Peters,	Wickersham,
Conner,	Perry,	Sumney,	Wood,
Flinchbaugh,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 307, entitled:

An Act requiring the meetings of the corporate authorities of all counties cities boroughs incorporated towns townships school and poor districts to be open to the public

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Achterman,	Finnerty,	McElroy,	Shugarts,
Alexander,	Fitch,	McHenry,	Siegel,
Andrews,	Flanagan,	McKinney,	Simon,
Arnold,	Flinchbaugh,	Melchiorre,	Simpson,
Atkins,	Flynn,	Mentzer,	Sinwell,
Aukerman,	Forrest,	Merrell,	Smith, J. A.,
Baine,	Furman,	Moomaw,	Smith, W. G.,
Baker, F. T.,	Gates,	Mooney,	Snyder, F. E.,
Baker, J J.,	Gerard,	Moore,	Snyder, J. L.,
Barber,	Gillette,	Moran,	Sowers,
Barnhardt,	Green,	Moul,	Sproul,
Boose,	Greenstein,	Muir,	Stank,
Boyer,	Habbyshaw,	Munley,	Stevens,
Bradley,	Haberlen,	Murrin,	Stewart,
Brancato,	Hagerty,	Nagel,	Stockham,
Brennan,	Haluska,	Nothnagle,	Stone,
Brown, H. S.,	Hamilton, F. P.,	O'Keefe,	Stott,
Brown, J. E.,	Hamilton, R. S.,	Ominsky,	Sumney,
Brownfield,	Harkins,	O'Neill,	Surface,
Brumbaugh,	Harmuth,	Panton,	Tahl,
Burke,	Hart,	Parks,	Terry,
Cannon,	Hartman,	Patterson, J. W.,	Tronzo,
Caputo,	Hefferon,	Pearson,	Trout,
Carr,	Hermansen,	Pfaff,	Tumelty,
Carson,	Hetrick,	Phillips,	Turner,
Castor,	Hindman,	Piole,	Van Allsburg,
Chervenak,	Hoffner,	Powers,	Van Sickle,
Coakley,	Holland,	Reising,	Walker,
Cochran,	Holstrom,	Reynolds,	Wall,
Coleman,	Hoopes,	Rhys,	Wasserman,
Condon,	Horst,	Rinn,	Weidemann,
Conner,	Jones,	Roan,	Weiss,
Coolahan,	Kelso,	Robinson,	Welliver,
Cordier,	Kilroy,	Rooney,	Welsh,
Davies,	Kinney,	Root,	Westrick,
Decker,	Klingler,	Ruffennach,	White,
Denning,	Kobelak,	Ruth,	Wickersham,
Dent,	Larue,	Sarraf,	Wilson,
Diehl,	Linderman,	Scanlon,	Witkin,
Dilley,	Long,	Schrock,	Wood,
Downey, G. E.,	Longaker,	Schrope,	Woodside,
Downey, J. J.,	Lovett,	Schwab,	Yeakel,
Eberharter,	Lynch,	Shaw,	Yourishin,
Ederer,	Male,	Shepard,	Zappala,
Eroe,	McCreary,	Shortz,	Zimmerman,
Falkenstein,	McDermott,	Shreiner,	Sarig,
Ferko,	McDevitt,		

NAYS—4

Allen,	Altenburg,	Blumberg,	Peters,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 208, entitled:

An Act to protect the lives and secure the safety and health of the people by making it unlawful to evict persons from dwellings or levy upon and sell necessary household goods under certain conditions requiring notice of intent to serve any writ of distress for rent writ of possession or execution to be served on occupant of dwelling authorizing courts of common pleas to grant injunctions against the service of such writs and in such cases to suspend payment by owner of premises of interest on liens and to release such owner of liability for payment of certain taxes

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HOOPES. Mr. Speaker and members of the House, in view of the fact that quite a number of the members of the House have spoken to me about this bill and indi-

cated that they did not fully understand some of its provisions, I thought that I should make just a brief statement of its purpose.

Several members have not noticed the very first part of section one. They have felt that section one, postively forbiding evictions, would prevent them, regardless of what was said in the following sections. If you will read the very beginning you will note that it starts out "Subject to the conditions hereinafter set forth," which ties this otherwise blank prohibition with the rest of the bill.

It provides briefly that before any writ of eviction or of execution to sell household furniture which is in use by a family that is unemployed shall be served, five days notice must be given to the defendant, and that within that five days the defendant can petition the Court of Common Pleas, setting forth his condition and asking for a stay, and that the Court, after a hearing, can either stay or refuse to stay the writ as they may determine. The matter is entirely within the discretion of the Court of Common Pleas Judge who hears the petition.

This measure is necessary because at the present time tenants are being thrown out on the sidewalks. I know that in our particular district they have been taking them to the Stewart's quarters in the poorhouse. Children are taken out of school and kept there for several weeks until the Poor Board can induce some more or less gullible landlord to take them in. When you are on relief the Relief Boards in most cases openly advise the tenants not to pay the rent. The landlord has very little choice but to throw them out. If this bill is passed, I submit to you that the landlords are going to join with the tenants who are unemployed in demanding rent relief, which we should have had years ago but which we have had very little of as yet in Pennsylvania. Shelter is almost as important as food. We should have rent relief as well as food relief. If we put this measure on the books I am very sure the landlords are going to say "If you are not going to let us put the tenants out, you at least have got to pay some rent in order that we may pay our taxes and interest and so forth." You will then get rent relief which we should have had long ago. As long as you leave the burden entirely on the unemployed, unfortunately the landlords seem to feel that they prefer to put the tenants out and not join with them in a demand for rent relief.

You have passed measures relieving owners of houses, permitting the Courts to stay Sheriff's sales under conditions such as this measure will take care of for tenants. The same bill with very little changes, which did not alter its purpose in any way, passed the House two years ago. This measure is in accord with the steps that we are taking to protect those who have been adversely affected by the depression. This will protect a class which needs that protection more than any other group at the present time.

It is endorsed by unemployed organizations throughout the state and also by many of the groups who have studied the very unfortunate situation existing with regard to tenants at the present time.

I therefore ask the members of this House to vote Aye on this measure.

Mr. TURNER. Mr. Speaker, may I interrogate the gentleman from Berks?

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, I would like to ask the gentleman from Berks what happens in the event that the person in possession of the property does not file a petition.

Mr. HOOPES. The plaintiff in the writ will go ahead just the same and continue that writ.

Mr. TURNER. Mr. Speaker, is there anything in the act which says so?

Mr. HOOPES. Mr. Speaker, the bill itself does not specifically say so but it very definitely infers so. Somebody suggested that to me this morning. The bill was in the House two years ago, was gone over very carefully by a sub-committee of the Judiciary General Committee, who virtually rewrote the bill and that particular point was never raised. I don't think there is any doubt about it. All the bill provides is that they shall have five days in which to petition the Court and if they fail to do it the landlord on the writ proceeds, as he has given notice that he would do.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—117

Andrews,	Dent,	Kinney,	Root,
Arnold,	Diehl,	Kobelak,	Ruffennach,
Baine,	Duffort,	Larue,	Ruth,
Baker, J. J.,	Eroe,	Lovett,	Scanlon,
Barber,	Falkenstein,	Mallen,	Schrope,
Bernhard,	Ferko,	Mason,	Shaw,
Blumberg,	Finnerty,	McCreary,	Shepard,
Boose,	Fitch,	McDermott,	Shortz,
Boyd, R.,	Flanagan,	Melchiorre,	Shugarts,
Boyer,	Forrest,	Moomaw,	Smith, J. A.,
Bradley,	Gates,	Mooney,	Sowers,
Brancato,	Gerard,	Moran,	Stank,
Brown, H. S.,	Green,	Moul,	Stott,
Brownfield,	Greenstein,	Munley,	Surface,
Brumbaugh,	Habbyshaw,	Murrin,	Tahl,
Burke,	Haluska,	Nagel,	Tronzo,
Cannon,	Hamilton, F. P.,	O'Keefe,	Tumelty,
Caputo,	Hamilton, R. S.,	Ominsky,	Walker,
Carr,	Harkins,	O'Neill,	Wasserman,
Castor,	Harmuth,	Perry,	Welsh,
Chervenak,	Hart,	Pfaff,	Westrick,
Cochran,	Hefferon,	Phillips,	White,
Cohen,	Hermansen,	Piole,	Wilson,
Coleman,	Hirsch,	Powers,	Witkin,
Condon,	Holland,	Reising,	Woodside,
Conner,	Holstrom,	Reynolds,	Yourishin,
Coolahan,	Hoopes,	Rhys,	Zappala,
Cordier,	Jackson,	Roan,	Zimmerman,
Davies,	Jones,	Rooney,	Sarig,
Decker,	Kilroy,		

NAYS—75

Achterman,	Hetrick,	Nothnagle,	Snyder, F. E.,
Alexander,	Hindman,	Panton,	Snyder, J. L.,
Allen,	Hoffner,	Parks,	Sproul,
Altenburg,	Horst,	Patterson, C.,	Stevens,
Atkins,	Kelso,	Patterson, J. W.,	Stewart,
Aukerman,	Klingler,	Pearson,	Stockham,
Baker, F. T.,	Linderman,	Peters,	Stone,
Baldi,	Long,	Rinn,	Sumney,
Barnhardt,	Longaker,	Robinson,	Trout,
Brown, J. E.,	Lynch,	Sarraf,	Turner,
Carson,	Male,	Schrock,	Van Allsburg,
Coakley,	McDevitt,	Schwab,	Van Sickle,
Dilley,	McElroy,	Shreiner,	Wall,
Downey, G. E.,	McHenry,	Siegel,	Weidemann,
Eberharter,	McKinney,	Simon,	Weiss,
Flinchbaugh,	Mentzer,	Simpson,	Welliver,
Flynn,	Merrell,	Sinwell,	Wickersham,
Furman,	Moore,	Sloan,	Wood,
Haberlen,	Muir,	Smith, W. G.,	Yeakel,
Hagerty,			

The majority required by the Constitution having voted in affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideratoin of House Bill No. 552, entitled:

An Act authorizing the insurance of deposits of funds of political subdivisions of this Commonwealth with the Federal Deposit Insurance Corporation or other similar agency; and prohibiting requiring further security for amounts so insured.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—203

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sinwell,
Baker, F. T.,	Forrest,	Mentzer,	Sloan,
Baker, J J.,	Furman,	Merrell,	Smith, J. A.,
Baldi,	Gates,	Moomaw,	Smith, W. G.,
Barber,	Gerard,	Mooney,	Snyder, F. E.,
Barnhardt,	Gillette,	Moore,	Snyder, J. L.,
Bernhard,	Green,	Moran,	Sowers,
Blumberg,	Greenstein,	Moul,	Sproul,
Boose,	Habbyshaw,	Muir,	Stank,
Boyd, H. N.,	Haberlen,	Munley,	Stevens,
Boyd, R.,	Hagerty,	Murrin,	Stewart,
Boyer,	Haluska,	Nagel,	Stockham,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stone,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stott,
Brennan,	Harkins,	Ominsky,	Sumney,
Brown, H. S.,	Harmuth,	O'Neill,	Surface,
Brown, J. E.,	Hart,	Panton,	Tahl,
Brownfield,	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holland,	Phillips,	Walker,
Chervenak,	Holstrom,	Piole,	Wall,
Coakley,	Hoopes,	Powers,	Wasserman,
Cochran,	Horst,	Reising,	Weidemann,
Cohen,	Jackson,	Reynolds,	Weiss,
Coleman,	Jones,	Rhys,	Welliver,
Condon,	Kane,	Rinn,	Welsh,
Conner,	Kelso,	Roan,	Westrick,
Coolahan,	Kilroy,	Robinson,	White,
Cordier,	Kinney,	Rooney,	Wickersham,
Davies,	Klingler,	Root,	Wilson,
Decker,	Kobelak,	Ruffennach,	Witkin,
Denning,	Larue,	Ruth,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the reading and consideration of House Bill No. 257, as follows:

An Act To amend article three of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended removing the authority of the Superintendent of Police to appoint additional patrolmen at the expense of persons asking such appointment

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That article three of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class" as amended by the acts approved the twentieth day of June one thousand nine hundred and one (Pamphlet Laws five hundred eighty-six) and the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred sixty) is hereby further amended to read as follows

ARTICLE III

Department of Public Safety

Section 1 The Department of Public Safety shall be under the charge of one director who shall be the head thereof The care management administration and supervision of the police affairs and all matters relating to the public health to the fire and police force fire alarm telegraph erection of fire-escapes and the inspection of buildings and boilers markets and food sold therein and the construction protection and repair of buildings erected for police and fire purposes shall be in charge of this department

No person shall be employed in this department as a policeman or fireman who is not a citizen of the United States or who has been convicted of crime unless pardoned or who cannot read and write understandingly in the English language or who shall not have resided within the State at least one year preceding his appointment

[The Superintendent of Police whenever directed by the Department shall appoint and cause to be sworn in any number of additional patrolmen to do duty at any place in the city designated by and at the charge and expense of the person or persons who may ask for such appointment They shall be subject to and obey the orders rules and regulations of the department and conform to the general discipline and special regulations thereof]

The city recorder may upon any emergency or apprehension of riot or mob take command of the police force and appoint as many special patrolmen as he may deem advisable During their service the special appointees shall possess the powers and perform the duties of regular employes of the department and shall receive such compensation as shall be authorized by the city recorder not exceeding that of the regular officers of the force performing corresponding duties

The department shall make suitable regulations under which the officers and members of the fire telegraph and police force shall be required to wear an appropriate uniform It shall be a misdemeanor punishable by a fine not exceeding five hundred ($500.00) dollars and imprisonment not exceeding six (6) months or either or both in the discretion of the court for any person to falsely personate by uniform insignia or otherwise any officer or member of the department

The city councils may provide by ordinance a fund for the care maintenance and relief of aged retired disabled or injured policemen or firemen and the families of such as may be injured or killed in the service

No policeman or fireman appointed under this act shall be dismissed without his written consent except by the decision of a court either of trial or inquiry duly determined and certified in writing to the city recorder which court shall be composed of persons belonging to the police or fire force equal or superior in official position therein to the accused Such decision shall only be determined by trial of charges with plain specifications made by or lodged with the director of the department of public safety of which trial the accused shall have due notice and at which he shall have the right to be present in person The persons composing such court shall be appointed and sworn

by the director of the department of public safety to perform their duties impartially and without fear or favor and the person of highest rank in such court shall have the same authority to issue and enforce process to secure the attendance of witnesses and to administer oaths to witnesses as is possessed by any justice of the peace of this Commonwealth

Such charges may be of disability for service in which case the court shall be one of inquiry whose decision may be for the honorable discharge from the service of the person concerned or of neglect or violation of law or duty inefficiency intemperance disobedience of orders or unbecoming official or personal conduct in which cases the court shall be one of trial and its decision may authorize the director of the department of public safety to impose fines and pecuniary penalties to be stopped from pay or to suspend from pay or duty or both for a period fixed by them not exceeding one year or to dismiss from the service

It shall be lawful for the director of the department of public safety at his discretion to suspend from duty before trial any person charged as aforesaid until such trial can be had with or without pay as such court shall afterward determine but no trial shall be delayed for more than one month after charge has been made

The finding of the court of trial or inquiry as aforesaid shall be of no effect until approved by the city recorder

The laws in relation to health buildings and building inspection remain unaffected by any of the provisions thereof and the board of health and the building inspectors shall remain as heretofore and shall be attached to the Department of Public Safety

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—142

Achterman,	Dilley,	Melchiorre,	Shortz,
Alexander,	Downey, G. E.,	Merrell,	Shugarts,
Allen,	Eberharter,	Moomaw,	Siegel,
Altenburg,	Eroe,	Mooney,	Simon,
Andrews,	Falkenstein,	Moore,	Sinwell,
Arnold,	Finnerty,	Moran,	Smith, J. A.,
Atkins,	Fitch,	Moul,	Smith, W. G.,
Aukerman,	Flanagan,	Muir,	Snyder, F. E.,
Baine,	Flinchbaugh,	Munley,	Sowers,
Baker, F. T.,	Furman,	Murrin,	Stank,
Baker, J J.,	Gerard,	Nagel,	Stevens,
Baldi,	Green,	O'Keefe,	Stockham,
Blumberg,	Haberlen,	Ominsky,	Stott,
Boose,	Hagerty,	O'Neill,	Sumney,
Boyer,	Haluska,	Panton,	Surface,
Brancato,	Hamilton, F. P.,	Parks,	Tahl,
Brown, H. S.,	Harkins,	Patterson, J. W.,	Tronzo,
Brown, J. E.,	Harmuth,	Pearson,	Trout,
Brownfield,	Hermansen,	Perry,	Tumelty,
Brumbaugh,	Hetrick,	Pfaff,	Turner,
Burke,	Hindman,	Phillips,	Van Allsburg,
Cannon,	Hirsch,	Piole,	Van Sickle,
Caputo,	Hoffner,	Reising,	Walker,
Carson,	Holland,	Reynolds,	Wall,
Castor,	Holstrom,	Rinn,	Weiss,
Chervenak,	Hoopes,	Roan,	Welliver,
Coakley,	Kilroy,	Root,	Welsh,
Cochran,	Kinney,	Ruffennach,	Westrick,
Cohen,	Klingler,	Ruth,	Wilson,
Coleman,	Kobelak,	Sarraf,	Witkin,
Conner,	Larue,	Scanlon,	Woodside,
Coolahan,	Long,	Schrock,	Yeakel,
Cordier,	Lovett,	Schrope,	Yourishin,
Davies,	Male,	Schwab,	Zappala,
Decker,	McCreary,	Shaw,	Sarig,
Dent,	McKinney,	Shepard,	

NAYS—24

Boyd, R.,	Ferko,	Mallen,	Snyder, J. L.,
Brennan,	Flynn,	McDermott,	Sproul,
Carr,	Forrest,	Nothnagle,	Stewart,
Condon,	Habbyshaw,	Peters,	Terry,
Denning,	Linderman,	Shreiner,	Wood,
Duffort,	Longaker,	Sloan,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 443, entitled:

An Act relating to and providing for the establishment by the Department of Labor and Industry of minimum fair wage standards for women and minors employed in trades and industries in this Commonwealth; providing for the creation of wage boards to recommend to the Department of Labor and Industry after study and investigation, minimum fair wages for women and minors in any occupation; conferring powers and duties upon the Department of Labor and Industry and the wage boards; imposing certain duties and requirements upon employers of women and minors; providing for the enforcement of the act, and providing civil and criminal penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—183

Achterman,	Ederer,	Mallen,	Schrope,
Alexander,	Eroe,	Mason,	Schwab,
Allen,	Falkenstein,	McCreary,	Schwartz,
Altenburg,	Ferko,	McDermott,	Shaw,
Andrews,	Finnerty,	McDevitt,	Shepard,
Arnold,	Fitch,	McElroy,	Shortz,
Atkins,	Flanagan,	McHenry,	Shreiner,
Aukerman,	Flinchbaugh,	Melchiorre,	Shugarts,
Baine,	Forrest,	Mentzer,	Siegel,
Baker, J J.,	Furman,	Merrell,	Simon,
Baldi,	Gerard,	Moomaw,	Simpson,
Barber,	Green,	Mooney,	Sinwell,
Barnhardt,	Greenstein,	Moore,	Sloan,
Bernhard,	Habbyshaw,	Moran,	Smith, J. A.,
Blumberg,	Haberlen,	Moul,	Snyder, F. E.,
Boyd, R.,	Hagerty,	Muir,	Snyder, J. L.,
Bradley,	Haluska,	Munley,	Sproul,
Brancato,	Hamilton, F. P.,	Murrin,	Stank,
Brennan,	Hamilton, R. S.,	Nagel,	Stevens,
Brown, H. S.,	Harkins,	O'Keefe,	Stewart,
Brown, J. E.,	Harmuth,	Ominsky,	Stockham,
Brownfield,	Hart,	O'Neill,	Stone,
Burke,	Hartman,	Panton,	Stott,
Cannon,	Hefferon,	Parks,	Sumney,
Caputo,	Hermansen,	Patterson, C.,	Surface,
Carr,	Hetrick,	Patterson, J. W.,	Tahl,
Carson,	Hindman,	Pearson,	Terry,
Chervenak,	Hirsch,	Perry,	Tronzo,
Coakley,	Hoffner,	Pfaff,	Tumelty,
Cochran,	Holland,	Phillips,	Van Allsburg,
Cohen,	Holstrom,	Piole,	Van Sickle,
Coleman,	Hoopes,	Powers,	Walker,
Condon,	Horst,	Reising,	Wall,
Conner,	Jackson,	Reynolds,	Wasserman,
Coolahan,	Jones,	Rhys,	Weiss,
Cordier,	Kelso,	Rinn,	Welliver,
Davies,	Kilroy,	Roan,	Welsh,
Decker,	Kinney,	Robinson,	Westrick,
Denning,	Klingler,	Rooney,	White,
Dent,	Kobelak,	Root,	Wilson,
Diehl,	Larue,	Ruffennach,	Yeakel,
Dilley,	Linderman,	Ruth,	Yourishin,
Downey, G. E.,	Long,	Sarraf,	Zappala,
Downey, J. J.,	Lovett,	Scanlon,	Zimmerman,
Duffort,	Lynch,	Schrock,	Sarig,
Eberharter,	Male,		

NAYS—10

Baker, F. T.,	Flynn,	Peters,	Turner,
Boose,	Gates,	Trout,	Weidemann,
Brumbaugh,	Longaker,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Law and Order will meet this afternoon at 3:30 o'clock in room 323.

All members of the House Democratic Party will meet in the House Caucus Room at 1:00 o'clock P. M.

The Committee on Judiciary Local will meet this afternoon at 2:30 o'clock in room 325.

The Committee on Ways and Means will meet at 2:30 o'clock this afternoon in room 323.

The Committee on Insurance will hold a public hearing on House Bill No. 363 in the House Caucus Room at 2:30 o'clock Tuesday, February 19, 1935.

The Committee on Judiciary Special will meet immediately after this morning's session in Room 323.

The Committee on Railroads and Railways will meet immediately after this morning's session in room 521.

All members of Fourth Class Counties will meet immediately after this session in room 326.

The Committee on Cities will meet immediately after this morning's session in the House Caucus Room.

The Committee on Corporations will meet immediately after this morning's session in Room 325.

The Committee on Forestry will meet immediately after this morning's session.

The Committee on Pensions and Gratuities will meet tomorrow morning at 9:30 o'clock in Room 324.

RECESS

The SPEAKER. If there are no objections the Chair is about to declare a recess until 4:00 o'clock this afternoon. Are there objections? The Chair hears none and (at 12:59 o'clock P. M.) declares a recess until 4:00 o'clock P. M.

AFTER RECESS

The House reconvened at 4:00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PERMISSION GRANTED INVESTIGATING COMMITTEE TO SIT DURING SESSION OF HOUSE

Mr. ZIMMERMAN. Mr. Speaker, I am now speaking for the Liquor Control Investigating Committee which requests permission to meet while the House is in session.

The SPEAKER. Will the House give its permission for the Liquor Control Investigating Committee to meet during the session of the House. Are there objections?

The Chair hears none and permission is granted.

REPORTS FROM COMMITTEES

Mr. JAMES W. PATTERSON, from the Committee on Cities reported as committed, House Bill No. 844, entitled:

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class.

Mr. JACKSON, from the Committee on Railroads and Railways reported as amended, House Bill No. 418, entitled:

An Act to promote the safety of travelers upon street railways and buses, and others, by requiring a crew of two on each street railway car and bus.

Mr. YOURISHIN, from the Committee on Corporations re-reported as amended, House Bill No. 354, entitled:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, copartnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

Mr. LYNCH, from the Committee on Judiciary Special reported as committed, House Resolution No. 10.

Mr. BLAINE, from the Committee on Public Utilities reported as committed, House Resolution No. 41.

Mr. MOOMAW, from the Committee on Judiciary Special reported as amended, House Resolution No. 53.

COMMITTEE APPOINTED TO INVESTIGATE POLICE PENSION FUND OF PHILADELPHIA

The SPEAKER. In accordance with Resolution No. 46, adopted by the House on February 18, the Chair appoints the following gentlemen as members of the committee: Messrs. Kilroy, Chairman, Burke, McDevitt, Flanagan and Scanlon.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 547, as follows:

An Act to amend clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by extending the time for a present employe as defined in the act to elect to be covered by the Retirement System and providing for the making of back contributions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause one of section three of the act approved the eighteenth day of July one thousand nine hundred and seventeen (P. L. 1043) entitled "An act establishing a public school employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon boards having the employment of public school employes exempting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties which was last amended by section one of the act approved the twenty-fourth day of April one thousand nine hundred and thirty-one (P. L. 65) is hereby further amended to read as follows

1 All present employes including employes in the Pennsylvania Institution for the Instruction of the Blind Overbrook Philadelphia Pennsylvania the Western Pennsylvania Institution for the Blind Pittsburgh Pennsylvania The Pennsylvania Institution for the Deaf and Dumb Mount Airy Philadelphia Pennsylvania and the Western Pennsylvania Institution for the Instruction of the Deaf and Dumb Wilkinsburg Pennsylvania except those speci-

fically excluded by paragraph three of this section who by written application to the Superintendent of Public Instruction shall elect before the first day of July nineteen hundred and thirty-two thirty-seven to be covered by the retirement system Provided That such employe shall at the time of making such application pay into the School Employes' Retirement Fund to the credit of the employes' annuity savings account as provided for in paragraph number six of section eight of this act an amount equal to what would have been at that date the accumulated deductions contributions from the salary of such employe had the election to be covered by the retirement system been made prior to the first day of July nineteen hundred and nineteen

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—182

Alexander,	Eroe,	McDermott,	Shortz,
Allen,	Falkenstein,	McDevitt,	Shreiner,
Altenburg,	Ferko,	McElroy,	Shugarts,
Andrews,	Finnerty,	McHenry,	Siegel,
Arnold,	Fitch,	McKinney,	Simon,
Atkins,	Flanagan,	Melchiorre,	Simpson,
Aukerman,	Forrest,	Mentzer,	Sinwell,
Baine,	Furman,	Merrell,	Sloan,
Baker, F. T.,	Gates,	Moomaw,	Smith, J. A.,
Baker, J J.,	Gerard,	Mooney,	Snyder, F. E.,
Barber,	Gillette,	Moore,	Snyder, J. L.,
Barnhardt,	Green,	Moran,	Sowers,
Bernhard,	Habbyshaw,	Moul,	Sproul,
Blumberg,	Haberlen,	Muir,	Stank,
Boose,	Hagerty,	Munley,	Stewart,
Boyd, R.,	Haluska,	Nagel,	Stockham,
Boyer,	Hamilton, F. P.,	Nothnagle,	Stone,
Bradley,	Hamilton, R. S.,	O'Keefe,	Stott,
Brancato,	Harkins,	Ominsky,	Sumney,
Brennan,	Harmuth,	O'Neill,	Surface,
Brown, H. S.,	Hart,	Panton,	Tronzo,
Brown, J. E.,	Hartman,	Parks,	Trout,
Brownfield,	Hermansen,	Patterson, C.,	Tumelty,
Brumbaugh,	Hetrick,	Patterson, J. W.,	Turner,
Burke,	Hindman,	Pearson,	Van Allsburg,
Cannon,	Hirsch,	Perry,	Van Sickle,
Carr,	Hoffner,	Peters,	Walker,
Carson,	Holland,	Pfaff,	Wall,
Castor,	Holstrom,	Phillips,	Wasserman,
Chervenak,	Hoopes,	Piole,	Weidemann,
Coakley,	Horst,	Powers,	Weiss,
Cochran,	Jackson,	Reising,	Welliver,
Coleman,	Kelso,	Reynolds,	Welsh,
Condon,	Kilroy,	Roan,	Westrick,
Conner,	Kinney,	Robinson,	White,
Coolahan,	Klingler,	Rooney,	Wickersham,
Cordier,	Kobelak,	Ruffennach,	Wilson,
Davies,	Larue,	Ruth,	Witkin,
Decker,	Linderman,	Sarraf,	Wood,
Denning,	Long,	Scanlon,	Woodside,
Dent,	Longaker,	Schrock,	Yeakel,
Diehl,	Lovett,	Schrope,	Yourishin,
Dilley,	Lynch,	Schwab,	Zappala,
Downey, G. E.,	Male,	Shaw,	Zimmerman,
Downey, J. J.,	Mallen,	Shepard,	Sarig,
Duffort,	McCreary,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

RESOLUTION CONCURRED IN THE SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, January 21, 1935.

Whereas, In many cases boats on rivers are operated in open competition with railroad transportation and

Whereas, Boats so operated are not compelled to maintain rights of way in the manner required of railroads and as a consequence can offer lower rates for transportation and

Whereas, The belief prevails that river transportation is not subjected to a burden of Federal and State taxation equal to that imposed on railroads and

Whereas, Railroad transportation is essential to the development of the commerce and business of the United States and

Whereas, River transportation is in most instances a matter of interstate commerce over which the Federal Government has control, therefore be it

Resolved, (if the Senate concur), That the General Assembly memorialize Congress of the United States to enact legislation which will equalize the burden of taxation between river and railroad transportation in order to enable railroads to secure a fair share of the business

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the President of the Senate and Speaker of the House of Representatives of the United States

RESOLUTION NO. 50

Mr. SIMON. Mr. Speaker, I desire to call up at this time Resolution No. 50, Printer's No. 89.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 12, 1935.

Resolved, That a select committee on Interstate Cooperation be appointed by the Speaker, whose duty it shall be to devote its attention primarily to the improvement of relationships between the Government of this State and those of other states, and more especially the governments of neighboring states, and which committee shall also constitute the Council of the American Legislators' Association for the House of Representatives of Pennsylvania.

On the question,

Will the House adopt the resolution?

It was adopted.

ANNOUNCEMENT

COMMITTEE MEETINGS

The Committee on Municipal Corporations will meet in Room 325, Wednesday, February 20, at 9:00 A. M.

The Committee on Pensions and Gratuities will meet at 9:30 tomorrow morning in Room 324.

ADJOURNMENT

Mr. ARNOLD. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:00 o'clock.

The motion was agreed to, and (at 4.29 o'clock P. M.) the House adjourned until Wednesday, February 20, 1935, at 10:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., WEDNESDAY, FEBRUARY 20, 1935 No. 18

SENATE

WEDNESDAY, February 20, 1935.

The Senate met at 9:30 o'clock A. M.

The PRESIDENT PRO TEMPORE (Mr. John G. Homsher) in the Chair.

The CHAPLAIN. This morning, as we stand on the threshold of the observance of the anniversary of the birth of George Washington, I think it fitting to read, instead of a prayer written by myself, the prayer of George Washington for the United States.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

"Almighty God, we make our earnest prayer that Thou wilt keep the United States in Thy holy protection; that Thou wilt incline the hearts of the citizens to cultivate a spirit of subordination and obedience to government; to entertain a brotherly affection and love for one another and for their fellow citizens of the United States at large.

And finally that Thou wilt most graciously be pleased to dispose us all to do justice, to love mercy and to demean ourselves with that charity, humility and pacific temper of mind which were the characteristics of the Divine Author of our blessed religion and without an humble imitation of Whose example in these things we can never hope to be a happy nation.

Grant our supplication, we beseech Thee, through Jesus Christ, our Lord."

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. GELDER, the further reading was dispensed with, and the Journal was approved.

PETITIONS

PROTESTING AGAINST HOUSE BILL NO. 1

The Chair cleared his table and laid before the Senate petition from the Unity United Presbyterian Church, Unity, protesting against House Bill No. 1.

Which was referred to the Committee on Law and Order.

PROTESTING AGAINST AN INCREASE IN THE GASOLINE TAX

He also presented a petition from F. H. Schultz and Sons Company, Auburn, protesting against further increasing the tax on gasoline.

Which was referred to the Committee on Finance.

QUESTION OF PERSONAL PRIVILEGE

Mr. CAVALCANTE. Mr. President, I rise to a matter of personal privilege.

The PRESIDENT. The Senator from Fayette, Mr. Cavalcante, will state his question of personal privilege.

Mr. CAVALCANTE. Mr. President, the history of our nation records that the land we now inhabit was for a long time the heritage and hunting grounds of red-skinned men who with their bows and arrows, tomahawks and spears ruled over it for many years. But, Mr. President, as he sat in the shelter of his wigwam at the fall of day, or as he crawled through the virgin forest on the trail of game, little did the red-skinned man dream that out of the flame of the morning sun white-faced men would come to dispute with him his wigwam and bury beneath plough furrows, his natural hunting grounds. While the destiny of the red-skinned man moved on, Mr. President, guided by the hand of omnipotent God, girded with the confidence of an indomitable spirit, white-faced men traversed the perilous main and with the implements of a higher civilization, subdued the red-skinned men and claimed dominion over his mighty lands.

Mr. President, as years rolled on, Nordic, Latin, Slavic, Jew and others pursued the trail of the discoverers to take up on the shores of the new continent that freedom of thought, of speech and of religion that had subjected them and their loved ones to persecution, death and dungeon on the shores of intolerant Europe.

Mr. President, year after year, Almighty God caused the richness and virtues of Nordic, Latin, Slavic, Jewish and other bloods to be poured into this mortal urn of life and then called forth therefrom a new man endowed with the purity and nobility of them all to be the acme and excelsior of that manhood; and to distinguish him to all the universe, they called this land America and him the American.

In his early colonial days, little did the American dream that out of the flame of the same morning sun, the arms of ambitious kings would span the same perilous main and enthrone upon these shores the tenets of intolerance.

However, Mr. President, such was the fact, when two centuries and three years ago God willed there be born in the Colony of Virginia on the shores of this new land, a man-child destined to be the leader of all Americans

and at their head dethrone the sway of intolerant kings and establish on these shores in lieu thereof, a government that regards neither creed nor birth, but ordains for all an untrammeled freedom of thought, of speech and of religion to the end that life and substance may be enjoyed to the maximum.

Mr. President, I note that colored upon the wall of this august chamber, the prolific painter has sketched the militant patriot riding a snowy white horse up a cobbled street in the City of Brotherly Love. His head is erect, his eyes are front—to Brandywine, to Germantown, and then on the snows of Valley Forge his comrades' blood they shall behold ere bloody war shall ended be with the capture of Cornwallis at the seige and fall of Yorktown.

Then, the hand of time moved shortly on, the battle cry had silent gone, and further on the painter sketched the triumphant patriot at the rostrum up in speech and with his gathered living comrades is about to write in ink, the blessings of that freedom on history's golden tone. No partisan thought beclouds his mind. No vain ambitions obscure his eyes. His hand uplifted in reverence held, he stands with countenance poised, as if to say: "Hope not to satisfy our ambitions and desires at the expense of this new-won freedom. Men have died to gain it for us. Cast aside our crude ambitions, subjugate our wild desires, and pledged upon our sacred honor, let us muster up our efforts to deliberate this freedom for the advantage of the people and the progress of this new-born nation."

Mr. President, no tribute more fitting can this august body pay to the memory of George Washington on this his natal anniversary than to dedicate our efforts and intentions to the realization of that freedom so dear to his heart; and to now highly resolve that partisanship, crude ambitions and personal desires be subjugated to the end that appropriate legislation may be enacted for the utilization of that freedom to the advantage of our people and the progress of this Commonwealth.

HOUSE MESSAGES

HOUSE BILL FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House of Representatives as follows:

House Bill No. 547 (Senate Bill No. 332), entitled:

An Act to amend clause one of section three of the act, approved the eighteenth day of July, one thousand nine hundred and seventeen, (P. L. 1043), entitled "School Employes Retirement Law," as amended, by extending the time for a present employe, as defined in the act, to elect to be covered by the Retirement System; and providing for the making of back contributions.

Which was committed to the Committee on Education.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced presented communications in writing from His Excellency the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 20, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

C. S. Lamb, Pittsburgh, February 21, 1935.

BEAVER COUNTY

G. W. Geier, Ambridge, February 23, 1935.

COLUMBIA COUNTY

Frank D. Croop, Berwick, February 23, 1935.

ALLEGHENY COUNTY

Miss Lois M. Richardson, March 2, 1935.
Henry T. Hamilton, Pittsburgh, March 3, 1935.

WASHINGTON COUNTY

Thos. R. Bell, West Alexander, March 3, 1935.

ALLEGHENY COUNTY

Adolph Demme, Pittsburgh, March 6, 1935.
Harry W. Maybury, Pittsburgh, March 6, 1935.

FAYETTE COUNTY

Isaac Edwin Moyer, Brownsville, March 6, 1935.

LACKAWANNA COUNTY

Howard G. Isby, Clarks Summit, March 6, 1935.

LUZERNE COUNTY

W. G. Alexander, Avoca, March 6, 1935.

NORTHAMPTON COUNTY

Mrs. Laura G. Wilson, Easton, March 6, 1935.

ALLEGHENY COUNTY

Miss Anna Apolenak, Pittsburgh, March 7, 1935.
R. R. Richeimer, Bellevue, March 7, 1935.

LEBANON COUNTY

George E. Seltzer, Lebanon, March 7, 1935.

McKEAN COUNTY

A. Vern Miller, Mount Jewett, March 7, 1935.

PHILADELPHIA COUNTY

William H. Bauer, Philadelphia, March 7, 1935.

FAYETTE COUNTY

William H. Showman, Connellsville, March 8, 1935

ALLEGHENY COUNTY

Michael R. Bretsnyder, Homestead, March 9, 1935.
A. B. Campbell, McKeesport, March 9, 1935.
Gilbert Colussy, Bridgeville, March 9, 1935.
N. R. Comley, Pittsburgh, March 9, 1935.
David O. Eaton, Pittsburgh, March 9, 1935.
Henry E. Gardner, Etna, March 9, 1935.
Merle D. Jordan, Pittsburgh, March 9, 1935.
Miss Irene M. Roberts, Pittsburgh, March 9, 1935.

BLAIR COUNTY

Albert G. Lauver, Hollidaysburg, March 9, 1935.

BRADFORD COUNTY

Mrs. Muriel A. Clayton, Athens, March 9, 1935.

ERIE COUNTY

Mrs. Viola E. Sink, Erie, March 9, 1935.

FAYETTE COUNTY

Mrs. Hazel M. S. Hansel, Uniontown, March 9, 1935.

LANCASTER COUNTY

Mrs. Marian C. Parker, Lancaster, March 9, 1935.
Arthur M. Smith, Lancaster, March 9, 1935.

LAWRENCE COUNTY

Bruce S. Miller, New Castle, March 9, 1935.

LUZERNE COUNTY

Lewis Smith, Pittston, March 9, 1935.

NORTHUMBERLAND COUNTY

Alvin W. Carpenter, Sunbury, March 9, 1935.

PERRY COUNTY

Stanley P. Scholl, Landisburg, March 9, 1935.

PHILADELPHIA COUNTY

Ernest L. Boyer, Philadelphia, March 9, 1935.
William Brownlow, Philadelphia, March 9, 1935.
Eugene A. Gridley, Philadelphia, March 9, 1935.
Miss Mildred Higgins, Philadelphia, March 9, 1935.
Winfield S. Kalesse, Philadelphia, March 9, 1935.
Frank W. Lewis, Philadelphia, March 9, 1935.
Maurice H. Matsinger, Philadelphia, March 9, 1935.
George S. Neill, Philadelphia, March 9, 1935.
Thomas A. Nolan, Philadelphia, March 9, 1935.
Charles J. Odgers, Jr., Philadelphia, March 9, 1935.
Fred C. Stuetz, Philadelphia, March 9, 1935.

SOMERSET COUNTY

Roy Grant Gramling, Windber, March 9, 1935.

TIOGA COUNTY

Robert B. Bailey, Wellsboro, March 9, 1935.

WYOMING COUNTY

Omar H. Allen, Meshoppen, March 9, 1935.

FAYETTE COUNTY

Frank W. Protzman, Uniontown, March 10, 1935.

SCHUYLKILL COUNTY

Mrs. Laura M. Shoener, Orwigsburg, March 10, 1935.

ALLEGHENY COUNTY

Chas. E. Redman, Glassport, March 12, 1935.

PHILADELPHIA COUNTY

Paul J. Brown, Philadelphia, March 16, 1935.

ELK COUNTY

Floyd D. Roof, Ridgway, March 17, 1935.

SCHUYLKILL COUNTY

Joseph Koval, Mahanoy City, March 17, 1935.

ALLEGHENY COUNTY

J. F. Cunningham, Pittsburgh, March 19, 1935.
Charles D. Siegle, Pittsburgh, March 19, 1935.

PHILADELPHIA COUNTY

Samuel U. Levin, Philadelphia, March 19, 1935.

LYCOMING COUNTY

Joseph Snowiss, Williamsport, March 25, 1935.

NORTHUMBERLAND COUNTY

Thomas A. Foltz, Shamokin, March 25, 1935.

PHILADELPHIA COUNTY

Peter E. O'Connor, Philadelphia, March 25, 1935.

LACKAWANNA COUNTY

Miss Emma E. Mayer, Scranton, March 26, 1935.

TIOGA COUNTY

Guy B. Clark, Westfield, March 27, 1935.

ALLEGHENY COUNTY

Mrs. Alicia A. Kaufmann, Pittsburgh, March 31, 1935.

MERCER COUNTY

J. H. McClimans, Greenville, March 31, 1935.

ALLEGHENY COUNTY

Miss Margaret Cagney, Pittsburgh, April 1, 1935.
C. C. Phillips, Pittsburgh, April 1, 1935.
J. Robb Snyder, Pittsburgh, April 1, 1935.
Maurice Walsh, Pittsburgh, April 1, 1935.

DELAWARE COUNTY

Miss Myrtle M. LaRue, Chester, April 1, 1935.

ALLEGHENY COUNTY

Geo. F. Marlier, Pittsburgh, April 2, 1935.

BUTLER COUNTY

C. M. Miller, Butler, April 4, 1935.

PHILADELPHIA COUNTY

William E. Douglass, Philadelphia, April 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 20, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Helen M. Donovan, Bowman Bldg., Pittsburgh.

BEAVER COUNTY

John S. Reno, Midland.

FRANKLIN COUNTY

Miss Almeda G. Yaukey, Waynesboro.

PHILADELPHIA COUNTY

Miss Margot I. Ahern, 1907 Packard Bldg., Philadelphia.
Miss Anna C. Mellon, 2213 W. Glenwood Ave., Philadelphia.
Mrs. Jean McC. Rogers, Land Title Bldg., Philadelphia.
Howard G. Tomlinson, 4308 N. Broad St., Philadelphia.

WARREN COUNTY

Miss Leah M. Jones, Sheffield.

GEORGE H. EARLE.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 89, as follows:

An Act to validate acts done and contracts conveyances transfers and mortgages of property made to or by any corporations of the first class created or intended to be created by decree of the courts of common pleas granting a charter where the applicants for incorporation had failed to register its proposed name as required by law and to validate charters of corporations of the first

class granted since the sixteenth day of May one thousand nine hundred and twenty-three where there was a failure to register the name of title of the proposed corporation at the time of filing its application for a charter as required by law providing for the subsequent filing of such registration and providing for the amendment of names or titles of such corporations in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That where heretofore any act has been done or contract transfer conveyance or mortgage of any property been made to or by any corporation of the first class after the granting of a charter by decree of any court of common pleas of this Commonwealth prior to the third day of July one thousand nine hundred and thirty-three where the applicants for incorporation had failed to register with the Secretary of the Commonwealth its proposed name and address prior to the granting of such charter as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" all such acts contracts transfers conveyances and mortgages shall be deemed and taken to be valid and effectual for all purposes as if the name of the corporation has been registered as required by law Provided That this act shall not apply to cases now in litigation upon the effective date of this act

Section 2 All charters of incorporation or supplements and amendments thereto heretofore granted by any of the courts of common pleas of this Commonwealth prior to the third day of July one thousand nine hundred and thirty-three to applicants for incorporation who failed to register with the Secretary of the Commonwealth the name and address of the proposed corporation at the time of filing their applications for a charter as required by the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the registration and protection of names titles or designations of associations societies orders foundations federations organizations and corporations of the first class" shall be and hereby are validated and confirmed so that said charters shall have the same force and legal effect as if the applicants for incorporation had complied with all the requirements of law relative to the registration of their proposed names and addresses Provided however That any corporation before deriving the benefits of this section shall file in the office of the Secretary of the Commonwealth within one year after the approval of this act an application for registration of the name and address of such corporation setting forth the date of its incorporation and if the name of such corporation does not conflict with any other name title or designation duly registered according to law, it shall be registered and a certificate of such registration shall be filed with the records of the court which granted the charter and such registration shall have the same force and effect as though made at the time or times required by law Provided also That in the event the name of such corporation is similar to or so nearly resembling the name title or designation of any association society order foundation federation organization or corporation duly registered according to law it cannot be properly registered or used by the corporation and such prior registration is not withdrawn by such other association society order foundation federation organization or corporation such corporation shall be entitled to have its name or title amended by application to the court of common pleas which granted the charter in the manner now provided by law for the amendment of a charter and decree granting a change of name of such corporation where the new name or title has been duly registered as required by law shall have the effect to validate confirm and create such association as a corporation in deed and in law with full force and effect as if said association had originally complied with all the requirements of law as to registration of its proposed name and title

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 153, as follows:

An Act to further amend section five hundred and thirty-one of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by classifying foreign mutual fire mutual marine or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and thirty-one of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" as amended by section one of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred four) is hereby further amended to read as follows

Section 531 Licensing of Foreign Mutual Companies (a) A mutual fire mutual marine or mutual fire and marine insurance company of another State which had been originally licensed to transact business in this Commonwealth prior to and was transacting business in this Commonwealth on June twenty-third one thousand nine hundred and thirty-one may be relicensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than one hundred thousand dollars ($100,000) or has continuously transacted business for not less than five years and has a surplus over all liabilities of not less than fifty thousand dollars ($50,000) If to transact the classes of business mentioned in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than two hundred and fifty thousand dollars ($250,000)

(b) A mutual fire mutual marine or mutual fire and marine insurance company of another State which had not been originally licensed to transact business in this Commonwealth prior to and was not transacting business in this Commonwealth on June twenty-third one thousand nine hundred and thirty-one may be licensed and relicensed to transact the class of business mentioned in clause (1) subdivision (b) of section two hundred and two (202) of this act when it has a surplus over all liabilities including unearned premiums computed in accordance with the laws of this Commonwealth of not less than

one hundred and fifty thousand dollars ($150,000) If to transact the classes of business mentioned in clauses (2) and (3) of subdivision (b) section two hundred and two (202) of this act its surplus over all liabilities must not be less than four hundred thousand dollars ($400,000)

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 174, as follows:

An Act making an appropriation to the Wilkes-Barre General Hospital Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred and thirty thousand dollars ($330,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Wilkes-Barre General Hospital Wilkes-Barre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 207, as follows:

An Act making an appropriation to The Florence Crittenton Shelter of Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to The Florence Crittenton Shelter of Wilkes-Barre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenncae to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 209, as follows:

An Act Making an appropriation to the Warren General Hospital of Warren Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty thousand dollars ($30,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Warren General Hospital of Warren Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 210, as follows:

An Act making an appropriation to the Oil City Hospital Oil City Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty-five thousand dollars ($65,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Oil City Hospital Oil City Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 211, as follows:

An Act making an appropriation to the Franklin Hospital Franklin Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty thousand dollars ($20,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Franklin Hospital Franklin Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such pro-

portion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 215, (House Bill No. 120), entitled:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire maintain and operate inclined plane passenger and vehicular traffic transportation facilities.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 233, as follows:

An Act relating to the redemption of real estate purchased by counties at tax sale

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where heretofore or hereafter real estate shall have been or shall be purchased at tax sale by a county it shall be lawful for the county commissioners in their discretion to permit a redemption of said real estate or part thereof notwithstanding the period during which the right of redemption existed shall have expired provided all charges penalties and taxes shall be paid as required by law in cases of redemption of property sold to the county at tax sale

Section 2 In all cases where heretofore or hereafter real estate shall have been or shall be sold to a county at tax sale under one assessment and the said real estate shall have been divided into parcels and the title of record to such parcels shall have become vested in different owners the county commissioners may permit the owner to redeem the parcel to which he or they shall hold title or have an interest of record by having the said parcel assessed in the manner provided by law and the payment of the proportion of all charges penalties and taxes as required by law in cases of redemption as the assessment so placed upon the parcel shall bear to the assessment upon which the sale was had

Section 3 The county commissioners shall have power to execute and deliver any deeds necessary to render the redemptions authorized by this act effective

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 245, as follows:

An Act to further amend section five of the act approved the nineteenth day of February one thousand nine hundred and twenty-six (Pamphlet Laws sixteen) entitled "A supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled 'An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws, providing for the registering of federal permits also regulating under permit through a Pennsylvania Alcohol Permit Board created in the Department of Welfare the manufacture production distillation development use in manufacture denaturization redistillation recovery reuse holding in bond holding in storage by bailees for hire sale at wholesale and transportation for hire of any alcohol or alcoholic liquid by certain persons also providing for fees and the disposition thereof also authorizing the inspection of the records of permittees and purchasers of said alcohol or alcoholic liquid also declaring certain places nuisances and providing for their abatement also providing penalties and also repealing all acts or parts of acts inconsistent with this act" permitting limited wine making in homes for home consumption.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the nineteenth day of February one thousand nine hundred and twenty-six (Pamphlet Laws sixteen) entitled "A supplement to the act approved the twenty-seventh day of March one thousand nine hundred and twenty-three (Pamphlet Laws thirty-four) entitled 'An act concerning alcoholic liquors prohibiting the manufacture advertising furnishing traffic in and possession of intoxicating liquors for beverage purposes and articles and substances designed or intended for use in the manufacture thereof defining intoxicating liquor providing for penalties forfeitures and the abatement of nuisances and repealing existing alcoholic liquor laws and alcoholic liquor license laws' providing for the registering of federal permits also regulating under permit through a Pennsylvania Alcohol Permit Board created in the Department of Welfare the manufacture production distillation development use in manufacture denaturization redistillation recovery reuse holding in bond holding in storage by bailees for hire sale at wholesale and transportation for hire of any alcohol or alcoholic liquid by certain persons also providing for fees and the disposition thereof also authorizing the inspection of the records of permittees and purchasers of said alcohol or alcoholic liquid also declaring certain places nuisances and providing for their abatement also providing penalties and also repealing all acts or parts of acts inconsistent with this act" which was amended by the act approved the eighth day of December one thousand nine hundred and thirty-three (Pamphlet Laws fifty-seven one thousand nine hundred thirty-three and one thousand nine hundred thirty-four) is hereby further amended to read as follows

Section 5 It is hereby declared that registration of a Federal permit or securing a permit hereunder shall not be required from any registered pharmacist or a physician licensed by the State Board of Medical Education and Licensure or a person or persons who make and sell vinegar cider and fruit juices or a person who makes wine not in excess of two hundred gallons in any one year in his home for consumption in his home by himself his family and guests and not for sale such wine may be held lawfully in possession or a person or persons who manufacture store sell or transport methanol propanol butanol and amanol or a person or persons who conduct a wholesale drug business or a person or persons who conduct a mercantile business chiefly devoted to the sale of food stuffs and having an established place located within the Commonwealth or a person or persons who manufacture al-

coholic preparations not fit for use as a beverage other than denatured alcohol or for beverage purposes a person or persons engaged in the manufacture possession or sale of patent patented or proprietary medicines toilet medicinal or antiseptic preparations unfit for beverage purposes or solutions or flavoring extracts or syrups or a person or persons who manufacture or sell paints varnishes enamels lacquers stains or paint or varnish removing or reducing compounds or wood fillers or a person or persons who manufacture any substance where the alcohol or alcoholic liquid is changed into other chemical substances and does not appear in the finished product as alcohol or alcoholic liquid or such common carriers by railroad as are subject to regulation by the Public Service Commission of the Commonwealth of Pennsylvania or a person or persons who sell store or transport alcohol and alcoholic liquids completely denatured as specified by the board

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 275, as follows:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives Oil City Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighty-seven thousand dollars ($87,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Grand View Institution of Oil City Venango County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 277, as follows:

An Act making an appropriation to the Pennsylvania Memorial Home of Brookville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same hat the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Pennsylvania Memorial Home of Brookville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 278, as follows:

An Act making an appropriation for the purchase of a history of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard and providing for the distribution thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand one hundred dollars ($1,100) or so much thereof as may be necessary is hereby specifically appropriated to the Department of State of the Commonwealth for the purpose of purchasing certain histories of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard published by the Wyoming Historical and Geological Society of Wilkes-Barre covering the period from one thousand seven hundred and seventy-five to one thousand nine hundred and thirty-two containing a narrative history of the regiment and its muster rolls in the Revolution the War of one thousand eight hundred twelve the War with Mexico the Civil War the Spanish American War and the World War and distributing the same as hereinafter provided Payment shall be made from such appropriation upon requisition of the Secretary of the Commonwealth upon the Auditor General

Section 2 Whenever the Governor Auditor General and Adjutant General of the Commonwealth are satisfied that said history is of sufficient reliability and importance to justify the purchase of copies as herein provided and that it contains a complete roster of the organizations corrected to the date of publication the Secretary of the Commonwealth with the approval of the Governor Auditor General and Adjutant General and at a price fixed by them shall purchase four hundred copies of such history the price thereof not to exceed two dollars and seventy-five cents ($2.75) per copy Provided that the total amount expended shall not exceed the sum of one thousand one hundred dollars ($1,100)

Section 3 The volume purchased as aforesaid shall be distributed as follows One copy to the office of the Secretary of the Commonwealth one to the office of the Adiutant General of each State and Territory of the United States one to each library of each State and Territory in the United States one to each Regimental or similar headquarters of the Pennsylvania National Guard five to the Third Corps Area five to the Militia Bureau five to the Adjutant of the Army five to the Historical Section of the General Staff of the United States Army Washington District of Columbia and the balance to be placed in the State Library of Pennsylvania for the purpose of exchange

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate preceeded to the second reading and consideration of Senate Bill No. 279, as follows:

An Act making an appropriation to the Pittston Hospital Association of the city of Pittston Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Pittston Hospital Association of the city of Pittston Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in

the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge with the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 286, as follows:

An Act to amend section one as amended of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" by imposing tax upon obligations of the Home Owners' Loan Corporation and certain other Federal agencies

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by the acts approved the thirtieth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws eight hundred seventy-one) and the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand five hundred nine) and the twenty-first day of April one thousand nine hundred and thirty-three (Pamphlet Laws fifty-four) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all personal property of the classes hereinafter enumerated owned held or possessed by any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other State or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such person or persons copartnership unincorporated association company jointstock company or association limited partnership bank or corporation in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company jointstock company or association limited partnership bank or corporation is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section seventeen hereof all loans bonds securities or other evidences of indebtedness heretofore or hereafter issued by the Federal Home Owners Loan Corporation or by any other Federal administrative board agency or instrumentality exercising a proprietary rather than an essentially governmental function all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government except shares of stock in any bank corporation or limited partnership that may be liable to a tax on its shares or its capital stock for State purposes under the laws of this Commonwealth or relieved from the payment of tax on its shares or capital stock for State purposes by the laws of the Commonwealth all moneys loaned or invested in other States Territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loan shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution or trust company And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said such securities bonds or other evidences of indebtedness as may be held owned by or owing to the said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall re-

turn and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose or for State purposes under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated hereafter received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth

Section 2 This act shall become immediately effective upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL INTRODUCED

Mr. LAW. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LAW read in his place and presented to the Chair Senate Bill No. 333, entitled:

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Crawford.

Which was committed to the Committee on Highways.

ADJOURNMENT

Mr. GELDER. Mr. President, I move that the Senate do now adjourn.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 9.57 A. M. until 9 o'clock Monday evening, February 25, 1935.

HOUSE OF REPRESENTATIVES

WEDNESDAY, February 20, 1935.

The House met at 10:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Frank W. Ruth, a member of the House, offered the following prayer:

O Lord God, our strength and Redeemer, as we come to Thee this morning realizing again the wonderful goodness Thou hast for us, realizing that Thou hast given us opportunities and privileges, give to us the strength and wisdom to carry them out. We pray that Thou will be with us on our way home that we may also do Thy will and return again the coming week refreshed and determined to do what Thou dost want us to do. We ask Thee to bless each one of those of our membership on beds of pain. We pray that Thou will speedily give them recovery and bring them back to us in strength and health and keep them in that condition that they may do Thy work and the work of Thy people. We ask it in the Master's name. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read of the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. John J. Baker the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. ALTENBURG. HOUSE BILL No. 963.

An Act making an appropriation to the Meadville City Hospital, Meadville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ALTENBURG. HOUSE BILL No. 964.

An Act making an appropriation to the Spencer Hospital, Meadville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DECKER. HOUSE BILL No. 965.

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs, to sell and convey a certain portion of the lands acquired for a State Military Cemetery.

Referred to the Committee on Military Affairs.

By Mr. MOOMAW. HOUSE BILL No. 966.

An Act requiring milk distributors and political subdivisions of the State to pay part of the cost of making changes to dairy farm equipment where such changes are not required by State law, rule or regulation.

Referred to the Committee on Agriculture.

By Mr. MOOMAW. HOUSE BILL No. 967.

An Act requiring alterations and changes in buildings and equipment used in producing milk to be made no oftener than once in every two years.

Referred to the Committee on Agriculture.

By Mr. MOOMAW. HOUSE BILL No. 968.

An Act prohibiting certain persons from being interested in the manufacture or sale of machinery, equipment, materials, feed, supplies or other things used by milk producers and prescribing penalties.

Referred to the Committee on Agriculture.

By Mr. RUTH. HOUSE BILL No. 969.

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by increasing certain registration fees.

Referred to the Committee on Ways and Means.

Mr. RUTH. HOUSE BILL No. 970.

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 950), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by revising certain registration fees and revising existing regulations for length, height, and weight of certain vehicles.

Referred to the Committee on Ways and Means.

Mr. DILLEY. HOUSE BILL No. 971.

An Act to provide revenue by imposing a State excise tax on clay, as herein defined, severed from the soil or sold, or used within this Commonwealth; providing for the collection and lien of the tax and the disposition of the revenue deprived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships and State departments; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. DILLEY. HOUSE BILL No. 972.

An Act to provide revenue by imposing a State excise tax on crude oil extracted or severed from the soil or sold, or used within this Commonwealth; providing for the collection and lien of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships, corporations and State departments; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. DILLEY. HOUSE BILL No. 973.

An Act to provide revenue by imposing a State excise tax on natural gas extracted or severed from the soil, or sold, or used within this Commonwealth; providing for the collection and lien of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships and State departments; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. DILLEY. HOUSE BILL No. 974.

An Act to add clause (p) to section two hundred two, as amended, and to further amend section one thousand two hundred seven of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the re-settlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth, and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by providing for the collection of oil, natural gas, stone and clay severance taxes; and defining the lien of the Commonwealth therefor.

Referred to the Committee on Ways and Means.

By Mr. DILLEY. HOUSE BILL No. 975.

An Act to provide revenue by imposing a State excise tax on sand, gravel, slag, crushed stone and rock, including metal bearing ore, severed from the soil or sold or used within this Commonwealth; providing for the collection and lien of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships and State departments; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. WEIDMANN. HOUSE BILL No. 976.

An Act to amend article nine of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," making provision for declaring vacant the office of councilman for refusal or neglect to qualify, attend meetings or to act in his official capacity.

Referred to the Committee on Boroughs and Townships.

By Mr. SHUGARTS. HOUSE BILL No. 977.

An Act to amend section three of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1520), entitled "An act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to and expenditure in the various political subdivisions of the Commonwealth for the maintenance of certain streets and roads during the calendar years one thousand nine hundred and thirty-four and one thousand nine hundred and thirty-five, and requiring political subdivisions to reduce their tax rates for road and street purposes for said years; providing for certification of mileage of public roads and streets by municipal authorities to the Department of Highways; and providing for the use and maintenance of road building machinery and equipment belonging to such political subdivisions by the Department of Highways in carrying out the purposes of this act," providing for the allocation of the unexpended appropriation among townships of the second class, and the expenditure of such appropriation by such townships.

Referred to the Committee on Highways.

By Miss BRANCATO and Mr. HERMANSEN.
HOUSE BILL No. 978.

An Act to amend the act approved the third day of May, one thousand nine hundred and thirty-three (P. L. 242), entitled "An act to promote the public health and safety by providing for examination and registration of those who desire to engage in the occupation of beauty culture; defining beauty culture, and regulating beauty culture shops, schools, students, apprentices, teachers, managers and operators; conferring powers and duties upon the Department of Public Instruction; providing for appeals to certain courts by applicants and licensees; and providing penalties;" creating a new limited classification of operators; increasing the eligibility requirements for examination and requirements for school registration; and increasing certain fees.

Referred to the Committee on Education.

By Messrs. BLUMBERG and SCHWARTZ.
HOUSE BILL No. 979.

An Act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; providing for the appointment of registration commissioners for such cities; and prescribing their powers and duties and the powers and duties of registrars, inspectors of registration and other appointees of such commissions, election officers, municipal officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers and registrars of vital statistics; and imposing penalties.

Referred to the Committee on Elections.

By Mr. TRONZO. HOUSE BILL No. 986.

An Act to amend section one of article fifteen of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class;" as amended, by reducing the number of newspapers for official advertising.

Referred to the Committee on Cities.

By Mr. TRONZO. HOUSE BILL No. 987.

An Act to amend section ten of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates: including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by changing the number of times required to advertise the granting of letters.

Referred to the Committee on Judiciary General.

Mr. JOHN J. BAKER. HOUSE BILL No. 988.

An Act making it unlawful for corporations, associations, copartnerships and individuals, engaged as public service companies, in supplying gas, electric, energy or water, to manufacture, sell, rent or lease certain appliances and articles, or to be interested in or affiliated with any other corporation, association, copartnership or person engaged in the manufacture, sale or leasing of such appliances or articles; and providing for enforcement by the Public Service Commission.

Referred to the Committee on Public Utilities.

By Mr. DIEHL. HOUSE BILL No. 989.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Blair.

Referred to the Committee on Highways.

By Mr. DIEHL. HOUSE BILL No. 990.

An Act to further amend section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," by reducing the maximum rate of interest permitted to be charged.

Referred to the Committee on Banking.

By Mr. MOOMAW. HOUSE BILL No. 991.

An Act to further amend section five hundred two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by increasing certain registration fees.

Referred to the Committee on Ways and Means.

By Mr. MOOMAW. HOUSE BILL No. 992.

An Act to further amend sections five hundred two, six hundred seven, and six hundred eight of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation and providing for refunds," by revising certain registration fees and existing regulations for length and weight of certain vehicles.

Referred to the Committee on Ways and Means.

By Mr. WICKERSHAM. HOUSE BILL No. 993.

An Act to amend section one of the act approved the twelfth day of May, one thousand nine hundred and twenty-five (P. L. 613), entitled "An act regulating the recording of certain deeds, conveyances, and other instruments of writing, and fixing the effect thereof as to subsequent purchasers, mortgagees, and judgment creditors," as amended, by extending the provisions of said act to include deeds, conveyances, contracts and instruments which concern and lands, tenements or hereditaments or whereby the title to the same may be in any way affected in law or equity; and repealing existing laws.

Referred to the Committee on Judiciary General.

By Mr. FURMAN. HOUSE BILL No. 994.

An Act to amend section one of the act approved the twelfth day of May, one thousand nine hundred and twenty-five (P. L. 603), entitled "An act concerning conditional sales; and to make uniform the law relating thereto," as amended, by including certain contracts for the bailment or leasing of goods.

Referred to the Committee on Judiciary General.

By Mr. LARUE. HOUSE BILL No. 995.

An Act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to the various counties for the maintenance of county roads during the calendar years one thousand nine hundred thirty-six and one thousand nine hundred thirty-seven; requiring counties to reduce their tax rate for road purposes for said years; and providing for certification of mileage of county roads by the county commissioners to the Department of Highways.

Referred to the Committee on Highways.

By Mr. SIMPSON. HOUSE BILL No. 996.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" by adding thereto route 31027 in Mapleton Borough, Huntingdon County.

Referred to the Committee on Highways.

By Mr. SIMPSON. HOUSE BILL No. 997.

An Act authorizing persons, firms and corporations operating motor busses for the transportation of passengers for hire, to employ policemen commissioned by the Governor.

Referred to the Committee on Corporations.

By Mr. SIMPSON. HOUSE BILL No. 998.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" by adding thereto route 31080 in Coalmont Borough, Huntingdon County.

Referred to the Committee on Highways.

By Mr. SIMPSON. HOUSE BILL No. 999.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" establishing streets in the Borough of Cassville, Huntingdon County.

Referred to the Committee on Highways.

By Mr. SIMPSON. HOUSE BILL No. 1000.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" by adding thereto route 31079 in Coalmont Borough, Huntingdon County.

Referred to the Committee on Highways.

By Mr. VANSICKLE. HOUSE BILL No. 1001.

An Act to amend section seventeen of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by relieving municipalities of the State tax on their obligations, and making such obligations taxable in the hands of the holders thereof for county or city and county purposes.

Referred to the Committee on Ways and Means.

By Mr. CANNON. HOUSE BILL No. 1002.

An Act making an appropriation to the St. Mary's Hospital, Frankford Avenue and Palmer Streets, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CANNON. HOUSE BILL No. 1003.

An Act making an appropriation to the Home for Aged Couples of the City of Philadelphia, located at seventeen hundred and twenty-three Francis Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. CANNON. HOUSE BILL No. 1004.

An Act making an appropriation to the Old Ladies' Home, located at Wissinoming, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEIDEMANN. HOUSE BILL No. 1005.

An Act requiring tax collectors to secure from banks, banking institutions or trust companies a bond to secure payment of deposits of all tax moneys deposited therein by such tax collector secured by a surety company authorized to transact business within the Commonwealth of Pennsylvania or a depository agreement secured by the deposit of bonds or interest bearing securities of the United States, the Commonwealth of Pennsylvania or any city, borough, township or school district in the Commonwealth of Pennsylvania.

Referred to the Committee on Municipal Corporations.

By Mr. BLUMBERG. HOUSE BILL No. 1006.

An Act making a deficiency appropriation to the Treasury Department for the refunding of moneys escheated to the Commonwealth.

Referred to the Committee on Appropriations.

By Mr. DAVIES. HOUSE BILL No. 1007.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. FORREST. HOUSE BILL No. 1008.

An Act making an appropriation to carry into effect the provisions of an act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 893), entitled "An act providing for assistance to certain mothers; providing for the appointment of boards of trustees for the several counties of the Commonwealth, and for the appointment of a State Supervisor and assistants, and fixing the salaries of such State Supervisor and assistants; defining the powers and duties of boards of trustees, including the power of appointing assistants and investigators, and the distribution of funds at their disposal; providing for the apportionment of the State appropriation among the several counties, and requiring counties coming under the provisions of this act to appropriate certain moneys; and providing penalties," as amended.

Referred to the Committee on Appropriations.

By Mr. FORREST. HOUSE BILL No. 1009.

An Act to amend section five of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 282, 1933-34), entitled "An act providing for and regulating, subject to certain restrictions, limitations and liabilities, assistance to, and the burial of, certain aged and indigent persons, and the administration of this act by the Department of Welfare, the trustees who administer mothers' assistance in the several counties, and others; making counties liable for certain expenses; providing penalties; and making an appropriation," by lowering the age of eligibility.

Referred to the Committee on Pensions and Gratuities.

By Mr. FORREST. HOUSE BILL No. 1010.

An Act to amend article three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for a retirement system for county and poor district employes in counties of the third class.

Referred to the Committee on Counties.

By Mr. NOTHNAGLE. HOUSE BILL No. 1011.

An Act to amend section six hundred four of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising consolidating and changing the law relating thereto," providing for the removal of township officers upon written complaint of taxpayers.

Referred to the Committee on Boroughs and Townships.

By Mr. EROE. HOUSE BILL No. 1012.

An Act fixing rate of interest collectible on certain delinquent taxes, and abating other penalties and interest under existing law.

Referred to the Committee on Municipal Corporations.

By Mr. CLIFF PATTERSON. HOUSE BILL No. 1013.

An Act to amend section two of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act," changing the location of a State highway in the city of Monongahela.

Referred to the Committee on Highways.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. EBERHARTER. RESOLUTION No. 61.

In the House of Representatives, February 19, 1935.

Whereas, there has been much criticism directed against the Board of Trustees and those in charge of the University of Pittsburgh, a state-aided educational institution, to the effect that their policies are such that they tend to deny academic freedom; and

Whereas, it is alleged that the attitude of these Authorities toward members of the faculty and student-body who hold liberal views, is antagonistic; and

Whereas, it has been charged that these Authorities have followed a policy tending to discourage freedom of thought and speech on the subject of economic philosophy; and

Whereas, it has been alleged that these Authorities have placed restrictions upon the members of the faculty and student-body, which restrictions practically constitute political partisanship; and

Whereas, it is estimated that approximately one-half of the operating expenses of the said University are contributed by the Comonwealth of Pennsylvania by appropriation of public funds; and

Whereas, the Board of Trustees of said University is a self-perpetuating body, on which body the Commonwealth of Pennsylvania has only a nominal representation; and

Whereas, it is admitted by all that this institution of learning exerts a tremendous influence upon the thought and lives of the student-body, as well as upon the people of the community and of the state; and

Whereas, there has been created in the public mind, by reason of this criticism and these charges, a serious doubt as to the wisdom of continuing the policy of making large appropriations of public funds to this institution; therefore be it

Resolved, that the Speaker of the House of Representatives is hereby authorized to appoint five members of this House who are members of the Committee on Appropriations, whose duty it shall be to fully, fairly and impartially inquire into and investigate the attitude of the Board of Trustees and those in charge of the University of Pittsburgh toward members of the faculty and student-body who, both inside and outside the class-rooms, advocate liberal views and freedom of thought and expression in the subjects of economics and politics and other subjects wherein academic freedom should be allowed; and further, to inquire into and investigate all matters touching the said University of Pittsburgh which are pertinent to the question of making an appropriation of public funds, and to ascertain whether or not said institution is worthy of receiving further large appropriations of public funds;

Resolved, that said Committee shall make a report of its findings to the Committee on Appropriations as early as possible.

Resolved, that the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said Committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

Referred ot the Committee on Appropriations.

By Mr. SCHROPE. RESOLUTION No. 62.

In the House of Representatives, February 19, 1935.

Whereas, The press recently carried a report that a Committee of Anthracite Mine Operators had conferred with the Governor to induce him to stop the mining and selling of so-called "Boot-leg Coal"; and

Whereas, The same article stated that there was being mined and placed on the market approximately 3,000,000 tons annually, or at the rate of 10,000 tons per day; and

Whereas, The average person engaged in mining this "Boot-leg Coal" is able to produce about one ton of coal per day, thus were these men compelled to cease mining coal, it would throw 10,000 men out of employment and add a like number to the State relief rolls; and

Whereas, Practically all "Boot-leg Coal" is taken from places that were formerly mined by the coal companies and these same companies have deemed its unprofitable to mine the coal that remains in many of these workings; and

Whereas, Most of the mines and colleries in the territory where "Boot-leg Coal" is at present being mined have been closed for a period of five years and longer and the men engaged in this hazardous work are honest, thrifty and progressive and at all times prefer employment to relief; therefore be it

Resolved, That the members of the House of Representatives believe that the proper way to overcome the present mining and marketing of "Bootleg Coal" is to equalize work throughout the anthracite coal fields and to cease the present policy of centralizing the mining industry in certain communities which has resulted in the closing of mines in other communities, depriving the workers in such communities of any opportunity for honest employment.

Referred to the Committee on Mines and Mining.

By Messrs. PHILLIPS and O'NEILL (Concurrent) RESOLUTION No. 63.

In the House of Representatives, February 19, 1935.

Whereas, The Board of Trustees of the Scranton State Hospital on January twenty-first, one thousand nine hundred and thirty-five, adopted a resolution limiting the average daily census of said hospital to between one hundred and forty and one hundred and fifty per day in order to avoid incurring a deficiency in its appropriation for maintenance; and

Whereas, Said action means untold hardship to the community in which said hospital is located, and denies medical aid to many who are in need; therefore be it

Resolved, (if the Senate concur), That the Board of Trustees of the Scranton State Hospital is requested to immediately rescind its action in limiting the daily population of patients in said hospital, and the General Assembly declares it's intention to forthwith enact a law making a deficiency appropriation to said hospital in accordance with the estimated deficiency set forth in said resolution.

Referred to the Committee on Appropriations.

By Mr. SOWERS. RESOLUTION No. 64.

In the House of Representatives, February 19, 1935.

Whereas, The General Assembly in its wisdom established the system known as Mothers Assistance, and the same has been generally beneficial to the Commonwealth, and

Whereas, The sum of about Thirty-five dollars per month is the average pension paid to widowed mothers for assistance to raise their children at home, and

Whereas, In Philadelphia there are about thirteen hundred and ninety-four widows with children receiving regular monthly allotments and there are about sixteen hunthere are about three thousand widows in Philadelphia dred and two widows equally qualified and on the eligible list and rightfully entitled to assistance and are not receiving the same because of lack of funds, and therefore there are about Three thousand widows in Philadelphia County alone needing assistance and this number may increase during the next biennium, and

Whereas, It is apparent that Philadelphia County for the next biennium will need approximately three million dollars of which ninety per cent will be paid to widows needing assistance and only ten per cent will be used for Administration purposes, and

Whereas, Half of this amount of three million dollars will be appropriated by the State and the other half will be appropriated by the City of Philadelphia, and

Whereas, The City of Philadelphia is greatly overburdened with taxation and it is believed that a similar condition exists in the other Counties of the State, and

Whereas, It is the duty of the General Assembly to provide funds for Mothers Assistance,

Now Therefore Be it Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a Committee of five members of the House of Representatives whose duty it shall be to make an investigation of means and methods of raising the money necessary for the proper continuance of the Mothers Assistance and to recommend to the House what they believe to be proper to accomplish these results.

Referred to the Committee on Ways and Means.

By Messrs. ARNOLD and MURRIN. RESOLUTION No. 65.

In the House of Representatives, February 19, 1935.

Whereas, Potato growers in this State are unable to market their crops due in large measure to the fact that stores at which relief orders are cashed, or that fill orders given by the State Emergency Relief Board or its agencies, or by Federal Emergency Relief Administration, or its agencies placing orders for the Civilian Conservation Corps deal mainly in potatoes grown in other states which are more closely graded; and

Whereas, Pennsylvania potatoes are the equal of those grown in other states, are readily available in local markets and their purchase avoids the necessity and expense of transportation; and

Whereas, Pennsylvania potato growers are entitled to their share of the business resulting from the expenditure of Federal and State relief moneys; therefore be it

Resolved, That the House of Representatives earnestly request the State Emergency Relif Board, the Federal Emergency Relief Administration, and their agencies and Pennsylvania merchants to cooperate in an endeavor to arrange for the purchase of potatoes grown in the communities in which money is expended for relief in order to aid farmers in the various communities in disposing of their crops and thereby to secure sufficient moneys to pay for chattel mortgages on crops and to pay taxes,

Resolved, That a copy of this resolution be transmitted to the State Emergency Relief Board and the Federal Emergency Relief Administration by the Chief Clerk of this House.

Referred to the Committee on Agriculture.

REPLY OF PUBLIC SERVICE COMMISSION TO HOUSE RESOLUTION NO. 21

The SPEAKER laid before the House the reply of the Public Service Commission to Resolution No. 21 which was read by the Clerk.

The reply will be noted in the Journal, is referred to the Committee on Public Utilities, and will be printed in the Appendix to the Legislative Journal.

COMMITTEE APPOINTED ON INTERSTATE COOPERATION

The SPEAKER. In accordance with the provisions of Resolution No. 50, adopted by the House, the Chair appoints as a committee on Interstate Cooperation, which committee also constitutes the Council of the American Legislators' Association for the House of Representatives, Messrs. Simon, Chairman, Ruth, Flinchbaugh, Turner, and the Speaker as exofficio Chairman.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 14. (HOUSE BILL No. 980)

An Act to amend sections sixty-nine and seventy-one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," by increasing the obligation of the Commonwealth in the construction of certain structures located on such highways.

Referred to the Committee on Highways.

SENATE BILL No. 36. (HOUSE BILL No. 981)

An Act to amend section four of the act approved the second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A, and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases; and appropriating money in the Motor License Fund for the purposes of this act;" authorizing the Secretary of Highways to assume the obligation to reconstruct, improve and maintain certain city bridges and viaducts.

Referred to the Committee on Highways.

SENATE BILL No. 41. (HOUSE BILL No. 982)

An Act to amend section six of the act approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," further defining the circumstances under which the remedy provided is available.

Referred to the Committee on Judiciary General.

SENATE BILL No. 175. (HOUSE BILL No. 983)

An Act to amend section sixty-nine of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry

out the provisions of said act," providing for the taking over of county and township bridges, viaducts and structures on such State highways, and for their construction, reconstruction and maintenance by the Commonwealth.

Referred to the Committee on Highways.

SENATE BILL No. 176. (HOUSE BILL No. 984)

An Act to amend section one of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," providing for the taking over of bridges and viaducts on State highways taken over by said act.

Referred to the Committee on Highways.

SENATE BILL No. 177. (HOUSE BILL No. 985)

An Act to amend section one of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1514), entitled "An act establishing as State highways certain condemned or abandoned turnpikes, and turnpikes the companies or associations owning which have been dissolved, and requiring their construction, repair and maintenance as such," providing for the taking over of such turnpikes as State highways in boroughs, and also bridges and viaducts on such turnpikes heretofore or hereafter taken over.

Referred to the Committee on Highways.

REPORTS FROM COMMITTEES

Mr. GEORGE E. DOWNEY, from the Committee on Municipal Corporations reported as committed, House Bill No. 877, entitled:

An Act validating writs of scire facias to revive municipal claims entered by boroughs and townships of the first class, where more than five years have elapsed since the original claims were filed or a prior revival thereof made.

Mr. DILLEY, from the Committee on Forestry reported as committed, House Bill No. 666, entitled:

An Act appropriating the moneys in the State Forests and Waters Fund.

Mr. CLIFF PATTERSON, from the Committee on Municipal Corporations reported as committed, House Bill 678, entitled:

An Act to amend section twenty-one and to repeal section forty-five of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies and township rates and levies," as amended; abolishing imprisonment for failure to pay taxes.

Mr. KINNEY, from the Committee on Municipal Corporations reported as committed, House Bill No. 74, entitled:

An Act to amend clause (a) of section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by making the real estate of public service companies subject to taxation.

Mr. McDERMOTT, from the Committee on Municipal Corporations reported as committed, House Bill No. 853 entitled:

A Supplement of an act approved the eighth day of May, one housand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties.

Mr. HINDMAN, from the Committee on Judiciary Local reported as amended, House Bill No. 392, entitled:

An Act providing for reimbursement from funds available for unemployment relief, of landlords whose dwellings are occupied by unemployed tenants receiving relief through the State Emergency Relief Board, and who are unable to pay rent to landlords affording them shelter.

Mr. MENTZER, from the Committee on Municipal Corporations reported as committed, House Bill No. 275 entitled:

An Act to amend section two thousand one hundred twenty of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for and regulating joint sewer improvements.

Mr. MENTZER, from the Committee on Municipal Corporations reported as committed, House Bill No. 276 entitled:

An Act to amend section three thousand two hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class, and amending, revising, and consolidating the law relating thereto;" providing for and regulating joint sewer improvements.

Mr. MENTZER, from the Committee on Municipal Corporations reported as committed, House Bill No. 277 entitled:

An Act to amend section one thousand five hundred and forty of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto;" providing for and regulating joint sewer improvements.

Mr. MENTZER, from the Committee on Municipal Corporations reported as committed, House Bill No. 278 entitled:

An Act to amend section two thousand four hundred forty of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class, amending, revising, consolidating and changing the law relating thereto;" providing for and regulating joint sewer improvements.

Mr. NOTHNAGLE, from the Committee on Municipal Corporations reported as committed, House Bill No. 835 (Senate Bill No. 118), entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

RESOLUTION

SYMPATHY EXTENDED TO HON. E. KENT KANE

Mr. FRANK E. SNYDER offered the following resolution which was twice read, considered and unanimously adopted.

In the House of Representatives, February 19, 1935.

We acknowledge with sorrow the news of the death yesterday of Elisha K. Kane, father of the Honorable E. Kent Kane, a member of this House.

Our feelings of sympathy to our fellow member are natural and spontaneous, but we in addition feel the loss ourselves, as Pennsylvanians, of one of the outstanding pioneers of this great Commonwealth.

Philadelphia-born seventy-eight years ago, he graduated as an engineer from Princeton University in the first class of engineers graduated by that institution in the year 1878.

He entered McKean County, a great portion of which was then primitive wilderness, as assistant to his father, General Kane, in the construction of the Erie, Pennsylvania and Baltimore and Ohio Railroads, and remained to see that wilderness become a garden spot with thousands of happy and prosperous residents, a miracle brought about in no small measure by his efforts, a pioneer in very truth.

He was a pioneer in other respects. He advocated, inspired, and was largely responsible for the establishment of systems for the distribution of natural gas, electricity and water in his community, when such utilities were little beyond the experimental stage, and he established the first telephone system in the county.

An industrialist for more than fifty years, he was a pioneer in the advocacy of the rights of labor and humanity in general, taking a firm stand for such measures as workmen's compensation, pensions for aged employes, Federal regulation of railroads and banks, women's suffrage, national prohibition income taxes, and the parole system for prisoners, long before such measures became popular. It is not surprising that the industrial projects of Elisha K. Kane never knew labor disturbances in the half century of his activities.

Man can do little to properly mark the passing of such a man, this body can do little except in this poor way express its sorrow and sense of loss; therefore be it

Resolved, That the House of Representatives extend its deepest sympathy to the Honorable E. Kent Kane in this time of sorrow.

Resolved, That this resolution be spread upon the Legislative Journal and a copy thereof be forwarded by the Chief Clerk to the Honorable E. Kent Kane.

RESOLUTION NO. 52

Mr. ROAN. Mr. Speaker, I desire to call up at this time Resolution No. 52, Printer's No. 115.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 12, 1935.

Whereas, The immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the Nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and States are now required to carry for relief; and

Whereas, The payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the government; now, therefore be it

Resolved, (if the Senate concur), That since the government of the United States is now definitely committed to the policy of spending additional sums of money for the purpose of hastening recovery from the present economic crisis, the General Assembly of the Commonwealth recommends and urges the immediate cash payment at face value of the adjusted service certificates, with cancellation of interest accrued and refund of interest paid, as a most effective means to that end; and, be it further

Resolved, That a copy of this resolution, properly attested by the Chief Clerk of the Senate and the Clerk of the House of Representatives, be forwarded by the Chief Clerk of the House of Representatives to the Senate and the House of Representatives of the Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania therein.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following petitions and communications which were read by the Clerk.

OPPOSING TOBACCO TAX

Letter from Penn Tobacco Company, Wilkes-Barre, Pa. opposing taxes on tobacco.

Referred to the Committee on Ways and Means.

BLUE LAWS

Petition from the Mt. Lebanon Presbyterian Church protesting passage of any amendments to Blue Laws.

Referred to the Committee on Law and Order.

FAVORING TAX BILLS

A Petition from the citizens of Mars Borough and community of Butler County addressed to Messrs. Murrin and Klingler favoring passage of certain tax bills and opposed to sales tax.

Referred to the Committee on Ways and Means.

ADMINISTERING RELIEF

Resolution from the Trinity Episcopal Church Monesses, Westmoreland County addressed to Hon. Benj. H. Thompson and Hon. C. Fred Mentzer, favoring passage legislation establishing new relief methods.

Referred to the Committee on Counties.

GAMBLING

A communication from the Pennsylvania Council of Churches, addressed to Hon. Wilson G. Sarig, protesting passage of legislation in re gambling and lotteries.

Referred to the Committee on Law and Order.

FAVORING PASSAGE OF GOLDSBOROUGH BILL

Resolution from citizens of Lackawanna County to memorialize Congress to pass Goldsborough Bill (H. B. 2998).

Referred to the Committee on Banking.

RESOLUTION NO. 41

Mr. MORAN. Mr. Speaker, I desire to call up at this time Resolution No. 41, Printer's No. 116.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 4, 1935.

Whereas, A study of the Power and Light business in the United States discloses the fact that the large power companies are charging exorbitant rates, and are making huge profits by watering their stocks out of all proportion to their true value; that they are distributing their profits among a large number of holding companies, with high salaried officials and interlocking directorates, and thereby evading the spirit of the law, and

Whereas, The studies made show that the Duquesne Light Company common stock is owned by the Philadelphia Company, which is controlled by the Standard Gas and Electric Company, which is controlled by the Standard Power and Light, which is controlled by the United States Electric Power Corporation, and by the H. M. Byllesby Corporation, with a claimed valuation of fifty-five million, made almost eleven million profit in one thousand nine hundred and thirty-two, or nineteen and four-tenths per centum, twenty-two and eight-tenths per centum in one thousand nine hundred and thirty, and twenty-two and nine-tenths per centum in one thousand nine hundred and thirty-one, and

Whereas, The President of the United States has publicly declared that these practices must be discontinued, and has taken an active part in disclosing to his people the methods under which these companies have been operating, and

Whereas, Our President has been instrumental in providing his people with a "yardstick" by which they may judge electricity and power, and

Whereas, The Pittsburgh Press, in its issue of November twentieth, made public a comparison between the rates charged by the Duquesne Light Company and those shown by the "yardstick," and

Whereas, The Utility Commissioners of the United States, meeting in convention in Washington, D. C. on November fifteenth, publicly declared that the rates charged by the Utilities are at least twenty-five per centum too high all over the United States, and

Whereas, The President, on November thirteenth, handed to the Public Service Commission of every state a "big stick" with which to reduce rates on electricity. This consists of a formula worked out by the New York Power Authority by which the cost of distributing electric power —for years the unknown quantity in the utility business— can be quickly and accurately determined. Private companies have consistently refused to reveal the cost of getting electricity into the homes, and have shrouded it with mystery, but the commission has now made it public, therefore be it

Resolved, (if the Senate concurs), The General Assembly, petition the members of the Public Service Commission and our Governor, to work together to bring about a reduction of thirty per centum of the rates of the Duquesne Light Company, for the citizens of Allegheny County.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 817, entitled:

An Act to amend section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 662), entitled "An act relating to retirement from the Pennsylvania National Guard," by including service in United States Navy or Marine Corps in preferred classifications.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 442, entitled:

An Act to permit certain cooperative associations to give chattel mortgages on rotating stocks of goods or inventories, to secure loans from banks for cooperatives organized under the Farm Credit Act of 1933, or from Federal intermediate credit banks organized under the Agriculture Credits Act of 1923.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 815, entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 682, entitled:

An Act to amend section one of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (P. L. 653), entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth, by requiring the use of lights on all boats at certain hours," further regulating the mooring of boats without lights.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 852, entitled:

An Act to amend section ninety-eight of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting the purchase, sale and exposing for sale of certain pike and fillets thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 266, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," authorizing counties to appropriate moneys for the support of the Boy Scouts of America.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 441, entitled:

An Act to amend sections one, two, three, four and five of the act approved the second day of March, one thousand nine hundred and thirty-three (P. L. 6), entitled "An act to enable persons, associations, partnerships and corporations engaged in farming, and raising, breeding, fattening and marketing livestock, to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on livestock, farm machinery, farm equipment, and crops; and designating the operation and effect of the lien of such mortgages," extending the provisions of said act generally to persons, associations, partnerships and corporations; providing for bonds with confessions of judgments; changing fees and agencies from whom borrowings may be made; regulating the assignment and release of such mortgages and generally revising and supplementing the provisions thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 15, entitled:

An Act abolishing the office of collector of delinquent county taxes where the same now exists in counties of the second class providing for the collection of such taxes by the county treasurers, and providing for their compensation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 628, entitled:

An Act to further amend section seventeen of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes; and prescribing penalties," by providing lesser fees for parts of a year.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 851, entitled:

An Act to amend paragraphs one and two of section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 681), entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs," altering qualification requirements for the award of such medals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 677, entitled:

An Act to amend sections three hundred eleven, three hundred eighteen and three hundred twenty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended; further amplifying the powers of the retirement board in counties of the second class; increasing the contributions of such counties, county poor districts and employes; and restricting rights to retire for disability in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 252, entitled:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipalties and quasi-municipal corporations which levy their taxes on county assessments and valuation; amending, revising and consolidating the law relating thereto; and repealing existing laws," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and collection of poll taxes for voting purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 450, entitled:

An Act to amend section two if the act approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled, 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premium paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," as amended; providing for payments to relief fund associations of fire departments and fire companies of cities, boroughs and townships which afford fire protection to near or adjacent boroughs and townships.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 819, entitled:

An Act to amend sections five and nine as amended, sections fourteen and twenty-five, sections thirty-two and thirty-four as amended, sections thirty-six and thirty-seven, section thirty-eight as amended, and section forty, and to repeal section sixty of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed forces of this Commonwealth," by providing a uniform system for the payment of rental and hire for armories, buildings and animals; regulating the payment of compensation for injuries or death resulting from service, and increasing maximum headquarters expense allowance; providing an annual uniform allowance for officers and warrant officers; regulating pay of enlisted men; repealing provisions for collection of military fines by civil process; and otherwise harmonizing the act with Federal law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 300, entitled:

An Act to amend sub heading (e) of article five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 127), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended, authorizing appropriations to veterans' organizations for certain purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 55, entitled:

An act to amend section one hundred and seventy-four of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," prescribing the oath to be taken by members of the board of viewers.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 51, entitled:

An act to amend section eight of the act approved the twenty-sixth day of June, one thousand nine hundred and thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes, providing for the appointment of the members of such board by the county commissioners; providing for their salaries payable by the county, abolishing existing boards, defining the powers and duties of such board, regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers and clerks, providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by so changnig the provisions of the act that individual written or printed notice of assessed valuation for triennial years shall be given to property owners alone.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 439, entitled:

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class, and repealing existing acts relating thereto," by changing such compensation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 131, entitled:

An Act to amend section two hundred and twenty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended, permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 775, entitled:

An Act relating to the sale, delivery, weighing and importation of manure for mushroom growing; making certain practices in connection therewith misdemeanors, and fixing fines and penalties for the violation thereof; providing for the payment of such fines into the State Treasury; and requiring the Department of Agriculture to enforce the provisions of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 844, entitled:

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 418, entitled:

An Act to promote the safety of travelers upon street railways and buses and others by requiring a crew of two on each street railway car and bus.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 253, as follows:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes Provided correct taxes are paid when due in all counties, cities, school districts, boroughs, townships, towns and poor districts.

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person copartnership association or corporation charged with or having an interest in the payment of any taxes on real property in all counties cities school districts boroughs townships towns and poor districts which have become delinquent at or prior to the first day of January one thousand nine hundred and thirty-five may at any time within six months elect to pay the principal sum of such delinquent taxes as provided in this act anything in the permanent statutes of this Commonwealth to the contrary notwithstanding

On the question,

Will the House agree to the section?

Mr. BLUMBERG. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 1, line 6, by inserting after the word "cities" the following: except those of the first class.

Amend sec. 1, page 1, line 7, by inserting before the word "boroughs" the following: except those of the first class.

On the question,

Will the House agree to the amendments?

Mr. FITCH. Mr. Speaker and members of the House, I for the life of me can't understand why Philadelphia continually wants special privileges. It seems to me from the large number of communications that I have received from my constituants in the city of Philadelphia that they are perfectly satisfied with House Bill No. 253. If I know anything about this subject, it has been the practice of certain members from Philadelphia to continually want a section of the State to themselves. So I hope the members of this Legislature will just do to Philadelphia what they are doing to the balance of the State.

Mr. BLUMBERG. Mr. Speaker and members of the House, it is rather refreshing to hear my Democratic colleague from Philadelphia admit that he fails to understand why we are not satisfied with the law as it now stands, because if I recall the situation correctly both the Democratic committee of the city of Philadelphia and the State Democratic organization in their platform have gone on record as being decidedly in favor of home rule.

The conditions in Philadelphia vary greatly from those existing in other counties, particularly with regard to tax penalties and the delinquent tax situation. Those of you who are familiar with the fact may recall that in the session of 1933 the entire question of Philadelphia's financial situation was discussed on the floor of this House and resulted in the passage of what became known as the Salus Tax Abatement Bill. That bill has been in operation for two years and has done some good, but it did not go the full distance.

At the present time the delinquent taxes in Philadelphia amount to fifty million dollars and the entire financial stringency of the city is bound up in that statement.

It has been felt by the city authorities—not by individual members of the delegation, either Republican or Democratic—that Philadelphia ought not be compelled to come to each session of the legislature and ask for legislation which at that time is most appropriate in order to produce results.

It has been felt under the doctrine of home rule that the tax levying body of Philadelphia is most capable of deciding the best means to adopt to collect delinquent taxes.

May I say that in some sections of the State you may be required to abate both penalties and interest. In Philadelphia you may not be required to give up the interest. If you did in Philadelphia you would have the situation of the trust companies making Philadelphia their banking institution. Most of the taxes in Philadelphia are due by the trust companies and large realty holding corporations, and it has been impossible to get them to pay their taxes. They take over these properties either under their mortgage or under some existing arrangement with the owner. They collect the rent, they pay themselves the interest and pay nothing to the city of Philadelphia which supplies protection, police protection, the sanitation privileges and all of the other things that Philadelphia must supply to its real estate without being able to get any return.

We do not have any objection to the passage of Bill 253 so far as it applies to the rest of the State, but we do believe that our tax levying body is most capable of passing ordinances to effect the greatest result in the collection of delinquent taxes. What is the objection to giving cities of the first class the right to collect their delinquent taxes? It effects no other county.

This bill has the approval in principle, plus the amendment which I have offered, of our city authorities. I can see no reason why the rest of this House should object to permitting the Councils of the city of Philadelphia to pass ordinances as they see fit instead of being compelled to come here each two years asking for a different law. There is in Committee House Bill 148 introduced by my colleague, Mr. Witkin, which contains the provision that the city councils of cities of the first class shall have the right to pass tax abatement legislation. For that reason, members of the House, I am going to ask you to vote in favor of the amendment.

Mr. FITCH. Mr. Speaker and members of the House, I live in a residential section. I have received probably one hundred fifty telegrams and messages, not from trusts or from big corporations but from property owners, and they have advised me that they were perfectly satisfied with House Bill No. 253 as it stood and they have stated to me that they have put their sanction on this bill. I question the remarks of the previous speaker in reference to the attitude of the officials of the city of Philadelphia. I wish to say that we are supposed to listen not only to the officials but to our constituents, who after all, are the people we are trying best to suit.

It is true that the city of Philadelphia does have a lot of unpaid taxes. It is true also that these big trusts and corporations owe taxes, but it looks to me that it would be better for the city of Philadelphia to receive the money under House Bill 253 than running the chance on another bill which is not satisfactory to a great many of the little property owners.

So I ask you again, members of this House, to do for the little fellow in Philadelphia the same as they are trying to do for the little fellow throughout the state.

Mr. LONG. Mr. Speaker and members of the General Assembly, I also am from the city of Philadelphia and for that very reason I do not wish the city of Philadelphia to fail to get the benefits of a bill of the type of No. 253. Bill No. 253 was not drawn up in a short time, but that bill was drawn up very carefully to meet a specific need. The bill also for that very purpose was made comprehensive enough to include the whole state, and also was made very specific in its provisions of payment. I think that the people of Philadelphia, and especially the home owners, are entitled to any benefits which may be received from the enactment of Bill No. 253 into law. If I thought for a moment that the exemption of Philadelphia would be to the benefit or to the interest or be the will of the taxpayers of Philadelphia, I would be the first to ask for such an amendment, but that is not so.

As my colleague, Mr. Fitch, has stated all the solicitation which we have received has been in favor of this bill. All the entreaties that we have received from the taxpayers of the city of Philadelphia have been to enact it into law as soon as possible.

Philadelphia does not want exemption from any bill,

state-wide bill, unless it is to her interest to have such exemption. Philadelphia wishes to cooperate with the State of Pennsylvania wherever possible and where it is not detrimental to her own interests. Philadelphia puts itself in that spirit of cooperation not only for its own citizens but also for the citizenry of the whole state.

Philadelphia taxpayers do not want exemption on this bill. Philadelphia taxpayers, on the contrary, are fearful of such exemption.

The gentleman from Philadelphia mentions House Bill 148 as being specifically for Philadelphia. That is just what we are fearful of. Bill No. 148 not only gives Councils the full owner to abate in whole or in part penalties and interests on delinquent taxes but also gives that council the power to exact more penalties on the taxpayer if they see fit.

Bill No. 253 provides a comprehensive plan whereby the big man can pay his taxes in a certain period and get a full remittur on all of his interest and penalties. It also provides for a plan of five payments over a period of five years, whereby the small home owner can get an abatement in whole or in part of his taxes, whereby he may get an abatement of any number or part of a year of his taxes. Bill No. 253 is a good thing for the townships and the boroughs, the second and third, the two A-class cities, the second class cities; it is also a good thing for Philadelphia. The taxpayer in the city of Pittsburgh is interested in this bill because it is for his benefit and the taxpayers of Philadelphia have also shown that they are interested in the enactment of this bill, because it is also for the benefit of taxpayers and home owners of the city of Philadelphia.

Mr. BURKE. Mr. Speaker and members of the House, I rise to appose the amendment of the gentleman from Philadelphia, Mr. Blumberg.

House Bill No. 253 has the endorsement of practically every real estate board in the State of Pennsylvania. Its provisions are very liberal. House Bill No. 253 connotes the idea that we are not to come here every two years and abate the penalties. It is offering a suggested and permanent arrangement, and if I am to infer that the delegation from Philadelphia would support Bill No. 148, I ask you to oppose the amendment of Mr. Blumberg, because Bill No. 148 is not very specific and it lends itself readily to a manipulation that none of us could possibly tolerate.

I, therefore, ask you to oppose the amendment from Philadelphia, Mr. Blumberg.

Mr. BLUMBERG. Mr. Speaker and members of the House, I cannot claim, like one of my colleagues who just spoke, that I have the exclusive right to speak for the taxpayers of Philadelphia, but I do claim that those who have the responsibility in Philadelphia of collecting these delinquent taxes are in favor of this amendment; that a majority of the duly elected Republicans in this House from Philadelphia are in favor of this amendment.

I do not whether my friends on the other side of the House have misconstrued my original statements as to House Bill 253. We do not oppose benefits that will accrue to delinquent taxpayers of the state that must come from this bill. What we do say is that Philadelphia conditions are peculiar and require peculiar treatment and require treatment by experts in Philadelphia who watch the changing conditions of time and who know the best means to get the best results.

This bill is not permanent; the session of 1937 may pass another abatement bill which will change the whole situation. The purpose of this bill is to afford home rule in a distinctly home rule manner.

I cannot understand the inconsistency of the previous speaker who asks that we cut Philadelphia in this bill and who is obviously against home rule, when on the third reading bills he sponsored two measures relating peculiarly to the city of Philadelphia; first for the appointment of County detectives, of commissions and of inspectors of weights and measures. Now, if he is in favor of that legislation, I cannot understand his opposition to the right of the city of Philadelphia to pass tax abatement ordinances.

I ask you to support the amendments.

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, we of the backwoods are inclined to believe that Philadelphia is a part of Pennsylvania, and we are likewise inclined to believe in the principle of home rule. We of the backwoods believe that we are likewise capable of taking care of our delinquent taxes, but since taxes are collected under State law, we believe that any restrictions placed upon those coollections of state taxes should likewise be applicable to the city of Philadelphia, as well as to the outlying counties.

The yeas and nays were required by Mr. WITKINS and Mr. BLUMBERG and were as follows:

YEAS—73

Atkins,	Gillette,	Merrell,	Sowers,
Baker, F. T.,	Green,	Moore,	Stevens,
Baldi,	Habbyshaw,	Muir,	Stockham,
Barnhardt,	Hamilton, R. S.,	Nothnagle,	Stott,
Blumberg,	Hart,	Parks,	Tahl,
Booze,	Hefferon,	Perry,	Terry,
Boyd, R.,	Hermansen,	Peters,	Trout,
Boyer,	Hoffner,	Phillips,	Turner,
Brennan,	Hoopes,	Reynolds,	Wall,
Carr,	Horst,	Rhys,	Wasserman,
Condon,	Jackson,	Roan,	Weidemann,
Conner,	Jones,	Schrock,	White,
Cordier,	Linderman,	Shortz,	Wickersham,
Davies,	Longaker,	Shreiner,	Wilson,
Denning,	Mason,	Simpson,	Witkin,
Duffort,	McCreary,	Sloan,	Wood,
Ferko,	McDevitt,	Snyder, F. E.,	Woodside,
Forrest,	McKinney,	Snyder, J. L.,	Yeakel,
Gates,			

NAYS—111

Achterman,	Downey, G. E.,	Long,	Ruffennach,
Alexander,	Downey, J. J.,	Lovett,	Ruth,
Allen,	Eberharter,	Lynch,	Sarraf,
Andrews,	Eroe,	Male,	Scanlon,
Arnold,	Falkenstein,	McDermott,	Schrope,
Aukerman,	Finnerty,	McElroy,	Schwab,
Baine,	Fitch,	McHenry,	Shaw,
Baker, J. J.,	Flanagan,	Melchiorre,	Shepard,
Barber,	Flinchbaugh,	Mentzer,	Shugarts,
Bradley,	Furman,	Moomaw,	Siegel,
Brancato,	Gerard,	Mooney,	Sinwell,
Brown, H. S.,	Haberlen,	Moran,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moul,	Smith, W. G.,
Brownfield,	Haluska,	Munley,	Stank,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stone,
Burke,	Harkins,	Nagel,	Sumney,
Cannon,	Harmuth,	O'Keefe,	Surface,
Carson,	Hartman,	Ominsky,	Tumelty,
Chervenak,	Hetrick,	O'Neill,	Van Allsburg,
Coakley,	Hindman,	Panton,	Walker,
Cochran,	Hirsch,	Patterson, C.,	Weiss,
Cohen,	Holstrom,	Patterson, J. W.,	Welliver,
Coleman,	Kelso,	Pearson,	Welsh,
Coolahan,	Kilroy,	Pfaff,	Westrick,
Decker,	Kinney,	Piole,	Yourishin,
Dent,	Klingler,	Powers,	Zappala,
Diehl,	Kobelak,	Reising,	Sarig,
Dilley,	Larue,	Robinson,	

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,
Will the House agree to the Section?
It was agreed to.

Mr. BLUMBERG. Mr. Speaker, in view of the vote on that amendment and in the interest of saving time, I withdraw the balance of my amendments.

The Second Section was read as follows:

Section 2 If within the time mentioned in section one of this act such person copartnership association or corporation tenders to any person or persons authorized to receive taxes in any or all counties cities school districts boroughs townships towns and poor districts as the case may be a sum equal to one hundred per centum of the principal sum of such taxes so delinquent less penalties and interest such receivers of taxes are hereby authorized and required to receive such amount in full payment of all such taxes penalties and interest Upon receiving such amount the receiver of taxes or tax collector as the case may be shall give to the person copartnership association or corporation making such tender a receipt in full for all taxes penalties and interest for the year one thousand nine hundred and thirty-four and any year prior thereto Such payment shall operate as a remitter of the difference between the sum so received and the aggregate amounts charged on the tax duplicate or on the delinquent real estate tax list or such other records pertaining to such delinquent taxes and shall be so treated in the settlement of the accounts of such receiver of taxes

On the question,
Will the House agreed to the section?

Mr. WOODSIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 2, page 2, line 11, by inserting after the word "delinquent" the following: "together with interest at the rate of five per centum per annum from the date such taxes became delinquent to the date of actual payment thereof"

Amend Sec. 2, page 2, line 12, by inserting after the word "less" the words: "all other"

On the question,
Will the House agree to the amendments?

Mr. PEARSON. Mr. Speaker and members of the House, as the sponsor of this bill I rise to oppose the amendments of the gentleman from Dauphin, Mr. Woodside. It seems to me that the gentleman is not familiar with the provisions of this bill, because this amendment would completely destroy the original intent and purpose of the bill.

I, therefore, ask the members of this House to vote down this amendment.

Mr. WOODSIDE. Mr. Speaker and members of the House, it is the purpose of these amendments to change this bill from an unfair measure to a measure of true relief. There are a lot of crimes committed in the name of relief and in my opinion this bill, without this amendment, is one of them.

The members can see just exactly what would happen with my amendment and what would happen without it. If a person owes taxes in 1930, that is, his 1930 taxes are not paid—let us suppose he owes $100 worth to a borough, —Some other person has paid, maybe borrowed the money to pay his $100 worth of taxes. In 1935 he has $130 invested in that tax, because he has paid his $100 and he has paid his $30.00 to his bank or somebody else in order that he could pay his taxes in 1930. What happens to the other $100 that was not paid by the other man? The borough or township or the school district or the city or the county or the poor board went out to the banker and they borrowed $100 in order that this government might continue to run, and what are they doing? They are paying five per cent or six per cent on their money and up to this date they have paid on the $100 an average of $25.00. That $25.00 must be met by somebody and who are you going to put it on? Why, you are going to turn around and put it on the man who went out to borrow the money to pay it. He may have had to scrape and save to get the money that he could pay his taxes. I know these are hard times. Fifty-eight per cent of this amount is now due in city and certain other taxes and then, too they had to add the 1930 taxes. This bill would be a very fine bill to reduce the amount which should be paid by these people in these times, but it is not fair to our constituents, it is not fair to the people that paid their taxes, it is not fair to the people who didn't pay their taxes for this bill to be passed without having provisions for interest. It does not give any district, any school board, anybody in the whole state, any municipality or any subdivision of it any opportunity to decide the problem for themselves. There is no variation. The bill is binding, and what is more—

POINT OF ORDER

Mr. PEARSON. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. PEARSON. The gentleman from Dauphin is discussing the bill and not the amendments.

The SPEAKER. The Chair is of the opinion that the remarks relevant to the amendment and the gentleman from Dauphin will proceed.

Mr. WOODSIDE. Mr. Speaker, there is another reason why this amendment should be adopted, and that is the provision in the bill that up until 1939 they can come in and pay 1930 taxes without one cent of interest. If this would only be for the protection of some poor, unfortunate unemployed who own their own homes and who are having a hard time to pay that home, maybe we could overlook this provision and permit this bill to be passed without these amendments, but, Mr. Speaker and members of the House, this bill is not one for the protection of those people. This bill is to permit these trust companies to which Mr. Blumberg referred, permit those people who have speculated in real estate and own lots of it expecting to make a lot of money out of it, this bill is to permit large corporations who own large properties to come in in 1935 and say, "Oh, no we will not pay our share of the taxes. We will pay our share of the taxes that we had back in 1930, we will enter into agreements, we will pay those taxes up until 1939 without one cent of interest." Then what is going to happen to the municipalities; what is going to happen to those governments? They have got to meet that money; they have borrowed money and they are not going to get enough money to pay back what they borrowed. They have got to come back to the people and tax real estate. You are not relieving anybody; you are just shifting the burden from those who didn't pay to those who did pay. The expenses have to be met, and in

many of the districts I submit to you—sit down and take your figures—in many districts this bill is going to result in increased taxation. They are going to add another mill on your real estate tax in a good many districts.

I took the district of Millersburg and went over the list of people who owe taxes, and in very few instances do you find that it is the poor home owner. It is the large interests, the big club houses, organizations of that type. It is not the small home owner you are protecting in this, it is the big interests as well whom you are protecting to go ahead and pay their 1930 taxes up to 1939 without a cent of interest. You are going to make your poor home owners, you are going to make your widows, you are going to make these people who are struggling along to meet their bills, you are going to make them pay this bill. I submit, members, this should not be a partisan measure. I submit each one of you should vote on this measure according to your conscience, according to what you know is right, and I submit everyone of you know that this measure as it is now is not right, but if this amendment is adopted this will be a good law. It will be relief of the type that we should have. I submit that the Democratic party, prominent members of it within this House, if I have been informed correctly, have very recently made public statements to the school authorities that they oppose this type of legislation. It does not encourage the payment of taxes to a great extent to wipe out all of this, to make them come in within six months, particularly when you permit them to pay up to 1939.

I took the list from my own community. We have between 40 and 60 widows who own real estate, their own homes. Many of those were returned to the County Commissioner for 1934. I went over the list. How many do you suppose there were who had not paid their taxes? There were only two. I submit it is not fair to the small home owner who has paid his taxes to permit this bill to go through without the amendment, and I appeal to all of you to vote not according to party, and I have nothing personal in this matter, I don't propose this amendment because the bill was introduced by a member on the other side of the House, and I don't want any Republicans on this side of the House to vote for it unless they are convinced that the amendment is right. I ask the Democrats in this House to vote for this amendment as they know it is right.

On the question recurring,
Will the House agree to the amendments?

The SPEAKER declared the yeas appear to have it.

Whereupon, a division was called for, one hundred and twenty eight members or more than a majority having voted in the affirmative the question was determined in the affirmative and the amendments were agreed to.

On the question,
Will the House agree to the section as amended?
It was agreed to.

The third section was read as follows:

Section 3 Any such person copartnership association or corporation being the owner of such real property or the mortgagee of such property may at such time in lieu of making a tender as authorized by section two of this act enter into a written agreement in such form as shall be prescribed by the city borough township town county school district or poor district solicitor as the case may be to pay the full principal amount of such taxes so delinquent less penalties and interest in five equal annual installments payable at the time prescribed by law for the payment of taxes in all cities boroughs townships towns counties school districts and poor districts of all classes in the years one thousand nine hundred and thirty-five one thousand nine hundred and thirty-six one thousand nine hundred and thirty-seven one thousand nine hundred and thirty-eight and one thousand nine hundred and thirty-nine without interest Such agreement shall be made in triplicate one copy shall be retained by such person copartnership association or corporation shall be filed with the person or persons authorized to receive taxes who shall turn said copy of agreement over to any successor in office the other shall be filed with the city borough township town county school district or poor district solicitor who shall note on the tax list and duplicate and on the delinquent tax list or such other records pertaining to such delinquent taxes the fact that such agreement has been entered into and thereafter so long as such agreement shall continue to be performed the lands buildings and structures against which said delinquent taxes penalties and interest is charged shall not be proceeded against for the collection of such taxes anything in the permanent statutes of this Commonwealth to the contrary notwithstanding

On the question,
Will the House agree to the section?

Mr. WOODSIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 3, page 3, line 8, by inserting after the word "delinquent" the following: "with interest hereinbefore provided".

Amend Sec. 3, page 3, line 8, by inserting after the word "less" the words: "all other."

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The fourth section was read as follows:

Section 4 A person copartnership association or corporation electing to pay such delinquent taxes by installments as provided in section three of this act shall thereby undertake in his her their or its own behalf and on behalf of all subsequent grantees and transferees of such real estate that the real estate taxes currently payable during the period covered thereby will be paid when due and that the five installments of such delinquent taxes will be paid in five annual installments at and during the period of collection of the present or immediate current real estate taxes without interest or penalty

On the question,
Will the House agree to the section?

Mr. WOODSIDE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 4, page 4, line 16, by inserting after the word "interest" the following: "except as hereinbefore provided."

On the question,
Will the House agree to the amendment?
It was agreed to.
On the question,
Will the House agree to the section as amended?

Mr. VAN SICKLE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 4, page 4, lines 6 to 17, by striking out all of said lines, both inclusive.

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The fifth section was read as follows:

Section 5 Any person copartnership association or corporation who or which has entered into an agreement to pay such delinquent real property taxes in installments pursuant to this act may at any time pay the entire unpaid balance of the principal sum of such delinquent taxes without penalty or interest

In case of any default in the payments of any installment of delinquent real estate taxes or the then present or immediate current real estate taxes under the agreement provided for in this act such agreement shall be cancelled on the records of the person or persons authorized to receive taxes and of the solicitor of the city borough township town county school district or poor district as the case may be and such delinquent taxes together with penalties and interest shall thereupon be charged against the person copartnership association or corporation in the same manner as if no agreement had been entered into and be collected as provided by existing law excepting that in such event there shall be credited on the tax list and duplicate and the delinquent tax list and duplicate thereof or such other records pertaining to delinquent taxes the amounts theretofore paid under such agreement and the penalties on such delinquent taxes shall be adjusted to the amount of the principal sum thereof remaining unpaid and the interest if any chargeable on such taxes at the rate prescribed by the permanent law of this Commonwealth shall be computed from the date of such default only

On the question,
Will the House agree to the section?

Mr. VAN SICKLE. Mr. Speaker, I desire to offer the following amendments.

The Speaker. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 5, page 4, line 18, by striking out the figure "5" and insert in lieu thereof "4."

Amend sec. 5, page 4, lines 26 and 27, by striking out the words "or the then present or immediate current real estate taxes."

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?

Mr. WOODSIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 5, page 4, line 23, by inserting after the word "taxes" the following: "with interest as hereinbefore provided."

Amend sec. 5, page 4, line 23, by inserting after the word "without" the word: "other."

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?
It was agreed to.

The sixth section was read as follows:

Section 6 When an agreement to pay delinquent taxes on real property in installments made pursuant to this act has been fully performed and not prior thereto the city borough township town county school or poor district treasurer or any person or persons authorized to receive taxes as the case may be shall give to the person copartnership association or corporation so performing such agreement a receipt in full for the principal sum of

On the question,
Will the House agree to the section?

Mr. VAN SICKLE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 6, page 5, line 21, by striking out the figure "6" and insert in lieu thereof "5."

On the question,
Will the House agree to the amendments?
It was agreed to,
On the question,
Will the House agree to the section as amended?

Mr. WOODSIDE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 6, page 6, line 18, by inserting after the word "interest" the following: "except as hereinbefore provided"

Amend Sec. 6, page 6, line 24, by inserting after the word "cancelled" the following: "except to the extent of interest payments as hereinbefore provided"

On the question,
Will the House agree to the amendments?
They were agreed to,
On the question,
Will the House agree to the section as amended?

Mr. HOOPES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 6, page 6, line 24, by adding at the end of said line the following: "provided that the provisions of this act shall apply only to properties occupied for dwelling purposes by the owners thereof"

On the question,
Will the House agree to the amendment?

Mr. HOOPES. Mr. Speaker and members of the House, I offered these amendments for the purpose of finding out whether or not the proponents of this measure are primarily interested in protecting the home owner who unquestionably have suffered through this depression or whether they want to help the trust companies, the real estate companies and other owners of real estate who have foreclosed with great speed throughout the depression, dispossed the owners thereof but didn't pay the taxes and

are now going to receive if this bill is adopted without this amendment, a tremendous gift from every municipality in this state.

I do not know how it is in other districts, but I know that in the large cities and in Berks County we have had Sheriff's sales galore for the last three or four years. Instead of being a home owning people, we have largely become tenants by reason of foreclosures. Thousands of Sheriff's sales are being held every month throughout the state and home owners have been dispossed by the thousands during the past three or four years.

Now, if you pass this bill in the blanket form in which it now is you will hand a gift to these mortgagees who have foreclosed their mortgages, who haven't paid their taxes of hundreds of thousand of dollars. There has been a great deal of complaint about reducing the tax burden, the local taxes on real estate. That is all right, but you should not reduce it by penalizing the man who has paid his taxes and handing a gift to those who didn't have any mercy on the little fellow who was up against it. They threw him out on the street, took his property away from him, but didn't pay their taxes, and they come in now and say that every real estate board in the country wants it. You bet your life they do. Their clients have brought their properties back and they are on the job of running them and they want to get those taxes remitted for the big companies. It isn't going to help the little fellows any more. Most of them have already lost their properties not because of their inability to pay taxes but because they couldn't pay the interest on the mortgages and the mortgagees have gone ahead and have foreclosed on them.

I want to say that if you want to protect the home owner and make it only apply to properties occupied for dwelling purposes by the owners thereof then you will protect the people you are talking about, but you won't protect the people that we have been speaking about who will be the greatest beneficiaries of this measure.

I ask you to vote "aye" on this amendment, and, Mr. Speaker, I ask for a roll call.

Mr. FLINCHBAUGH. Mr. Speaker and members of the House, if I understand this amendment offered by the gentleman from Berks, he wishes it to apply only to property owners or dwelling owners who reside therein. His idea is to penalize the grasping land owner and the heartless trust, but there are other people who will be penalized if this amendment is passed.

I have a friend who has a dwelling house, which he rents. A few years ago he was in comfortable circumstances. Today he is in uncomfortable circumstances financially. He has been unable to collect any rents of any consequence for the last three years and yet his water rents and his taxes are piling up and he is on the verge of bankruptcy. If this amendment of Mr. Hoopes prevails, then he could get no relief under this bill if it should be enacted into law.

I have another friend that lives in town, in his own house, but he also has a farm which he rents. During the years 1930 and 1931, he lost $500 in the operation of that farm. He has become delinquent in his taxes and under the amendment proposed by the gentleman from Berks, this man couldn't have any relief under this bill.

I ask you, ladies and gentlemen, whether it is worth the effort in order to punish a few grasping landlords and possibly some trust companies who have been heartless in their operations against the property owners—whether it is worth the price to pass this amendment. I suggest that it is not, and I ask that this amendment be voted down.

Mr. ANDREWS. Mr. Speaker and members of the House, I can not understand the position taken by the gentleman from Berks very well.

By virtue of the tenets of his party he naturally believes and he is committed to the doctrine of soaking the landowner.

Yesterday, at his insistence, we passed a bill making it extremely difficult to dispossess, to eject a tenant who wasn't paying rent. Now the gentleman from Berks presents the proposition that we shall confirm the right to a tenant to remain in a residence or property and not pay any rent, and that the owner of that property is to be denied any chance at tax abatement. It catches them coming and going, and I maintain his proposition is essentially unfair.

Mr. BARBER. Mr. Speaker and members of the House, Erie city has in the neighborhood six thousand families on the relief rolls. About five thousand families in that city are occupying homes rent free. That means that five thousand landlords—most of whom are not trust companies, most of whom are not grasping corporations—are supporting five thousand families and keeping them from being put upon the street and relieving the Commonwealth of Pennsylvania and the citizens of the United States as well of that burden.

Those five thousand families have been in their homes, as I have said, and are occupying them rent free. To make the owners of those homes pay a penalty by way of taxes when they have not been receiving anything by way of remuneration is, I believe, decidedly unfair. So for the benefit of those people who have been kind enough and charitable enough to allow their homes to be occupied I ask earnestly the members of this House to vote down the amendment offered by the gentleman from Berks, Mr. Hoopes.

Mr. MALE. Mr. Speaker and members of the House, I happen to be a landlord and know a little about the case. I hope you will vote this amendment down.

I own one hundred and twenty-five properties and am paying interest on $125,000. I pay my interest every time it comes due, but my tenants are continually moving out and I have simply to go to the bank to borrow money. I went to the bank to borrow $2000 to pay my taxes. The bank put a judgment note against me. I am in the furniture business also, and now that my credit is gone where will I buy my furniture? I was proud to have one hundred and twenty-five properties, but the depression caught me. There was a time when I made money fast; I am now losing it, and I hope you will vote the amendment down.

Mr. SHEPARD. Mr. Speaker, I desire to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes, permit himself to be interrogated?

Mr. HOOPES. I will Mr. Speaker.

Mr. SHEPARD. Mr. Speaker and members of the House, I might say that I like the sound of the gentleman's amendment, but will not the amendment cut down the amount expected by the tax authorities from the landlords and the office building people who are going to pay their taxes so that they will have to, as a result of that, increase the tax on real estate which will set aside any

gains that the home owners might receive from this amendment.

Mr. HOOPES. I understand you ask the question will not my amendment do that?

Mr. SHEPARD. Yes.

Mr. HOOPES. No, I don't think so. I think the bill itself will do that. If you pass the bill in its present form and abate the penalty to everybody, trust companies, real estate companies and large land owners generally you are going to reduce the income of the municipalities, most of whom are now on the verge of bankruptcy, whereas the amendment that I propose will greatly reduce the amount of penalties.

Mr. Speaker and members of the House, I would like to say plainly that these amendments were drawn in great haste and no doubt could be put in much better form, but with the bill in the position that it was, in order to bring the matter before the House, it was necessary for me to do something very quickly and offer it in order that I might present the question.

Frankly what should be done with this bill at this time is to put it on the postponed calendar until Monday night and then let us get together and see if we can't propose the proper amendments which will protect the occupier of the owner's premises. At this time I must be fair to the gentleman from Cambria who said that I was trying to soak the landlords. He didn't refer to the fact that the bill that was passed yesterday had specific clauses in it providing for the abatement of taxes where the eviction was stayed by the court. I am certainly in favor of abating taxes for those who permit the tenants to remain rent free. I am not in favor of abating taxes and penalties for those who kick out the owners and everybody else that don't pay rent, and then proceed not to pay their own taxes. I think that is what this bill will do.

If we put this bill on the postponed calendar until Monday night and the sponsor and others will get together and draw up amendments not only to protect the owners but the occupiers who are unemployed, that are unable to pay rent, I would be perfectly satisfied.

BILL POSTPONED

Therefore, Mr. Speaker, I move that this bill be placed on the postponed calendar on second reading.

On the question,
Will the House agree to the motion?

Mr. MALE. Mr. Speaker and members of the House, I think we are putting too many bills on the postponed calendar. We all know what this bill means. I never put a man out of one of my houses in my life, even though they owed me $200, $400, $600, or over in rent. I am opposed to putting it on the postponed calendar.

If I demand my rents they would say to me, "You're a member of the Legislature. I voted for you. You don't need any rent."

I again say that you should vote on this bill at this time.

Mr. EROE. Mr. Speaker and members of the House, I think that this bill is almost settled in this House. If it goes back on the postponed calendar we will have to go through all this discussion on the bill and the various amendments again. I believe we should finish the job now by voting on the bill and moving it along on the calendar.

I, therefore, ask the members of this House to vote down the motion of the gentleman from Berks, Mr. Hoopes.

Mr. HOOPES. Mr. Speaker and members of the House, I made the motion in order that we might have time to prepare well-considered amendments which would cover deserving and needy cases which we don't have here this morning. I think that is a perfectly good reason. I think all of us should want to put this bill through in the proper form. We do not want to permit the big trust companies and real estate sharks to stage a steal against our almost bankrupt municipalities. I, therefore, ask you and urgently plead with you to vote "aye" to place this bill on the postponed calandar, and I ask for a roll call.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. HOOPES and Mrs. WILSON and were as follows:

YEAS—128

Alexander,	Finnerty,	Mason,	Scanlon,
Altenburg,	Flanagan,	McCreary,	Schrock,
Andrews,	Forrest,	McDermott,	Shaw,
Baine,	Gates,	McElroy,	Shepard,
Baker, J. J.,	Gerard,	McHenry,	Shortz,
Baldi,	Gillette,	Melchiorre,	Shugarts,
Barnhardt,	Green,	Merrell,	Simpson,
Bernhard,	Hagerty,	Moomaw,	Sloan,
Blumberg,	Haluska,	Mooney,	Smith, J. A.,
Boose,	Hamilton, F. P.,	Moore,	Smith, W. G.,
Boyd, R.,	Harkins,	Moran,	Snyder, F. E.,
Boyer,	Harmuth,	Moul,	Sowers,
Bradley,	Hart,	Muir,	Sproul,
Brancato,	Hartman,	Munley,	Stank,
Brown, H. S.,	Hefferon,	Murrin,	Stewart,
Brumbaugh,	Hermansen,	Nagel,	Stockham,
Burke,	Hetrick,	Nothnagle,	Stott,
Cannon,	Hirsch,	O'Keefe,	Surface,
Carr,	Hoffner,	Ominsky,	Tronzo,
Castor,	Holstrom,	Parks,	Tumelty,
Chervenak,	Hoopes,	Patterson, J. W.,	Van Allsburg,
Condon,	Horst,	Perry,	Wall,
Coolahan,	Jackson,	Pfaff,	Wasserman,
Cordier,	Jones,	Phillips,	Welliver,
Davies,	Kelso,	Piole,	White,
Denning,	Kilroy,	Powers,	Wilson,
Diehl,	Kinney,	Reising,	Witkin,
Dilley,	Klingler,	Reynolds,	Yeakel,
Duffort,	Kobelak,	Roan,	Yourishin,
Eberharter,	Larue,	Ruffennach,	Zappala,
Falkenstein,	Linderman,	Ruth,	Zimmerman,
Ferko,	Long,	Sarraf,	Sarig,

NAYS—51

Achterman,	Decker,	Male,	Stone,
Allen,	Dent,	McDevitt,	Sumney,
Arnold,	Downey, G. E.,	Mentzer,	Terry,
Aukerman,	Downey, J. J.,	Panton,	Trout,
Baker, F. T.,	Eroe,	Patterson, C.,	Turner,
Barber,	Flinchbaugh,	Pearson,	Van Sickle,
Brown, J. E.,	Furman,	Peters,	Weiss,
Brownfield,	Habbyshaw,	Robinson,	Welsh,
Coakley,	Haberlen,	Schrope,	Westrick,
Cochran,	Hindman,	Schwab,	Wickersham,
Cohen,	Longaker,	Siegel,	Wood,
Coleman,	Lovett,	Snyder, J. L.,	Woodside,
Conner,	Lynch,	Stevens,	

So the question was determined in the affirmative and the motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 353, as follows:

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry and imposing a penalty for violations of the act

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

The first section was read and agreed to as follows:

Section 1 Short Title This act shall be known and may be cited as the "Annual Registration of Industrial Establishments Act of nineteen hundred and thirty-five"

The second section was read as follows:

Section 2 Definitions The following terms as used in this act shall be construed as follows

"Employment" means any trade occupation or process of manufacture or any method of carrying on such trade occupation or process of manufacture in which any person may be engaged except in private domestic service agriculture or casual employment not in the regular course of the employer's business

"Employer" means every person firm corporation agent manager or representative carrying on any employment

"Secretary" means the Secretary of Labor and Industry of this Commonwealth

On the question,

Will the House agree to the section?

Mr. COLEMAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments was read by the Clerk as follows:

Amend section 2, page 2, line 4, by inserting at the end of the line, after the word "employment" the following: "Provided, however, That this act shall not apply to the shops of transportation companies"

On the question,

Will the House agree to the amendments?

Mr. MORAN. Mr. Speaker, I would like to have the gentleman who offered these amendments to explain them.

Mr. COLEMAN. Mr. Speaker and members of the House, House Bill No. 353 is an administration measure. It is designed to operate against the fly-by-night fellow that comes in here, establishes a manufacturing process for two or three months, holds up the wages of his employes and then skips town, leaving them holding the bag, so to speak.

The transportation companies would like to be exempt from registering under the terms of this act, because there are so many of their shops in the state.

The transportation companies are a stable industry, established, and the administration has consented to go along excluding them from the provisions of this bill.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the gentleman from Lackawanna, the sponsor of this bill.

The SPEAKER. Will the gentleman from Lackawanna permit himself to be interrogated?

Mr. COLEMAN. Mr. Speaker, I will.

Mr. ANDREWS. Mr. Speaker, under this act would bus companies be classified as transportation companies?

Mr. COLEMAN. Mr. Speaker, No, I don't think so, according to the phrasing of the amendment. Transportation companies, railroad shops—the amendment specifically provides for transportation shops. I think the amendment is designed to affect railroads and transportation shops.

Mr. ANDREWS. Mr. Speaker and members of the House, unless the amendment specifically says "Railroad shops" but has the broad classification of transportation companies, then bus lines, many of which are fly-by-night concerns, would not be compelled to register.

On the question recurring,

Will the House agree to the amendment?

It was not agreed to.

On the question,

Will the House agree to the section?

It was agreed to.

The third, fourth, fifth, sixth sections and title were separately read and agreed to as follows:

Section 3 Annual Reports (a) Annually on or before the first day of June every employer carrying on any employment within this Commonwealth shall send to the Secretary a written report setting forth (1) the name address and previous address of the employer (2) the character and location of the employment (3) a description of buildings and equipment number of floors elevators boilers and fire escapes (4) the number of persons employed male and female and (5) the scheduled hours of work per week for the ensuing year Such report shall be accompanied by a registration fee of One Dollar ($1.00) in the case of employers employing less than five (5) persons and a fee of Five Dollars ($5.00) for employers employing five (5) or more persons

(b) Every employer who intends to carry on any employment within this Commonwealth shall not later than ten days prior to the commencement of operations send to the Secretary a written report setting forth (1) the name and address of the employer (2) the character and location of the employment (3) the probable date of the commencement of operations (4) a description of buildings and equipment number of floors elevators boilers and fire escapes and (5) the probable number of persons to be employed male and female Such report shall be accompanied by a registration fee of Five Dollars ($5.00)

(c) Every employer who intends to cease carrying on any employment within this Commonwealth shall not later than thirty days prior to the ceasing of operations notify the Secretary in writing of his intention

Section 4 Certificate of Registration (a) The Secretary shall issue a certificate to every employer complying with the provisions of subsections (a) and (b) of Section two who shall be entitled to receive such general inspections of his place of employment and equipment as in the opinion of the Department of Labor and Industry are desirable

(b) All fees required to be paid under this act shall be collected by the Department of Labor and Industry and by it paid into the State Treasury through the Department of Revenue

Section 5 Penalty Every person who violates any provision of this act shall upon conviction thereof in a summary proceeding before a justice of the peace alderman or magistrate be sentenced to pay a fine of Twenty-five Dollars ($25.00) and costs of prosecution All fines collected under this act shall be forwarded to the Department of Labor and Industry which shall transmit the same into the State Treasury through the Department of Revenue

Section 6 Effective Date This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 517, entitled:

An Act providing for the appointment and duties of county detectives in counties of the first class and repealing inconsistent acts

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. BURKE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 476, as follows:

An Act Providing for the fixing of the salary of county officers including city commissioners the members of the county board of viewers and the members of the board of revision of taxes and the number salary or compensation of all deputies assistants detectives clerks and appointees in the several county offices and clerks assistants assessors and appointees employed by the board of viewers and the board of revision of taxes the warden matrons physicians clerks keepers and other employes of the county prisons janitors firemen engineers mechanics and laborers of the court house and grounds caretakers of the house or houses of detention and janitors of court rooms in the counties of the first class from time to time by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid and repealing existing laws

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class the salary of the several county officers including city commissioners the members of the county board of viewers and the members of the board of revision of taxes and the number salary or compensation of all deputies assistants detectives clerks and appointees in the several county offices and clerks assistants assessors and appointees employed by the board of viewers and the board of revision of taxes the warden matron physician clerk keeper and other employes of the county prison janitors firemen engineers mechanics and laborers of the court house and grounds caretakers of the house or houses of detention and janitors of court rooms shall be fixed from time to time by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid Provided however That the number of assistants in the office of the prothonotary in such counties shall be fixed by the several courts of common pleas as provided by the Constitution of this Commonwealth and their salaries and compensation shall be such as is now or may hereafter be determined by law and the number of assistant clerks of the orphans' court shall be fixed by the register of wills with the consent and approval of the orphans' court of the county as provided by the Constitution but the salary or compensation of all such assistants shall nevertheless be fixed by the legislative body as above provided and the number and salaries of assistant district attorneys which shall be as now or hereafter provided by law

Nothing contained in this act shall be deemed to authorize the increase or decrease of the salary of any such officer during the term for which he has heretofore been elected or appointed

Section 2 The following acts and parts of acts of Assembly are hereby repealed in whole or in part as respectively indicated The repeal of the first section of an act shall not repeal the enacting clause of such act The repeal by this act of any act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded

Section two of the act approved the fourteenth day of April one thousand eight hundred and thirty-five (P. L. 232), entitled "a supplement to the act entitled 'An act to provide for the erection of a new prison and a debtors' apartment within the city and county of Philadelphia and for the sale of the county prison in Walnut street in said city' " in so far as it authorizes the inspectors of the Philadelphia county prison to fix the salaries and compensation of the superintendent the matron the physician the clerk and the keeper and all other persons employed in or about said institution

Section four of the act approved the fourth day of April one thousand eight hundred and thirty-seven (P. L. 377) entitled "An act to alter the times of holding Courts in the county of Tioga and for other purposes" absolutely

Section five of the act approved the nineteenth day of May one thousand eight hundred and seventy-four (P. L. 206) entitled "An act relating to the organization and jurisdiction of orphans courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof" and the amendments thereto in so far as they fix salaries of clerks of the register of wills and clerks of the orphans court of counties of the first class and also in so far as they fix or authorize the judges of the orphans court and register of wills in counties of the first class to fix the salaries of assistants to the register of wills and clerk of the orphans court in said counties

Section one of the act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 236) entitled "An act providing for the employment and payment of janitors firemen engineers mechanics laborers and caretakers of court houses and grounds" absolutely

Section two of the act approved the eighteenth day of April one thousand eight hundred and ninety-nine (P. L. 56) entitled "An act authorizing the county commissioners of the several counties in this Commonwealth to appoint a clerk fix his compensation and prescribe the term and duties of the clerk except in counties where the clerk to the county commissioners is elected by the people" and its amendment in so far as said acts authorize the commissioners of counties of the first class to fix the salary of the clerk of the board of county commissioners

Section seven of the act approved the second day of July one thousand nine hundred and one (P. L. 601) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent dependent and neglected children and providing for the management and maintenance thereof" in so far as it authorizes the board of managers of the house of detention for juvenile offenders in the city of Philadelphia to fix the salary or compensation to be paid to the caretakers of said house of detention

Section one of the act approved the first day of June one thousand nine hundred and eleven (P. L. 556) entitled "An act to fix the salary of the coroner of any county of this Commonwealth having a population of one million or over" absolutely

Section four of the act approved the twenty-third day of June one thousand nine hundred and eleven (P. L. 1123) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charge upon the respective counties in the matter of salaries costs and expenses thereof" and the amendments thereto in so far as they apply to the salaries of members of the board of viewers in counties of the first class

Section one of the act approved the seventeenth day of April one thousand nine hundred and thirteen (P. L. 79) entitled "An act to provide for the appointment of janitors in and for the various courts of counties having a population of one million two hundred thousand and over and for the compensation and payment thereof" in so far as it applies to the counties of the first class

Section one of the act approved the twentieth day of July one thousand nine hundred and seventeen (P. L. 1141) entitled "An act fixing the salary of the deputy coroner of counties having a population of one million five hundred thousand or over" and its amendment absolutely

The act approved the fifteenth day of July one thousand nine hundred and nineteen (P. L. 961) entitled "An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over" and the amendments thereto absolutely

Section one of the act approved the twelfth day of June one thousand nine hundred and twenty-three (P. L. 692) entitled "An act fixing the salary of county commissioners in counties of the first class" absolutely

Section three of the act approved the nineteenth day of March one thousand nine hundred and twenty-five (P. L. 59) entitled "An act to provide for the positions of principal deputy prothonotary and second deputy prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries" in so far as it fixes the salaries of said principal deputy prothonotary and second deputy prothonotary

The act approved the twelfth day of May one thousand nine hundred and twenty-five (P. L. 619) entitled "An act to amend an act approved the twenty-third day of May one thousand nine hundred and twenty-three (P. L. 327) entitled 'A supplement to an act approved the twenty-third day of June one thousand nine hundred and eleven (P. L. 1123) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of view in counties of the second class' providing for the compensation of members of the board of viewers in counties of the first and second classes" in so far as it applies to the salaries of members of the board of viewers of counties of the first class

Section one of the act approved the fourteenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred twenty-nine) entitled "An act fixing the salary of the clerks of the courts of common pleas in counties of the first class" absolutely

Section three of the act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the appointment of assessors of personal property in counties of the first class defining their duties and fixing their salaries" and its amendement absolutely

Section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) entitled "An act fixing the salaries of real estate assessors in counties of the first class" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act fixing the salary of members of the body acting as a board of revision of taxes in counties containing a population of one million two hundred and fifty thousand or over" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act relating to the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court of any county of this Commonwealth having a population of one million five hundred thousand or over providing for the salaries and compensation of the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court deputies clerks and employes thereof" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act fixing the salary to be paid by each county of the first class to its chief deputy sheriff" absolutely

Section two of the act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred sixty-three) entitled "An act providing for real estate deputy sheriffs in counties of the first second and third classes and fixing their salaries payable by said counties and repealing section two of an act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-five) entitled 'An act authorizing the sheriffs of the several counties of this Commonwealth to appoint by deed chief deputies with power to act as sheriff in case of and during the temporary disability of the sheriff to act in person and fixing the salaries of such chief deputies in counties containing more than five hundred thousand inhabitants' and other acts general special or local so far as inconsistent herewith" in so far as the same relates to counties of the first class

All other acts and parts of acts whether special local or general inconsistent herewith are also hereby repealed

On the question,

Will the House agree to the bill on third reading?

Mr. BURKE. Mr. Speaker, yesterday I made a motion that this bill be sent back to the Committee on Cities for amendment, and I think the bill is erroneously on the third reading calendar today.

The SPEAKER. The Chair wishes to inform the gentleman from Philadelphia, Mr. Burke, that House Bill 476, Printer's No. 91, was amended on second reading yesterday and the bill is therefore, properly, on the third reading calendar today.

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. BURKE. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of amendment.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill 482, entitled:

An Act further to amend section one of the act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. BURKE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 70, entitled:

An Act to amend section three of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 831), entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" by defining the term "coal miners."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—191

Achterman,	Eberharter,	McCreary,	Shortz,
Alexander,	Eroe,	McDermott,	Shreiner,
Allen,	Falkenstein,	McDevitt,	Shugarts,
Altenburg,	Ferko,	McElroy,	Siegel,
Andrews,	Finnerty,	McHenry,	Simpson,
Arnold,	Fitch,	McKinney,	Sinwell,
Aukerman,	Flanagan,	Melchiorre,	Sloan,
Baine,	Flinchbaugh,	Mentzer,	Smith, J. A.,
Baker, F. T.,	Forrest,	Merrell,	Smith, W. G.,
Baker, J J.,	Furman,	Moomaw,	Snyder, F. E.,
Baldi,	Gerard,	Mooney,	Snyder, J. L.,
Barber,	Gillette,	Moore,	Sowers,
Barnhardt,	Green,	Moran,	Sproul,
Bernhard,	Greenstein,	Moul,	Stank,
Blumberg,	Habbyshaw,	Muir,	Stevens,
Boose,	Haberlen,	Munley,	Stewart,
Boyd, R.,	Hagerty,	Murrin,	Stockham,
Boyer,	Haluska,	Nagel,	Stone,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stott,
Brancato,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brennan,	Harkins,	Ominsky,	Surface,
Brown, H. S.,	Harmuth,	O'Neill,	Terry,
Brown, J. E.,	Hart,	Panton,	Tronzo,
Brownfield,	Hartman,	Parks,	Trout,
Brumbaugh,	Hefferon,	Patterson, C.,	Tumelty,
Burke,	Hermansen,	Patterson, J. W.,	Turner,
Cannon,	Hetrick,	Pearson,	Van Allsburg,
Caputo,	Hindman,	Perry,	Van Sickle,
Carr,	Hirsch,	Peters,	Walker,
Carson,	Hoffner,	Pfaff,	Wall,
Chervenak,	Holstrom,	Piole,	Wasserman,
Coakley,	Hoopes,	Powers,	Weidemann,
Cochran,	Horst,	Reising,	Weiss,
Cohen,	Jackson,	Reynolds,	Welliver,
Coleman,	Jones,	Roan,	Welsh,
Condon,	Kelso,	Robinson,	Westrick,
Conner,	Kilroy,	Rooney,	White,
Coolahan,	Kinney,	Root,	Wickersham,
Cordier,	Klingler,	Ruffennach,	Wilson,
Davies,	Kobelak,	Ruth,	Witkin,
Decker,	Larue,	Sarraf,	Wood,
Denning,	Linderman,	Scanlon,	Woodside,
Dent,	Long,	Schrock,	Yeakel,
Diehl,	Longaker,	Schrope,	Yourishin,
Dilley,	Lovett,	Schwab,	Zappala,
Downey, G. E.,	Lynch,	Schwartz,	Zimmerman,
Downey, J. J.,	Mallen,	Shaw,	Sarig,
Duffort,	Mason,	Shepard,	

NAYS—1

Male,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 17, as follows:

An Act to amend division (a) of section three of the act approved the fifth day of December one thousand nine hundred and thirty-three (Pamphlet Laws thirty-eight one thousand nine hundred thirty-three-thirty-four) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" exempting wine manufactured in the home for home consumption from tax

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That division (a) of section three of the act approved the fifth day of December one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" is hereby amended to read as follows

Section 3 Imposition of Tax (a) Except as otherwise in this act provided every manufacturer shall be subject to pay to the Commonwealth of Pennsylvania the taxes imposed in this section for the privilege of producing manufacturing distilling rectifying or compounding distilled spirits rectified spirits or wines in this Commonwealth when such distilled spirits rectified spirits or wines are withdrawn from bond or if not required by act of Congress to be stored or placed in bond when prepared for market or for use in the manufacture or production of any beverage intended for sale

Such taxes shall be measured by the amount of such distilled spirits rectified spirits and wines so produced manufactured distilled rectified or compounded by the manufacturer on or after the effective date of this act and shall be computed thereon at the following rates

On distilled spirits one dollar ($1) per proof gallon or wine gallon when below proof and a proportionate tax at a like rate on all fractional parts of such proof or wine gallon

On rectified spirits thirty cents ($.30) per proof gallon or wine gallon when below proof and a proportionate tax at a like rate on all fractional parts of such proof or wine gallon in addition to the tax imposed herein on the privilege of manufacturing or producing using or selling within this Commonwealth the distilled spirits or wines from which said rectified spirits are produced manufactured or compounded

On wines one-half cent ($.005) per unit of proof per wine gallon and a proportionate tax at a like rate on all fractional parts of such wine gallon but this act shall not be construed to impose any tax on wine manufactured on premises occupied as home for consumption on such premises by the occupant his family and guests and which is not sold or offered for sale

Provided the amount so manufactured does not exceed two hundred gallons in any one year

Provided however That the rate of tax on the privilege of manufacturing producing or distilling in this Common-

wealth distilled spirits or wines until January first one thousand nine hundred thirty-four shall be two dollars on each proof gallon or wine gallon when below proof and a proportionate tax at a like rate on all fractional parts of such proof or wine gallon and that until January first one thousand nine hundred thirty-four the tax of thirty cents ($.30) per proof gallon or wine gallon when below proof shall not be imposed for the privilege of rectifying spirits

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitutions, the yeas and nays were taken and were as follows, viz:

YEAS—154

Achterman,	Downey, J. J.,	Lovett,	Ruffennach,
Allen,	Duffort,	Mallen,	Ruth,
Altenburg,	Eberharter,	Mason,	Sarraf,
Andrews,	Eroe,	McCreary,	Scanlon,
Aukerman,	Falkenstein,	McDermott,	Schrope,
Baine,	Ferko,	McDevitt,	Shaw,
Baker, J J.,	Finnerty,	McElroy,	Shepard,
Baldi,	Fitch,	McHenry,	Shortz,
Barber,	Flanagan,	Melchiorre,	Shugarts,
Barnhardt,	Forrest,	Mentzer,	Siegel,
Bernhard,	Furman,	Mooney,	Sinwell,
Blumberg,	Gerard,	Moore,	Smith, W. G.,
Boose,	Gillette,	Moran,	Sproul,
Boyd, R.,	Green,	Moul,	Stank,
Boyer,	Haberlen,	Muir,	Stevens,
Bradley,	Hagerty,	Munley,	Stockham,
Brancato,	Haluska,	Murrin,	Stott,
Brennan,	Hamilton, F. P.,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Tahl,
Brown, J. E.,	Harkins,	O'Keefe,	Tronzo,
Brumbaugh,	Harmuth,	Ominsky,	Tumelty,
Burke,	Hart,	O'Neill,	Turner,
Cannon,	Hartman,	Panton,	Van Allsburg,
Carr,	Hefferon,	Parks,	Van Sickle,
Carson,	Hermansen,	Patterson, C.,	Walker,
Chervenak,	Hindman,	Patterson, J. W.,	Wasserman,
Coakley,	Hirsch,	Pearson,	Weidemann,
Cochran,	Holstrom,	Perry,	Weiss,
Cohen,	Hoopes,	Peters,	Welliver,
Coleman,	Jackson,	Pfaff,	Welsh,
Condon,	Jones,	Phillips,	Westrick,
Coolahan,	Kilroy,	Piole,	White,
Davies,	Kinney,	Powers,	Wilson,
Denning,	Klingler,	Reising,	Witkin,
Dent,	Kobelak,	Reynolds,	Yourishin,
Diehl,	Larue,	Roan,	Zappala,
Dilley,	Long,	Robinson,	Zimmerman,
Downey, G. E.,	Longaker,	Root,	Sarig,

NAYS—26

Alexander,	Hetrick,	Simpson,	Terry,
Arnold,	Kelso,	Smith, J. A.,	Trout,
Baker, F. T.,	Lynch,	Snyder, F. E.,	Wall,
Brownfield,	Male,	Stewart,	Wickersham,
Decker,	Merrell,	Stone,	Wood,
Flinchbaugh,	Schrock,	Surface,	Woodside,
Habbyshaw,	Schwab,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 239, entitled:

An Act to amend clauses seventy-one, seventy-two, seventy-three, seventy-four, seventy-five and seventy-six of section five, article eleven, of the act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "An act to provide for the health and safety of persons employed in and about the bituminous coal-mines of Pennsylvania, and for the protection and preservation of property connected therewith," by adding thereto clause seventy-six A, prohibiting the use of electric coal-cutting machines and other mechanical devices in certain cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—168

Alexander,	Ferko,	McDevitt,	Shortz,
Allen,	Finnerty,	McElroy,	Shreiner,
Altenburg,	Fitch,	McKinney,	Shugarts,
Andrews,	Forrest,	Melchiorre,	Siegel,
Arnold,	Furman,	Mentzer,	Simon,
Aukerman,	Gates,	Merrell,	Simpson,
Baine,	Gerard,	Mooney,	Sinwell,
Baker, F. T.,	Gillette,	Moore,	Sloan,
Baker, J J.,	Green,	Moran,	Smith, J. A.,
Baldi,	Habbyshaw,	Moul,	Snyder, F. E.,
Barber,	Haberlen,	Muir,	Snyder, J. L.,
Barnhardt,	Hagerty,	Munley,	Sproul,
Bernhard,	Haluska,	Murrin,	Stank,
Boyd, R.,	Hamilton, F. P.,	Nothnagle,	Stevens,
Boyer,	Hamilton, R. S.,	O'Keefe,	Stewart,
Bradley,	Harkins,	Ominsky,	Stockham,
Brancato,	Harmuth,	O'Neill,	Stone,
Brown, J. E.,	Hartman,	Panton,	Stott,
Brownfield,	Hefferon,	Parks,	Sumney,
Brumbaugh,	Hermansen,	Patterson, C.,	Terry,
Conner,	Hetrick,	Patterson, J. W.,	Tronzo,
Caputo,	Hindman,	Pearson,	Trout,
Carr,	Hirsch,	Perry,	Tumelty,
Carson,	Holstrom,	Peters,	Turner,
Castor,	Horst,	Pfaff,	Van Allsburg,
Chervenak,	Jackson,	Phillips,	Van Sickle,
Coakley,	Jones,	Piole,	Walker,
Cochran,	Kelso,	Powers,	Weidemann,
Cohen,	Kilroy,	Reising,	Weiss,
Coleman,	Kinney,	Reynolds,	Welliver,
Condon,	Klingler,	Rhys,	Welsh,
Coolahan,	Kobelak,	Rinn,	Westrick,
Cordier,	Larue,	Roan,	White,
Davies,	Linderman,	Robinson,	Wilson,
Decker,	Long,	Rooney,	Witkin,
Dent,	Longaker,	Root,	Wood,
Diehl,	Lovett,	Ruffennach,	Woodside,
Dilley,	Lynch,	Ruth,	Yeakel,
Downey, G. E.,	Mallen,	Sarraf,	Yourishin,
Downey, J. J.,	Mason,	Scanlon,	Zappala,
Duffort,	McCreary,	Schrope,	Zimmerman,
Eberharter,	McDermott,	Shaw,	Sarig,
Eroe,			

NAYS—3

Boose,	Schrock,	Schwab,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 759, entitled:

An Act making an appropriation for the payment of the expenses of the Committee of the House of Representatives created to make an audit, inventory and investigation of the liquor store system, and to investigate other facts and circumstances surrounding the liquor store system, and authorizing said committee to fix the compensation of persons employed by it.

On the question,

Will the House agree to the bill on third reading?

Mr. TURNER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Section 1, page 1, line 4, by striking out after the word "of" the words "twenty-five" and inserting in lieu thereof the word "ten;" also in same line by striking out after the word "dollars" the figures "($25,000)" and inserting in lieu thereof the figures "($10,000)."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection.

Mr. RUTH. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

MOTION TO RECONSIDER VOTE

Mr. TURNER. Mr. Speaker, I move that the vote by which this bill was ordered to be transcribed for third reading be reconsidered.

On the question,
Will the House agree to the motion?

The SPEAKER declared the nays appeared to have it.

Whereupon, a division was called for, sixty-nine members voting in the affirmative and one hundred and two voting in the negative the question was determined in the negative and the motion was not agreed to.

On the question recurring,
Will the House agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

Mr. TURNER. Mr. Speaker and members of the House, I dislike to oppose this measure, because I am of the firm belief, from my experience in this House that every investigation committee should have some appropriation. I think that it is unfair to ask the members to serve on a committee without giving them sufficient funds to secure the necessary help to do the proper kind of a job, but I am not unmindful of the fact that we had in the 1933 session a committee that investigated the Highway Department, that that committee had no appropriation and that my colleague from Philadelphia, Mr. Witkin, as a member of that committee performed the services of attorney for that committee. I am not unmindful of the fact that there was also an investigation of the Insurance Department, that that committee had no appropriation and that most of the work of that investigation devolved upon our colleague at that time, the gentleman from Franklin county, the Honorable A. J. White Hutton. I served on the committee investigating closed banks, and there was no appropriation for that committee. I think there was only a small appropriation in the 1933 or possibly 1934 special session to pay some of the costs and expenses of the members of that committee.

I, therefore, do not oppose this appropriation to the committee investigating the Liquor Control Board, but I do believe that it is ridiculous in the state of the finances of the Commonwealth to ask us to appropriate the sum of $25,000, and for this committee composed entirely of lawyers, the seven members of this committee, to employ attorneys to represent them and to represent the committee in this investigation. I think I know something about the needs of this investigation and I cannot conceive of the expenditure of this amount of money or anywhere near it in the investigation. It was for that purpose that I offered the amendment to reduce the appropriation to $10,000.

I am, therefore, going to vote "no" on this bill, although I dislike to prevent the committee from having an appropriation.

Mr. COHEN. Mr. Speaker and members of the House, I appreciate the remarks from the gentleman from Delaware. I want to assure the members that it is the intention of this committee to conduct this inquiry as economically as possible. I think we got off to a good start yesterday, and I think that we will develop facts that this House and the people of the Commonwealth are entitled to know.

We are investigating an operation that has done some forty-one million dollars worth of business in the past year. I feel that so far as the benefits to the Commonwealth are concerned, this $25,000 which you are appropriating by this act to enable the committee to perform its function would be a mere pittance in comparison to the good to the people of the Commonwealth which will result from this investigation.

Permit me to assure the gentleman from Delaware and also the membership of this House that if the committee is able to return from the twenty-five thousand dollars, which we seek appropriated, ten or fifteen thousand or any amount to the General Fund as an unexpended balance of the appropriation, the committee will certainly do so. We do not believe, however, that the investigation of this committee appointed by you should be hampered or hamstrung in its work by an appropriation which will not allow us to adequately perform our functions.

The gentleman from Delaware has made reference to various investigations without any appropriations. I know particularly how the investigation of the Insurance Department was restricted and hampered due to the fact that there was no appropriation. I know the facts in connection with the Insurance Department were of such vital concern to the entire Commonwealth that there should have been a thorough investigation. The fact that that committee did not have an appropriation hamstrung Dr. Hutton and the entire committee in the investigation, with the result that the report of the investigating committee is now pickeled, retarded, has not been presented to this House, and the deliberations of that committee are not now before this body as a guide for future legislation.

I say to the members of the House, we don't say that we need twenty-five thousand, we don't say that we can accomplish the investigation for less, but we do say that if we need twenty-five thousand dollars we want to feel that this House will appropriate that amount of money. If a smaller amount will meet the purpose, let me assure the members of this House that the amount unexpended will be gladly returned to the General Fund.

We are presented now with a tremendous problem. We need the proper investigation, the proper help and the proper guidance in this work, and we ask the House not in any way to impede the work of this committee which you have appointed in their activities, and I ask that this bill be passed as it is written, with the appropriation of twenty-five thousand dollars.

Mr. HALUSKA. Mr. Speaker and members of this House, this is my first opportunity to get up on the floor. I believe in being consistent and in going along with Democratic measures.

I see by your past actions that you have spent many hours disposing of certain problems that were troubling you.

You have resolutions in the House asking for investigations, and I can't see how the Democratic membership can sit here and vote for this measure appropriating twenty-five thousand dollars.

I am appealing to the new members. They must go back home and answer to their constituents, and I hope that they will vote against this bill.

Mr. TURNER. Mr. Speaker, I would like to interrogate the gentleman from York, Mr. Cohen.

Mr. SPEAKER. Will the gentleman from York, Mr. Cohen, permit himself to be interrogated?

Mr. COHEN. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, I would like to ask the gentleman from York how many attorneys the committee has already employed.

Mr. COHEN. I think that the gentleman from Delaware already knows, Mr. Speaker, that there are seven members of the bar, attorneys, counsellors-at-law, on the committee.

Mr. TURNER. Mr. Speaker, I am asking the gentleman how many attorneys the committee has already employed.

Mr. COHEN. Mr. Speaker, at the present time we have employed two.

Mr. TURNER. Mr. SPEAKER, I would like to ask the gentleman what compensation is going to be paid to those two attorneys.

Mr. COHEN. Mr. Speaker, the compensation has not been definitely determined as yet. It is subject to the accomplishments of the committee, the length of time that is consumed in the investigation and the amount of time that will be necessary for the counsel to spend upon the investigation.

Mr. TURNER. Mr. Speaker, may I ask the gentleman from York, what is the minimum that the committee has agreed to pay?

Mr. COHEN. Mr. Speaker, the question of compensation of counsel who have been employed has not yet been definitely decided, either in the minimum or in the maximum. We expect to be able to effectuate certain savings during the investigation.

Mr. TURNER. Then do I understand, Mr. Speaker, that the committe has employed counsel without any agreement or any understanding as to the amount of compensation to be paid to the two attorneys employed by the committee?

Mr. COHEN. No, Mr. Speaker, that is not correct.

Mr. TURNER. Then, Mr. Speaker, may I ask what is the understanding between the committee and the two attorneys?

Mr. COHEN. Mr. Speaker, the understanding is that counsel will be paid. We have a request for payment. It will depend entirely upon the amount of work and the accomplishment of the committee as to the amount of the payment.

Mr. TURNER. Mr. Speaker, will that be measured by the appropriation?

Mr. COHEN. That would be measured by the amount of work, Mr. Speaker.

Mr. TURNER. Mr. Speaker, if the amount of work should exceed the appropriation then what would be done?

Mr. COHEN. Mr. Speaker, if the amount of work should exceed the appropriation, counsel has already agreed to continue with the work in line with the appropriation.

Mr. TURNER. Then, Mr. Speaker, the amount of compensation is controlled somewhat by the amount of appropriation?

Mr. COHEN. That is correct, Mr. Speaker.

Mr. TURNER. Mr. Speaker, may I ask the gentleman from York if he is familiar with the utility investigation in 1931, which lasted ten weeks, counsel for the utility investigation were paid entirely from the Governor's budget?

Mr. COHEN. Mr. Speaker, I understand that. I understand also that that was the Governor's investigation.

Mr. TURNER. Mr. Speaker, is there any difference between this investigation and that investigation?

Mr. COHEN. Undoubtedly, Mr. Speaker.

Mr. TURNER. Mr. Speaker, in what respect, may I ask?

Mr. COHEN. Because, Mr. Speaker, this investigation has no axe to grind; this investigation has no policy to promulgate, and this investigation is an investigation to present to the people of the Commonwealth the facts as they are developed.

Mr. TURNER. Therefore, Mr. Speaker, under the statement of the gentleman that the question of the amount of compensation with counsel will be somewhat controlled by the appropriation, isn't it a fact that if we were to lower the amount of appropriation there would be less money paid to counsel?

Mr. COHEN. That is true.

Mr. SPEAKER and members of the House, I appreciate the remarks of the gentleman from Delaware concerning the employment of counsel and the fact that there are seven members of the bar on the committee. I also feel that the gentleman from Delaware can appreciate the work and the labor that has been placed upon the members of the committee. He well knows the time that is required by the membership of this House, he well knows the compensation that is received by the members of this House. He well knows that with the presence of seven members of the bar on that committee that they cannot neglect any source of income which they have from the practice of their profession to devote the time that is required in the conduct of this inquiry. He well knows that when the session terminates on Wednesday or Thursday, that the members of the Committee, who are members of the bar, have only two or three days out of the week in which to apply themselves to the practice of their profession. He well knows that the time that is required to conduct a successful and thorough investigation of a business that represents an income of forty-one million dollars is far beyond the limitations that are imposed on the members of this committee who would have to devote their entire time to that investigation.

I asure you now, as I did before, that if in any manner this committee can in any way effect any saving in the conduct of this investigation the amount so saved will be returned in to the General Fund.

I might also say in answer to a question that was

raised by the Democratic membership that we have saved money in the operation of this House in reducing the number of employes, Sergeants-at-arms, in the elimination of useless appendages, and I wish to call attention to the fact, in an effort to indicate that consistency, that those employes who were dismissed were not performing any function or any duty and that this committee will perform a function, and I want to assure the membership of this House that it will perform that function to the satisfaction of this House and the satisfaction of the people of this Commonwealth.

Mr. SHEPARD. Mr. Speaker and members of the House, I am not a lawyer, thank God, but I do know that the people of this Commonwealth have applauded the Governor's request for an investigation of the Liquor Control Board. The people of this Commonwealth want a thorough investigation. To appoint a committee to investigate this Liquor Control Board and then to hamstring it by an insufficient appropriation would, I believe, make us guilty of trying to whitewash the investigation. We want a thorough investigation. The people's money is involved, and we do not want it to follow a policy of being penny-wise and pound foolish.

I ask the members of the House to vote in favor of this bill.

Mr. WITKIN. Mr. Speaker and members of the House, I am thoroughly in accord with the liquor investigation resolution. I voted for it. I believe it will be of benefit to the Liquor Board itself as well as to the Commonwealth of Pennsylvania.

I understand that this is a fact finding investigation. There are upon that committee colleagues of mine who sit on this side of the House and I say to them, as well as to my colleagues on the other side of the House, that I would hate to be a member of this committee; I would hate to be one of those seven members of the bar; I would hate to admit to the public, I would hate to admit to this House that I am not capable of finding facts by proper examination of witnesses. I would hate to say that individually and collectively this committee appointed by the Speaker of this House does not possess the ability nor the time, to use the expression of the gentleman from York, Mr. Cohen, in order to make this investigation. When he speaks of time, he is only fooling himself, because he has got to sit while the examination takes place.

I do not want to throw bouquets at myself, I don't want it to appear that I am talking conceitedly, but a fact is a fact. There was appointed an investigating committee of the Highway Department, and every Democrat in the State of Pennsylvania during the campaign said it was the best investigation in the whole world, because they campaigned the state from one end to the other on what I as a single member of the bar developed through that committee. I did not have five cents to interrogate witness after witness, and I interrogated them as mercifully or mercilessly as I thought they ought to be interrogated. There is not a member on that side of the House, incluidng the gentleman from York who can say the Highway Department investigation was not a thorough investigation. I am no brighter individually than any individual member of this committee of seven, and I am certainly no brighter than this committee of seven collectively.

Twenty-five thousand dollars for what? If you do not want to give up the time, you should not have taken the appointment on that committee, but if you have taken an appointment on that committee then you owe it to yourself to give it your time or resign from the committee. I paid my own expenses. I stayed up here day after day when I didn't have to. You are in no better or no worse position now than I was then. I say to the members of this House that when the gentleman from Delaware, Mr. Turner, endeavored to offer an amendment putting ten thousand dollars as a maximum he was indeed generous, and when it is admitted by the gentleman from York practically in substance that the amount of compensation to be paid to counsel will not exceed the appropriation, we should not be so generous with the taxpayers' money. I have the greatest admiration for the counsel they have employed—able, honest and trustworthy—but in this investigation it was unnecessary to employ outside counsel.

So, members of the House, with a deep consciousness of the fact that a vote "no" on this bill might be misconstrued to mean that I am against the investigation, I want to state clearly I am going to vote "no" because I think twenty-five thousand dollars is too much, and the only reason I will ask my colleagues on this side of the House as well as the gentlemen on the other side of the house, to vote "no" is not to indicate that you are against the investigation but to indicate that you think that we ought not to pay outside counsel twenty-five thousand dollars.

If this bill is subsequently amended or another bill is put in, I will gladly be the first one here to raise my voice in support of a reduced appropriation, but I think you seven lawyers ought to carry on this investigation without so huge an expense.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Mr. WITKIN. Mr. Speaker, ask for a verifiication of the roll.

The affirmative roll was read by the Clerk.

Mr. WITKIN. Mr. Speaker, may I ask whether the vote of the gentleman from Lackawanna, Mr. O'Neill is in the affirmative? I thought I heard his name read on the affirmative roll.

The SPEAKER. The gentleman's name was read on the affirmative roll.

Mr. WITKIN. Will the Speaker give me consent to challenge his vote not in writing, because he is not in the House and was not in the House when the roll was called.

The SPEAKER. Is the gentleman from Lackawanna, Mr. O'Neill in the Hall of the House?

Mr. JOHN J. BAKER. Mr. Speaker, Mr. O'Neill was here and voted from his chair and then walked out.

The SPEAKER. Does the gentleman from Philadelphia, still insist on challenging the gentleman's vote?

Mr. WITKIN. I do not. I take the word of every gentleman in this House.

The SPEAKER. The challenge is therefore withdrawn and Mr. O'Neill will be recorded as voting aye.

Mr. WITKIN. May I ask whether the gentleman from Clinton, Mr. Simon, is recorded as voting in the affirmative?

The SPEAKER. The gentleman is not so recorded.

Mr. TURNER. Mr. Speaker, may I inquire whether the name of Sinwell of Northampton County was called on the affirmative roll?

Mr. VAN SICKLE. Mr. Speaker, Mr. Sinwell answered in the affirmative and then immediately left the Hall of the House.

The roll was verified and was as follows:

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—110

Achterman,	Downey, J. J.,	McCreary,	Scanlon,
Alexander,	Eberharter,	McDermott,	Schrope,
Allen,	Eroe,	McElroy,	Schwab,
Andrews,	Falkenstein,	McHenry,	Shaw,
Arnold,	Finnerty,	Melchiorre,	Shepard,
Aukerman,	Fitch,	Mentzer,	Shugarts,
Baine,	Flanagan,	Moomaw,	Siegel,
Baker, J J.,	Flinchbaugh,	Mooney,	Sinwell,
Barber,	Forrest,	Moran,	Smith, J. A.,
Bernhard,	Furman,	Moul,	Smith, W. G.,
Bradley,	Gates,	Munley,	Stank,
Brancato,	Gerard,	Murrin,	Stockham,
Brown, J. E.,	Hagerty,	O'Keefe,	Stone,
Brownfield,	Hamilton, F. P.,	Ominsky,	Tahl,
Brumbaugh,	Harkins,	O'Neill,	Tronzo,
Burke,	Harmuth,	Panton,	Tumelty,
Cannon,	Hetrick,	Patterson, C.,	Van Allsburg,
Caputo,	Hirsch,	Patterson, J. W.,	Van Sickle,
Carson,	Holstrom,	Pearson,	Walker,
Chervenak,	Kilroy,	Pfaff,	Weiss,
Coakley,	Kinney,	Piole,	Welliver,
Cochran,	Klingler,	Powers,	Welsh,
Cohen,	Kobelak,	Reising,	Westrick,
Coleman,	Larue,	Robinson,	Yourishin,
Coolahan,	Long,	Ruffennach,	Zappala,
Decker,	Lovett,	Ruth,	Zimmerman,
Diehl,	Lynch,	Sarraf,	Sarig,
Dilley,	Male,		

NAYS—74

Altenburg,	Gillette,	Merrell,	Sproul,
Baker, F. T.,	Green,	Moore,	Stevens,
Baldi,	Habbyshaw,	Muir,	Stewart,
Barnhardt,	Haberlen,	Nothnagle,	Stott,
Blumberg,	Haluska,	Perry,	Sumney,
Boose,	Hamilton, R. S.,	Peters,	Surface,
Boyd, R.,	Hart,	Phillips,	Terry,
Boyer,	Hefferon,	Reynolds,	Trout,
Brennan,	Hermansen,	Rhys,	Turner,
Carr,	Hoffner,	Roan,	Wall,
Condon,	Hoopes,	Schrock,	Weidemann,
Conner,	Horst,	Schwartz,	White,
Cordier,	Jackson,	Shortz,	Wickersham,
Davies,	Jones,	Simpson,	Wilson,
Denning,	Linderman,	Sloan,	Witkin,
Dent,	Longaker,	Snyder, F. E.,	Wood,
Downey, G. E.,	Mallen,	Snyder, J. L.,	Woodside,
Duffort,	McDevitt,	Sowers,	Yeakel,
Ferko,	McKinney,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. WITKIN. Mr. Speaker, I desire to vote "no", and ask that the remarks made by me previously be noted as my reasons for voting "no".

Mr. STOCKHAM. Mr. Speaker, I desire to have my vote changed from "no" to "aye"; I agree thoroughly with the remarks of Mr. Witkin, but at the same time as the landlord of a liquor store I would not have my vote misconstrued and for that reason I desire to vote "yes".

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 117, entitled:

An Act to regulate the sale and delivery of solid fuel as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; imposing certain duties on the Department of Internal Affairs, and providing penalties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—125

Alexander,	Fitch,	Longaker,	Shepard,
Allen,	Flanagan,	Mallen,	Siegel,
Altenburg,	Flinchbaugh,	Mason,	Sloan,
Andrews,	Flynn,	McCreary,	Smith, J. A.,
Aukerman,	Furman,	McDermott,	Snyder, F. E.,
Baine,	Gates,	McDevitt,	Sowers,
Baker, J J.,	Gerard,	McElroy,	Sproul,
Baldi,	Gillette,	McHenry,	Stevens,
Barber,	Green,	McKinney,	Stewart,
Bernhard,	Habbyshaw,	Melchiorre,	Stockham,
Blumberg,	Haberlen,	Mentzer,	Stott,
Boyd, R.,	Hagerty,	Merrell,	Sumney,
Boyer,	Haluska,	Moomaw,	Surface,
Bradley,	Harkins,	Mooney,	Tahl,
Brennan,	Hart,	Moore,	Terry,
Brown, H. S.,	Hefferon,	Moul,	Tronzo,
Brown, J. E.,	Hermansen,	Muir,	Turner,
Burke,	Hetrick,	Munley,	Van Allsburg,
Carr,	Hindman,	Nothnagle,	Van Sickle,
Carson,	Hirsch,	Ominsky,	Walker,
Chervenak,	Hoffner,	Patterson, C.,	Wall,
Cohen,	Holstrom,	Perry,	Weidemann,
Coleman,	Hoopes,	Peters,	Westrick,
Coolahan,	Horst,	Phillips,	White,
Cordier,	Jackson,	Piole,	Wilson,
Davies,	Jones,	Powers,	Witkin,
Denning,	Kelso,	Reynolds,	Woodside,
Dent,	Kilroy,	Rhys,	Yourishin,
Downey, J. J.,	Kinney,	Roan,	Zappala,
Duffort,	Kobelak,	Robinson,	Zimmerman,
Ferko,	Long,	Ruth,	Sarig,
Finnerty,			

NAYS—46

Achterman,	Eberharter,	Moran,	Shaw,
Arnold,	Eroe,	Murrin,	Shugarts,
Baker, F. T.,	Falkenstein,	Nagel,	Simpson,
Barnhardt,	Hamilton, F. P.,	Panton,	Sinwell,
Boose,	Hamilton, R. S.,	Patterson, J. W.,	Smith, W. G.,
Brownfield,	Harmuth,	Pfaff,	Snyder, J. L.,
Brumbaugh,	Klingler,	Reising,	Stank,
Caputo,	Larue,	Ruffennach,	Tumelty,
Coakley,	Linderman,	Sarraf,	Weiss,
Decker,	Lovett,	Schrock,	Welliver,
Diehl,	Lynch,	Schrope,	Welsh,
Dilley,	Male,	Schwab,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 256, entitled:

An Act to protect the public safety by prohibiting coal stripping work in close proximity to public highways and the abandonment of stripping work, unless the earth is replaced in the opening caused by such work.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SCHROPE. Mr. Speaker, I desire to interrogate the gentleman from Northumberland, Mr. Bradley.

The SPEAKER. Will the gentleman from Northumberland, Mr. Bradley, permit himself to be interrogated?

Mr. BRADLEY. Mr. Speaker, I will.

Mr. SCHROPE. Mr. Speaker, is the intent of the first section of this bill concerning strippings and the filling of strippings to the effect that strippings shall be filled only when within one hundred feet of the highway?

Mr. BRADLEY. Yes.

Mr. SCHROPE. Inasmuch as the gentleman says that it only covers strippings one hundred feet from the highway, the same bill prohibits stripping within one hundred feet of the highway. Therefore, is the bill consistent? There will be no strippings to fill within one hundred feet of the highway.

Mr. BRADLEY. It don't prohibit them from coming within one hundred feet of the highway to strip, but they must fill that stripping within one hundred feet of the highway.

Mr. SCHROPE. The bill states that it will not permit strippings within one hundred feet, no closer than one hundred of the highway, and at the same time it is stated that those strippings shall be filled in if they are within that distance. The bill so states.

Mr. BRADLEY. That is right, they should be.

Mr. SCHROPE. What I cannot understand is how there will be any strippings to fill if it prevents stripping.

Mr. BRADELY. Suppose they violate the law and strip within that distance then they must fill it back, that is what we ask.

Mr. MASON. Mr. Speaker and members of the House, as another member of the House from an anthracite community I arise to oppose the passage of this bill.

The bill is simple enough in its provisions. It provides first that in case of any stripping the stripping operator after abandoning the work shall fill in the abandoned spot with all of the earth removed from the stripping, and secondly it provides that there shall be no stripping operations within one hundred feet of any highway. In so far as the second part of the bill is concerned I believe that it was not its purpose to protect the highways from any cave-ins or future damage.

I might call the attention of the House to the fact that the Supreme Court in 1933 decided that when highways were taken over by condemnation proceedings that the right of lateral and vertical support went with the taking over of the surface for highway purposes. Subsequent to that in 1933 there was a bill passed which provided that within eighty feet of any highway there could be no mining operation, and likewise provided for a certain method whereby the owner of the coal underlying the highway could be reimbursed for their failure to secure the coal.

In so far as the second part is concerned, I am satisfied if this bill were passed it would reach out farther than has ever been reached before in touching upon the people's rights. I speak from this fact that any owner of property most certainly has a right to use that property in any way he sees fit so long as in doing so he does not violate any act of the Legislature dealing with unlawful acts and does not in any way commit a nuisance. This would simply mean that any owner, stripping operator, who has leased from an owner, would not be able to leave the ground which he mined under in the condition that he desired to leave it.

Secondly, I would like to call attention to the fact of the enormous cost that this bill would impose on the anthracite industry. Let me explain what I mean by that. The stripping of coal itself is done only where there is an outcropping, which had formerly been part of one of the original veins of coal, and which through some disturbance of the earth has been forced away from the original vein so that the usual mining operations cannot reach that coal except at a prohibitive cost in the sinking of tunnels and shafts. In that way then we will find separate outcroppings that are apart from the regular mine opening and yet the same coal that is mined from the regular veins of coal, that is the part that is used in strippings operations. In these operations they reach sometimes as far down as one hundred feet before they have completely cleaned out this outcropping. To say that after that they must restore the earth that is taken out, and I presume perhaps the gentleman from Northumberland in his definition of earth means stone, gravel, soil and any other foreign substance in addition to earth, to put that back in there you make the cost of operations so prohibitive that you would practically stop it in the anthracite community. I am satisfied at the present time that practically the greater portion of the work in the mining communities is done through stripping operations. I, therefore, urge the members of the House to vote "no" on the passage of this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—80

Achterman,	Eberharter,	Long,	Ruth,
Alexander,	Eroe,	Lovett,	Sarraf,
Andrews,	Falkenstein,	Lynch,	Scanlon,
Arnold,	Finnerty,	Male,	Shepard,
Aukerman,	Fitch,	McDermott,	Shugarts,
Baine,	Flanagan,	Melchiorre,	Sinwell,
Baker, J. J.,	Gerard,	Mentzer,	Smith, J. A.,
Bradley,	Haberlen,	Moomaw,	Stank,
Brancato,	Hagerty,	Mooney,	Tronzo,
Brown, H. S.,	Haluska,	Moran,	Tumelty,
Burke,	Hamilton, F. P.,	Ominsky,	Van Sickle,
Carson,	Harkins,	Patterson, C.,	Walker,
Chervenak,	Hartman,	Patterson, J. W.,	Weiss,
Coakley,	Hirsch,	Perry,	Welliver,
Coleman,	Holstrom,	Pfaff,	Westrick,
Coolahan,	Kilroy,	Piole,	White,
Decker,	Kinney,	Powers,	Yourishin,
Dent,	Klingler,	Reising,	Zappala,
Diehl,	Kobelak,	Robinson,	Sarig,
Downey, J. J.,	Larue,	Ruffennach,	

NAYS—79

Allen,	Duffort,	McDevitt,	Smith, W. G.,
Altenburg,	Ferko,	McHenry,	Snyder, F. E.,
Baker, F. T.,	Gates,	Moore,	Snyder, J. L.,
Barnhardt,	Habbyshaw,	Munley,	Sproul,
Bernhard,	Harmuth,	Murrin,	Stewart,
Blumberg,	Hart,	Nagel,	Stockham,
Boose,	Hefferon,	Panton,	Sumney,
Boyd, R.,	Hermansen,	Peters,	Surface,
Boyer,	Hetrick,	Phillips,	Terry,
Brennan,	Hindman,	Reynolds,	Trout,
Brown, J. E.,	Hoffner,	Rhys,	Turner,
Caputo,	Hoopes,	Roan,	Van Allsburg,
Carr,	Horst,	Schrock,	Wall,
Castor,	Jackson,	Schrope,	Wickersham,
Condon,	Jones,	Schwab,	Wilson,
Conner,	Linderman,	Shortz,	Witkin,
Cordier,	Longaker,	Siegel,	Wood,
Davies,	Mallen,	Simpson,	Woodside,
Denning,	Mason,	Sloan,	Yeakel,
Downey, G. E.,	McCreary,		

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 255, entitled:

An Act to prevent fraud and deception in the shipping, marketing and sale of anthracite coal; providing standards for anthracite coal; and providing penalties for the violation of this act.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. MASON. Mr. Speaker, in rising to oppose this bill I do it again as a member from an anthracite community.

The bill itself simply classifies anthracite coal into three classes: first, freshly mined coal taken directly from the mines; second, stripping coal, which as I have already designated (House Bill 256) is taken from stripping operations, and third, refuse coal which is taken from the river beds or from the clum banks. The definitions themselves are correct, but unfortunately in preparing the bill they have so worded it that it will be, if passed, one of the greatest blows to the anthracite industry that we could suffer at this session.

It provides that no stripping coal can in any way be intermingled with fresh mined coal and be sold afterwards unless it is designated as stripping coal. Today that would simply mean that the great coal companies throughout the anthracite district, which are at the present time, in addition to their regular mining, have stripping operations on the side would be compelled to install separate breakers, separate means of work to carry on the stripping operations, separate and apart from the regular mining operations. I might state that in a majority of the cases when stripping coal is taken care of properly, when dug out of the ground it is the same as that of any vein of coal which is fresh mined, and that the greater majority of the coal that is being sold at the present time is a combination of both the stripping coal and run of mine or fresh mined coal

If the bill is passed in its original form it will undoubtedly do as I stated, damage the industry. It should be amended, but unfortunately we were not able to secure an amendment which would make it define merely what refuse or culm coal was, and provide for penalties when that coal was sold as run of the mine.

This act provides that there shall be penalties in addition to any person, copartnership, association or corporation shipping, marketing, selling or offering for sale coal contrary to these provisions. The question is how the court can very well inflict a criminal penalty upon a corporation as a corporate body, and there is no where within the act any explanation as to what members of the corporation, whether it be the board of directors, the general manager of the colliery and so on down, would be liable to punishment.

I might state likewise that he says no deviation whatever shall be allowed in the shipping, marketing and selling of coal from the standards above provided, which would simply mean that the operator of mines would have to provide sealers of weights and measures, and the sealers of weights and measures would have to follow each carload, or each ton of coal from the time that it left the mine until the time it was put in the consumer's cellar to make sure that nowhere along the line there was any mixture of this coal with any other type, otherwise a corporation which has in good faith sold fresh mined coal which might later be mixed with stripping coal under this act might be liable to punishment in the form of a misdemeanor. I urge the members of the House to vote "no" on the passage of this bill.

On the question recurring,

Shall the bill pass finally?

BILL POSTPONED

Mr. BRADLEY. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

On the question,

Will the House agree to the motion?

The SPEAKER declared the ayes appeared to have it.

Whereupon, a decision was called for, one hundred and seventeen members or more than a majority having voted in the affirmative the question was determined in the affirmative and the motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 354, as follows:

An Act requiring certain officers to be paid by the Commonwealth or its political subdivisions prohibiting certain contracts and agreements for the payment of their compensation or for the repayment or reimbursement thereof by any person copartnership association or corporation and fixing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the compensation of all sheriffs deputies sheriffs constables deputy constables detectives police and other peace officers of this Commonwealth or of any political subdivision thereof shall be paid only by the Commonwealth or such political subdivisions or by fees in the amount and in the manner now or hereafter fixed by law

Section 2 Any and all contracts or agreements between the Commonwealth or any political subdivision thereof or any officer of the Commonwealth or any political subdivision thereof and any person copartnership association or corporation for the payment of any compensation or expenses to any such sheriff deputy sheriff constable deputy constable detective police or other peace officer or for the reimbursement to the Commonwealth or any political subdivision thereof or any officer of the Commonwealth or any political subdivision thereof of any such compensation or expenses by an person copartnership association or corporation be and the same are hereby declared to be against public policy and void and are forbidden and declared unlawful Provided That nothing in this act contained shall be construed to prohibit the payment to any political subdivision of the Commonwealth of fees or compensation for police or peace officers assigned to the duty of policing exhibitions or athletic contests

Section 3 Any person entering into any agreement or contract in violation of any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be subject to a fine of not less than Fifty Dollars ($50.00) nor more than Five Hundred Dollars ($50.00) or shall undergo an imprisonment of not more than six (6) months or both in the discretion of the court

Section 4 This act shall become effective immediately upon final enactment

On the question,
Will the House agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker and members of the House, I know that you all want to get home and I will be very brief.

I ask the Republican members of this House to vote in favor of House Bill No. 354, because in pursuance of the carrying out of the Republican party platform a bill of similar nature, and similar character in substance was introduced by the gentleman from Luzerne, Mr. Roan on January 21st 1935, known as House Bill No. 199. A week later a similar bill, the bill we are now voting upon, No. 354 appeared upon the calendar, being in substance the same as the bill introduced by the Republican member of this House in carrying out the Republican Platform. For that reason I ask the gentlemen o fthe Republican party to go along with the bill of the Democrats, which appears to be an adopted baby.

Mr. HARMUTH. Mr. Speaker and members of the House, this is a Democratic measure that we are about to vote on at the present time. In the last session of the legislature we had a bill similar to this bill and a Democratic member of this House introduced that bill. It was killed in a committee controlled by the Republican organization. Therefore the Democratic party at this time had this bill drawn up and it is a Democratic measure. I ask every member of this House to vote favorably on this bill.

Mr. HOOPES. Mr. Speaker, the Republicans and Democrats both have taken credit for this bill. I am compelled to state that the amendments to it were prepared by a Socialist which is a very good thing.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 201

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sinwell,
Baker, F. T.,	Flynn,	Mentzer,	Sloan,
Baker, J J.,	Forrest,	Merrell,	Smith, J. A.,
Baldi,	Furman,	Moomaw,	Smith, W. G.,
Barber,	Gates,	Mooney,	Snyder, F. E.,
Barnhardt,	Gerard,	Moore,	Snyder, J. L.,
Bernhard,	Gillette,	Moran,	Sowers,
Blumberg,	Green,	Moul,	Sproul,
Boose,	Greenstein,	Muir,	Stank,
Boyd, H. N.,	Habbyshaw,	Munley,	Stevens,
Boyd, R.,	Haberlen,	Murrin,	Stewart,
Boyer,	Hagerty,	Nagel,	Stockham,
Bradley,	Haluska,	Nothnagle,	Stone,
Brancato,	Hamilton, F. P.,	O'Keefe,	Stott,
Brennan,	Hamilton, R. S.,	Ominsky,	Sumney,
Brown, H. S.,	Harkins,	O'Neill,	Surface,
Brown J. E.,	Harmuth,	Panton,	Tahl,
Brownfield,	Hart,	Parks,	Terry,
Brumbaugh,	Hartman,	Patterson, C.,	Tronzo,
Burke,	Hefferon,	Patterson, J. W.,	Trout,
Cannon,	Hermansen,	Pearson,	Tumelty,
Caputo,	Hetrick,	Perry,	Turner,
Carr,	Hindman,	Peters,	Van Allsburg,
Carson,	Hirsch,	Pfaff,	Van Sickle,
Castor,	Hoffner,	Phillips,	Walker,
Chervenak,	Holland,	Piole,	Wall,
Coakley,	Holstrom,	Powers,	Wasserman,
Cochran,	Hoopes,	Reising,	Weidemann,
Cohen,	Horst,	Reynolds,	Weiss,
Coleman,	Jackson,	Rhys,	Welliver,
Condon,	Jones,	Rinn,	Welsh,
Conner,	Kelso,	Roan,	Westrick,
Coolahan,	Kilroy,	Robinson,	White,
Cordier,	Kinney,	Rooney,	Wickersham,
Davies,	Klingler,	Root,	Wilson,
Decker,	Kobelak,	Ruffennach,	Witkin,
Denning,	Larue,	Ruth,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,

NAYS 0

The maority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. SLOAN. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. SLOAN. Mr. Speaker under date of February 6 on House Bill No. 311 I am recorded in the Legislative Journal as voting "no." I voted "Aye" on that bill and I would ask the Speaker to have it changed.

The SPEAKER. The remarks of the gentleman under this question of personal privilege will be spread upon the Journal.

BILLS INTRODUCED AND REFERRED

By Mr. CANNON. HOUSE BILL No. 1014.

An Act to regulate, control and restrain the sale, importation and use of certain alcoholic and malt beverages as herein defined; creating Zone Liquor Control Commissions, defining their powers and duties; conferring powers and imposing duties upon the officers of the State Government, Courts and District Attorneys; providing for the licensing of the manufacture, possession, sale, transportation and distribution of such beverages and the granting of licenses subject to local option to sell such beverages; forbidding the importation of such beverages into the State, except by licensees; prohibiting certain sales and practices in connection with and transactions in such beverages by licensees and others making disposition of the receipts of the license fees, and imposing penalties for violations and repealing all inconsistent acts.

Referred to the Committee on Law and Order.

By Mr. ZAPPALA. HOUSE BILL No. 1015.

An Act to fix the number of Representatives in the General Assembly of the Commonwealth; and to apportion the State into representative districts as provided by the Constitution.

Referred to the Committee on Legislative Apportionment.

By Mr. HART. HOUSE BILL No. 1016.

An Act to amend sections one and two of the act approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance, and protest-

ing of bills, notes, drafts, checks, and other negotiable paper on such days," as amended, designating April fourth as a legal holiday to be known as Thaddeus Stevens' Birthday.

Referred to the Committee on Banking.

By Mr. SHEPARD. HOUSE BILL No. 1017.

An Act making an appropriation to the Pennsylvania Home Teaching Society and Free Circulating Library for the Blind, at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SHEPARD. HOUSE BILL No. 1018.

An Act making an appropriation to the Mercy Hospital of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SHEPARD. HOUSE BILL No. 1019.

An Act making an appropriation to the Philadelphia Association for the Protection of Colored Women, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SUMNEY. HOUSE BILL No. 1020.

An Act to amend section one of the act approved the twenty-second day of April, one thousand nine hundred and thirteen (P. L. 111), entitled "An act to provide for necessary medical attention to indigent persons who may be assumed to be in danger of suffering from hydrophobia, or rabies, after having been bitten by any animal believed to be suffering therefrom; repealing all prior acts relating hereunto; and providing for the payment of expenses for such treatment heretofore incurred in good faith," by providing for the payment of the cost of such medical attention by the Commonwealth, and making an appropriation.

Referred to the Committee on Agriculture.

By Mr. SCHWAB. HOUSE BILL No. 1021.

An Act to amend section three of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 801), entitled "An act authorizing the State Highway Department, the Public Service Commission, counties, cities, boroughs, and townships to purchase, or condemn by the right of eminent domain, free and unobstructed view over and across lands at certain highway, railroad, and railway intersections and curves, so as to prevent and permit removal of interference with and obstruction of the vision of users of said highways; and providing for the use of such lands in such manner as not to interfere with a free and unobstructed view," by providing for condemnation proceedings and assessment of damages.

Referred to the Committee on Judiciary General.

By Mr. BOYER. HOUSE BILL No. 1022.

An Act to amend sections seven hundred and two, seven hundred and three and seven hundred and four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, by prohibiting the trapping of raccoons.

Referred to the Committee on Game.

By Mr. COLEMAN. HOUSE BILL No. 1023.

An Act prohibiting the sale and distribution of medicines, drugs, poisons and articles intended for use in the cure, mitigation, treatment or prevention of disease in man or animal by means of vending machines.

Referred to the Committee on Public Health and Sanitation.

By Mr. MOOMAW. HOUSE BILL No. 1024.

An Act to amend section two of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 409), entitled "An act authorizing the Secretary of Highways to join two or more State highway routes, by the construction of connecting roads, under certain conditions, and providing for the payment of damages for land taken in the construction of such connecting roads."

Referred to the Committee on Highways.

By Mr. FLANAGAN. HOUSE BILL No. 1025.

An Act to amend section two of the act approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as amended; by providing that the coroner instead of the county commissioners shall be notified as to unclaimed bodies unfit for anatomical purposes.

Referred to the Committee on Public Health and Sanitation.

By Mr. ROAN. HOUSE BILL No. 1026.

An Act to amend sections four and five as amended and section twenty-one of the act approved the twenty-ninth day of May, one thousand nine hundred and thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district, taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances," by providing for the period during which such taxes shall remain liens on real estate, and authorizing the filing of such liens in the prothonotary's office.

Referred to the Committee on Counties.

By Mr. ROAN. HOUSE BILL No. 1027.

An Act authorizing poor districts to make expenditures for the rehabilitation of poor persons.

Referred to the Committee on Counties.

By Mr. ROAN. HOUSE BILL No. 1028.

An Act relating to collections of county and poor taxes in counties of third class.

Referred to the Committee on Counties.

By Mr. FURMAN. HOUSE BILL No. 1029.

An Act making an appropriation to the Greene County Memorial Hospital, of Waynesburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HERMANSEN. HOUSE BILL No. 1030.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Luzerne.

Referred to the Committee on Highways.

By Mr. SIMPSON. HOUSE BILL No. 1031.

An Act making an appropriation to the Department of Military Affairs for the maintenance and education of children of soldiers, sailors, marines, female field clerks, yeomanettes and nurses who were killed in action or died during the World War; and conferring certain duties upon the State Veterans' Commission.

Referred to the Committee on Appropriations.

By Mr. WELSH. HOUSE BILL No. 1032.

An Act exempting the net amount not exceeding five thousand dollars payable under life insurance policies from the claims of creditors of the insured or beneficiary.

Referred to the Committee on Insurance.

By Mr. HORST. HOUSE BILL No. 1033.

An Act making an appropriation to the Home for Widows and Single Women, of Lebanon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HORST. HOUSE BILL NO. 1034.

An Act making an appropriation to the Good Samaritan Hospital, Lebanon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MASON. HOUSE BILL No. 1035.

An Act to amend sections four, seven and nine of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223, 1933-34), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," clarifying certain service requirements of eligibility for compensation, stipulating the time within which applications shall be made, and rendering certain additional classes eligible to receive compensation.

Referred to the Committee on Military Affairs.

By Mr. BROWNFIELD. HOUSE BILL No. 1036.

An Act to amend section two of the act approved the twenty-ninth day of May, one thousand nine hundred and one (P. L. 327), entitled "An act to prohibit the manufacture and sale of oleomargarine, butterine, and other similar products, when colored in imitation of yellow butter; to provide for license fees to be paid by manufacturers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding houses; for the manufacture or sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter; and to regulate the manufacture and sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter, and prevent and punish fraud and deception in such manufacture and sale as an imitation butter; and to prescribe penalties and punishment for violations of this act, and the means and method of procedure for its enforcement, and regulate certain matters of evidence in such procedure," as amended, by changing the amount of the fee for retail licenses.

Referred to the Committee on Agriculture.

By Mr. BROWNFIELD. HOUSE BILL No. 1037.

An Act providing for the taking over by the Commonwealth of certain county bridges as part of the State highway system.

Referred to the Committee on Highways.

By Mr. BROWNFIELD. HOUSE BILL No. 1038.

An Act to amend section sixty-nine of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 594), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," providing for the taking over of county and township bridges, viaducts and structures on such State highways and for their construction, reconstruction and maintenance by the Commonwealth.

Referred to the Committee on Highways.

By Mr. PERRY. HOUSE BILL No. 1039.

An Act to further amend section two thousand four hundred and three of the act approved the third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," authorizing the erection of war memorials and the furnishing of free service to veteran organizations by municipally owned utilities.

Referred to the Committee on Cities.

By Mr. PERRY. HOUSE BILL No. 1040.

An Act to further amend section one thousand two hundred and two of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," authorizing the erection of war memorials and the furnishing of free service to veteran organizations by municipally owned utilities.

Referred to the Committee on Boroughs and Townships.

By Mr. PIOLE. HOUSE BILL No. 1041.

An Act to amend section six of the act approved the third day of June, one thousand eight hundred and eighty-five (P. L. 62), entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," as amended, making ex-service women eligible to admission to said home.

Referred to the Committee on Military Affairs.

By Mr. YOURISHIN. HOUSE BILL No. 1042.

An Act requiring the Secretary of the Commonwealth to inquire into the purposes of the incorporators of labor groups and to approve or disapprove their incorporation or right to do business within the Commonwealth.

Referred to the Committee on Corporations.

By Mr. TUMELTY. HOUSE BILL No. 1043.

An Act to amend section one, of the act approved the eighth day of April, one thousand eight hundred and sixty-seven (P. L. 50), entitled "An act to permit disabled soldiers to peddle, by procuring a license therefor, without charge," as amended, governing the issuing of licenses.

Referred to the Committee on Military Affairs.

By Mr. SCHWARTZ. HOUSE BILL No. 1044.

An Act to amend section two of the act approved the tenth day of June, one thousand nine hundred and thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of the bodies of decreased persons; and providing penalties," granting licenses by the Board without examination to certain persons having had at least three years' practical experience as embalmer or undertaker under certain conditions.

Referred to the Committee on Education.

By Mr. MOOMAW. HOUSE BILL No. 1045.

An Act relating to unemployment relief; work relief and the administration thereof; prescribing qualifications of persons entitled to relief or employment, and placing limitations on the amount thereof; and prescribing penalties.

Referred to the Committee on Judiciary Special.

By Mr. ANDREWS. HOUSE BILL No. 1046.

An Act imposing the costs of jury of view proceedings on claimants in certain cases.

Referred to the Committee on Judiciary General.

By Mr. VAN SICKLE. HOUSE BILL No. 1047.

An Act making an appropriation to the Children's Home of Easton, Easton, Pennsylvania.

Referred to the Committee an Appropriations.

By Mr. VAN SICKLE. HOUSE BILL No. 1048.

An Act making an appropriation to the Home for Aged and Infirm Women, of Easton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ROAN. HOUSE BILL No. 1049.

An Act creating a commission to study the subject of law enforcement and draft such laws as may be necessary, providing for the personnel of the commission and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. HORST. HOUSE BILL No. 1050.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such Highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Lebanon.

Referred to the Committee on Highways.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. SOWERS. RESOLUTION No. 66.

In the House of Representatives, February 20, 1935.

Whereas, the Governor of the Commonwealth of Pennsylvania has innumerable office holders under him, with the power, under the law, to increase and reduce salaries, and

Whereas, The Governor can materially increase or diminish the expense of Government in Pennsylvania,

Now Therefore Be It Resolved by the House of Representatives in General Assembly met that the Governor is hereby requested to reduce all salaries over one thousand dollars and less than three thousand dollars by ten per cent; and over three thousand dollars and less than five thousand dollars by fifteen per cent; and over five thousand dollars by twenty-five per cent.

Referred to the Committee on State Government.

By Mr. SOWERS. RESOLUTION NO. 67.

A RESOLUTION MEMORIALIZING THE PRESIDENT OF THE UNITED STATES AND THE CONGRESS TO PASS AND APPROVE AN OLD AGE AND DISABLED PENSION LAW TO REESTABLISH PROSPERITY.

In the House of Representatives, February 20, 1935.

Whereas, Most people believe economic recovery can best be accomplished by creating customers for the products of idle mills, factories, farms and labor, and

Whereas, The present vicious system of denying employment to persons over fifty years of age is one of the reasons for under consumption, and

Whereas, Under consumption and not over-production is a basic reason for our present economic depression, therefore it it

Resolved by the House of Representatives of the General Assembly of the Commonwealth of Pennsylvania, That the Federal Government be memorialized to pass an Old Age and Disability Pension Law, fixing the minimum allowance at forty-five dollars per month, and be it further

Resolved, That copies of this Resolution be transmitted by the Speaker and Chief Clerk of this House to the President of the United States, the Vice-President and President of the Senate, to the Speaker of the House of Representatives, and to the Senators and Representatives in the Congress of the United States from the Commonwealth of Pennsylvania.

Referred to the Committee on Pensions and Gratuities.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Labor will hold a public hearing on House Bill No. 371 in the Hall of the House at 2:00 P. M. today.

The Executive Committee of the Rural League will meet in Room 323 at 3:00 P. M. today.

ADJOURNMENT

Mr. WHITE. Mr. Speaker, I move that this House do now adjourn until Monday evening, February 25, 1935, at 9:00 o'clock.

The motion was agreed to, and (at 1:59 o'clock P. M.) the House adjourned until Monday, February 25, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, FEBRUARY 25, 1935 No. 19

SENATE

MONDAY, February 25, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O God, Thou art our only true source of help. When we depend upon human wisdom to guide us we are often led astray. When we trust human arm to defend us we are often cast down into dire defeat. But Thou art ever to be trusted; Thy judgment is infallible and Thy arm is mightier than all the powers of earth combined.

Lead Thou us in the performance of the duties of this hour. May we plan its activities as dedicated by Thee. When Thou dost command help us faithfully to obey. We know Thou hast the best interests of all mankind at heart, so unhesitatingly we follow where Thou dost lead.

May Thy power and goodness flow out over our Commonwealth through the acts of this Senate, cheering every home and blessing every heart. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HARRIS, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

PETITION

PROTESTING AGAINST HOUSE BILLS NOS. 304 and 311

The Chair cleared his table and laid before the Senate petitions from the Scranton Chamber of Commerce as well as from a number of individuals throughout the State protesting against House Bills Nos. 304 and 311.

Which were referred to the Committee on Labor and Industry.

FAVORING UNSEATING THE SENATOR FROM DELAWARE

The Chair also laid before the Senate petition from the Democratic Club of Media, urging the unseating of Senator John J. McClure.

Which was referred to the Committee on Judiciary Special.

PROTESTING AGAINST SENATE BILL NO. 237

The Chair also laid before the Senate petition from a number of citizens of Pittsburgh protesting against Senate Bill No. 237.

Which was referred to the Committee on Municipal Government.

PROTESTING AGAINST AMENDMENTS TO THE SUNDAY LAWS

The Chair also laid before the Senate petition from the Mt. Lebanon Presbyterian Church, Mt. Lebanon, Pittsburgh, protesting against amendments to the Sunday Laws.

Which was referred to the Committee on Law and Order.

PROTESTING AGAINST FURTHER INCREASE IN THE GASOLINE TAX

The Chair also laid before the Senate petition from Louis H. Victorson, Philadelphia, protesting against further increasing the tax on gasoline.

Which was referred to the Committee on Finance.

PROTESTING AGAINST HOUSE BILLS NOS. 340 and 371

The Chair also laid before the Senate petitions from various citizens throughout the State protesting against House Bills Nos. 340 and 371.

Which were referred to the Committee on Labor and Industry.

URGING THE SENATOR FROM DELAWARE NOT TO RESIGN HIS SEAT IN THE SENATE

Mr. McCLURE presented petitions signed by 9,193 citizens from Delaware County urging him not to resign his seat in the Senate.

Which was referred to the Committee on Judiciary Special.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 17 (Senate Bill No. 334), entitled:

An Act to amend division (a) of section three of the act, approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34), entitled "Spirituous and Vinous Liquor Tax Law;" exempting wine manufactured in the home for home consumption from tax.

Which was referred to the Committee on Finance.

House Bill No. 70 (Senate Bill No. 335), entitled:

An Act to amend section three of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 831), entitled "An act providing for the appointment of a board of examiners to examine applicants for the office of inspector for the anthracite mines of this Commonwealth prescribing the qualifications defining the powers and duties and fixing the compensation of such examiners providing for the appointment and removal of inspectors of anthracite mines prescribing their qualifications and regulating their salaries and term of office and abolishing the terms of office of the present mine inspectors of the anthracite mines" by defining the term "coal miners."

Which was committed to the Committee on Mines and Mining.

House Bill No. 117 (Senate Bill No. 336), entitled:

An Act to regulate the sale and delivery of solid fuel as herein defined; providing for appointment of licensed weighmasters; prescribing their powers and duties; imposing certain duties on the Department of Internal Affairs and providing penalties.

Which was committed to the Committee on Mines and Mining.

House Bill No. 239 (Senate Bill No. 337), entitled:

An Act to amend clauses seventy-one, seventy-two, seventy-three, seventy-four, seventy-five and seventy-six of section five, article eleven, of the act approved the ninth day of June, one thousand nine hundred and eleven (P. L. 756), entitled "Bituminous Coal Mining Law," by adding thereto clause seventy-six A, prohibiting the use of electric coal-cutting machines and other mechanical devices in certain cases.

Which was committed to the Committee on Mines and Mining.

House Bill No. 354 (Senate Bill No. 338), entitled:

An Act requiring all deputy sheriffs to be paid by the counties in which they are employed; prohibiting all contracts and agreements for repayment or reimbursement to any county or the sheriff thereof, by any person, copartnership, association, or corporation, of compensation to such deputy sheriffs; and fixing penalties.

Which was committed to the Committee on Judiciary Special.

House Bill No. 759 (Senate Bill No. 339), entitled:

An Act making an appropriation for the payment of the expenses of the Committee of the House of Representatives created to make an audit, inventory and investigation of the liquor store system, and to investigate other facts and circumstances surrounding the liquor store system, and authorizing said committee to fix the compensation of persons employed by it.

Which was committed to the Committee on Appropriations.

HOUSE MESSAGES

RELATIVE TO REDUCING RATES OF THE DUQUESNE LIGHT COMPANY

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Public Utilities:

RESOLUTION NO. 41

In the House of Representatives, February 4, 1935.

Whereas, A study of the Power and Light business in the United States discloses the fact that the large power companies are charging exorbitant rates, and are making huge profits by watering their stocks out of all proportion to their true value; that they are distributing their profits among a large number of holding companies, with high salaried officials and interlocking directorates, and thereby evading the spirit of the law, and

Whereas, The studies made show that the Duquesne Light Company common stock is owned by the Philadelphia Company, which is controlled by the Standard Gas and Electric Company, which is controlled by the Standard Power and Light, which is controlled by the United States Electric Power Corporation, and by the H. M. Byllesby Corporation, with a claimed valuation of fifty-five million, made almost eleven million profit in one thousand nine hundred and thirty-two, or nineteen and four-tenths per centum, twenty-two and eight-tenths per centum in one thousand nine hundred and thirty, and twenty-two and nine-tenths per centum in one thousand nine hundred and thirty-one, and

Whereas, The President of the United States has publicly declared that these practices must be discontinued, and has taken an active part in disclosing to his people the methods under which these companies have been operating, and

Whereas, Our President has been instrumental in providing his people with a "yardstick" by which they may judge electricity and power, and

Whereas, The Pittsburgh Press, in its issue of November twentieth, made public a comparison between the rates charged by the Duquesne Light Company and those shown by the "yardstick," and

Whereas, The Utility Commissioners of the United States, meeting in convention in Washington, D. C. on November fifteenth, publicly declared that the rates charged by the Utilities are at least twenty-five per centum too high all over the United States, and

Whereas, The President, on November thirteenth, handed to the Public Service Commission of every state a "big stick" with which to reduce rates on electricity. This consists of a formula worked out by the New York Power Authority by which the cost of distributing electric power —for years the unknown quantity in the utility business— can be quickly and accurately determined. Private companies have consistently refused to reveal the cost of getting electricity into the homes, and have shrouded it with mystery, but the commission has now made it public, therefore be it

Resolved (if the Senate concur), The General Assembly, petition the members of the Public Service Commission and our Governor, to work together to bring about a reduction of thirty per centum of the rates of the Duquesne Light Company, for the citizens of Allegheny County.

IMMEDIATE CASH PAYMENTS OF ADJUSTED CERTIFICATES URGED.

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Military Affairs:

RESOLUTION NO. 52

In the House of Representatives, February 12, 1935.

Whereas, The immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed

uniformly throughout the Nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and States are now required to carry for relief; and

Whereas, The payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the government; now, therefore be it

Resolved (if the Senate concur), That since the government of the United States is now definitely committed to the policy of spending additional sums of money for the purpose of hastening recovery from the present economic crisis, the General Assembly of the Commonwealth recommends and urges the immediate cash payment at face value of the adjusted service certificates, with cancellation of interest accrued and refund of interest paid, as a most effective means to that end; and, be it further

Resolved, That a copy of this resolution, properly attested by the Chief Clerk of the Senate and the Clerk of the House of Representatives, be forwarded by the Chief Clerk of the House of Representatives to the Senate and the House of Representatives of the Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania therein.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows, and referred to the Committee on Executive Nominations:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

WESTMORELAND COUNTY

Michael J. Skirpan, Monessen, February 25, 1935.

CAMBRIA COUNTY

G. M. Lang, Cresson, March 1, 1935.

ALLEGHENY COUNTY

Peter J. Glaser, Avalon, March 6, 1935.

LUZERNE COUNTY

Lewis Perna, Hazleton, March 6, 1935.

PHILADELPHIA COUNTY

Harry W. Hartley, Philadelphia, March 6, 1935.
Ben.. F. Savage, Philadelphia, March 6, 1935.
Mrs. Lena S. Scheindlinger, Philadelphia, March 6, 1935.

WESTMORELAND COUNTY

Miss Mary S. Carnahan, Vandergrift, March 6, 1935.

ALLEGHENY COUNTY

Felix V. Klein, Pittsburgh, March 7, 1935.
William Pow, Pittsburgh, March 7, 1935.

DAUPHIN COUNTY

Miss Mary E. Womer, Harrisburg, March 7, 1935.

DELAWARE COUNTY

Edgar Earl Trout, Wayne, March 7, 1935.

JUNIATA COUNTY

C. H. Cupp, Mifflintown, March 7, 1935.

POTTER COUNTY

C. C. Valentine, Roulette, March 7, 1935.

ALLEGHENY COUNTY

M. R. Armstrong, Pittsburgh, March 9, 1935.
John I. Gearhart, Pittsburgh, March 9, 1935.
John J. Hess, Pittsburgh, March 9, 1935.
George G. Kaszer, Coraopolis, March 9, 1935.
F. Wayne Young, Pittsburgh, March 9, 1935.

CAMBRIA COUNTY

Mrs. Claire Vesterman, Johnstown, March 9, 1935.

COLUMBIA COUNTY

D. N. Wise, Berwick, March 9, 1935.

DAUPHIN COUNTY

Miss Helen M. Brightbill, Harrisburg, March 9, 1935.

DELAWARE COUNTY

J. Clarence Dowdy, Prospect Park, March 9, 1935.
John Toram, Jr., Chester, March 9, 1935.

PHILADELPHIA COUNTY

Miss Ida Brody, Philadelphia, March 9, 1935.
Mrs. Anna T. Diringer, Philadelphia, March 9, 1935.
Joseph A. Lynch, Philadelphia, March 9, 1935.
Houston M. Pierson, Philadelphia, March 9, 1935.
W. Allen Roney, Philadelphia, March 9, 1935.
Miss Rose Smith, Philadelphia, March 9, 1935.

DAUPHIN COUNTY

Miss Marie E. Hartman, Harrisburg, March 16, 1935.

PHILADELPHIA COUNTY

Adolph T. Kohn, Philadelphia, March 26, 1935.

WASHINGTON COUNTY

Adam Wagner, Cecil, April 1, 1935.

POTTER COUNTY

M. J. Curran, Galeton, April 27, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss M. M. Demond, 1124 Frick Bldg., Pittsburgh.
Wm. Fromm, Mt. Oliver.
Thomas J. Lawry, Emsworth.
Mrs. Anna G. Price, 7th Ave. & Smithfield St., Pittsburgh.
Howard M. Soffel, 13 Southern Ave., Pittsburgh.

BUTLER COUNTY

Albert H. Dunn, Petrolia.

DAUPHIN COUNTY

Miss Evelyn J. Long, Harrisburg.

DELAWARE COUNTY

Miss Helen M. O'Connor, Chester.
William J. Torrens, Collingdale.

ERIE COUNTY

Thomas E. Hughes, Erie.

MIFFLIN COUNTY

Ray C. Yoder, Burnham.

PHILADELPHIA COUNTY

Mrs. Sara F. Benner, 2115 South St., Philadelphia.
Clarence E. Blackburn, 1501 Integrity Bldg., Philadelphia.
Arthur Hale, 5348 Gainor Road, Philadelphia.
Mrs. Goldie L. Hellman, 1308 Widener Bldg., Philadelphia.
Miss Elizabeth V. Martin, 4840 Frankford Ave., Philadelphia.
Miss F. C. Stroebele, Stephen Girard Bldg., Philadelphia.
John K. Wildemore, Jr., 1541 Erie Ave., Philadelphia.

VENANGO COUNTY

Miss Rebecca M. Parker, Oil City.

WASHINGTON COUNTY

Mrs. Mary Nallon Kogler, Allenport.

YORK COUNTY

H. Van Adams, West York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Comminwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

WESTMORELAND COUNTY

H. C. Irwin, Greensburg, February 25, 1935.

SCHUYLKILL COUNTY

Nicholas Smith, Mahanoy City, February 28, 1935.

LACKAWANNA COUNTY

John F. Erhard, Scranton, March 1, 1935.

LEBANON COUNTY

Eugene Hoaster, Lebanon, March 2, 1935.

PHILADELPHIA COUNTY

Mrs. Isabel F. Groves, Philadelphia, March 5, 1935.

ALLEGHENY COUNTY

Miss Adelaide F. Bowden, Pittsburgh, March 6, 1935.
Mrs. B. M. Connelly, Sewickley, March 6, 1935.
L. H. Keil, Sharpsburg, March 6, 1935.

BLAIR COUNTY

Mrs. Elsie L. Hudson, Altoona, March 6, 1935.

DELAWARE COUNTY

Wm. J. Bunting, Jr., Upper Darby, March 6, 1935.
Joseph J. Carlin, Clifton Heights, March 6, 1935.
Edwin Penrose Hannum, Concordville, March 6, 1935.
Miss Mary H. Hoeger, Collingdale, March 6, 1935.

ERIE COUNTY

Claude B. Porter, Corry, March 6, 1935.

LUZERNE COUNTY

Wm. T. Hetler, Nescopeck, March 6, 1935.
oseph Vandyke, Hazleton, March 6, 1935.

MONTGOMERY COUNTY

F. Kenneth Moore, Norristown, March 6, 1935.

NORTHAMPTON COUNTY

Wm. C. Bader, Bethlehem, March 6, 1935.

PHILADELPHIA COUNTY

Ellwood G. Dungan, Philadelphia, March 6, 1935.
George F. Rebe, Philadelphia, March 6, 1935.
Miss May P. Willet, Philadelphia, March 6, 1935.
Calvin B. Wood, Philadelphia, March 6, 1935.

WARREN COUNTY

Miss Mary E. Smith, Warren, March 6, 1935.

WESTMORELAND COUNTY

C. L. Cottom, New Kensington, March 6, 1935.

ALLEGHENY COUNTY

George N. Bauer, Pittsburgh, March 7, 1935.

BLAIR COUNTY

Mrs. Margarethe Hemminger, Altoona, March 7, 1935.

CHESTER COUNTY

Lloyd H. Coulston, Spring City, March 7, 1935.

DELAWARE COUNTY

John H. Fryer, Chester, March 7, 1935.
William R. Grace, Upper Darby, March 7, 1935.

LANCASTER COUNTY

Warren W. Worrest, Lancaster, March 7, 1935.

PHILADELPHIA COUNTY

Randolph Carr, Philadelphia, March 7, 1935.
Ferd. A. Chmelar, Philadelphia, March 7, 1935.
J. Raymond Kenney, Philadelphia, March 7, 1935.
William Levis, Philadelphia, March 7, 1935.
J. Ralph Satterthwaite, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

Miss Minnie E. Schuchart, Tamaqua, March 7, 1935.
Mrs. Myrtle A. Seitzinger, Gordon, March 7, 1935.

DELAWARE COUNTY

Mrs. Margaret C. Hoopes, East Lansdowne, March 8 1935.

WARREN COUNTY

A. W. Eaton, Warren, March 8, 1935.

ADAMS COUNTY

Edgar A. Moser, Gettysburg, March 9, 1935.

ALLEGHENY COUNTY

A. A. Chira, Pittsburgh, March 9, 1935.
Oliver P. DeBaugh, Pittsburgh, March 9, 1935.
Miss E. M. Graham, Pittsburgh, March 9, 1935.

ALLEGHENY COUNTY

Miss M. E. Gullen, Pittsburgh, March 9, 1935.
George J. Knorr, Pittsburgh, March 9, 1935.
Miss Elvira Lawrence, Pittsburgh, March 9, 1935.
William C Mahan, Pittsburgh, March 9, 1935.
Harlan H. Pigott, Pittsburgh, March 9, 1935.
J. David Steiner, Pittsburgh, March 9, 1935.
Mrs. Elizabeth A. Yellig, Pittsburgh, March 9, 1935.

BEAVER COUNTY

Lee B. Cain, Freedom, March 9, 1935.

BLAIR COUNTY

Edwin L. Shellenberger, Altoona, March 9, 1935.

BUCKS COUNTY

Mrs Ray G. Stahl, Southampton, March 9, 1935.

CARBON COUNTY

Mrs. Mabel R. Young, Weatherly, March 9, 1935.

CHESTER COUNTY

Miss Mildred E. Baldwin, West Chester, March 9, 1935.
Frank Clemens, Oxford, March 9, 1935.

CLEARFIELD COUNTY

Miss K. L. Scollins, Houtzdale, March 9, 1935.

COLUMBIA COUNTY

Wm. P. Zehner, Bloomsburg, March 9, 1935.

CUMBERLAND COUNTY

Leon K. Wagner, Carlisle, March 9, 1935.

DAUPHIN COUNTY

J. Russell Sheffer, Harrisburg, March 9, 1935.

DELAWARE COUNTY

George R. Bottomley, Essington, March 9, 1935.
Miss Elleanore A. Caruthers, Yeadon, March 9, 1935.
Theron B. Eggleston, Upper Darby, March 9, 1935.
Wm. J. Fluharty, Media, March 9, 1935.
Clinton F. Keiter, Upper Darby, March 9, 1935.
James W. Lukens, Chester, March 9, 1935.
Miss Mabel E. Martin, Chester, March 9, 1935.
Charles Noll, Upper Darby, March 9, 1935.
Theodore C. Wells, Upper Darby, March 9, 1935.
Harry Werner, Glen Olden, March 9, 1935.

ERIE COUNTY

H. W. Jewell, Corry, March 9, 1935.
Walter A. Leib, Erie, March 9, 1935.
Miss Florence A. Schutte, Erie, March 9, 1935.

LACKAWANNA COUNTY

Edward G. Peck, Old Forge, March 9, 1935.
Mrs. Letha Phillips, Scranton, March 9, 1935.
C. H. VonStorch, Scranton, March 9, 1935.
Miss Hannah C. Walsh, Scranton, March 9, 1935.
Henry P. Wetmore, Scranton, March 9, 1935.

LANCASTER COUNTY

Mrs. Dorothy M. Rudy, Lancaster, March 9, 1935.
O. K. Snyder, Mount Joy, March 9, 1935.

LAWRENCE COUNTY

Martin Leonhardt, New Castle, March 9, 1935.
Rudolf Mayer, Ellwood City, March 9, 1935.

LUZERNE COUNTY

Miss Irene D. Kemmerer, Kingston, March 9, 1935.
Chas. F. Kuhns, Wilkes-Barre, March 9, 1935.
Mrs. Anna B. Mahon, Plymouth, March 9, 1935.
Miss Sadie C. McNelis, Hazleton, March 9, 1935.
Miss Stella Zola, Wilkes-Barre, March 9, 1935.

LYCOMING COUNTY

Miss Elsie C. Woodward, Muncy, March 9, 1935.

McKEAN COUNTY

Miss Martha L. Skooglund, Kane, March 9, 1935.

MONROE COUNTY

Chas. P. Merwine, Mt. Pocono, March 9, 1935.

MONTGOMERY COUNTY

Sol Silberman, Jenkintown, March 9, 1935.

NORTHAMPTON COUNTY

Mrs. Olive Brassington, Easton, March 9, 1935.

PHILADELPHIA COUNTY

J. Gordon Baugh, 3rd, Philadelphia, March 9, 1935.
Miss Dorothy Bonx, Philadelphia, March 9, 1935.
George W. Brown, Philadelphia, March 9, 1935.
Chas. P. Cella, Philadelphia, March 9, 1935.
Norman S. Chamberlain, Philadelphia, March 9, 1935.
Richard W. Damerau, Philadelphia, March 9, 1935.
Michael S. Dowbenko, Philadelphia, March 9, 1935.
James A. Doyle, Philadelphia, March 9, 1935.
Mrs. Rose Marks Freedman, Philadelphia, March 9, 1935.
Miss Lillian A. Joynt, Philadelphia, March 9, 1935.
Miss Leonore L. Little, Philadelphia, March 9, 1935.
John J. McShea, Philadelphia, March 9, 1935.
Culbert P. Moore, Philadelphia, March 9, 1935.
Howard L. Payne, Philadelphia, March 9, 1935.
Wm. L. Sowden, Jr., Philadelphia, March 9, 1935.
Roy W. Thacklinburg, Philadelphia, March 9, 1935.
Miss M. V. Tobin, Philadelphia, March 9, 1935.
C. H. Walters, Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

Miss Catharine E. Bridge, Pottsville, March 9, 1935.

WARREN COUNTY

Miss Jennie Ryan, Warren, March 9, 1935.
Miss Esther L. Stohl, Warren, March 9, 1935.

WASHINGTON COUNTY

Mrs. Minnie B. McGrew, Washington, March 9, 1935.

LAWRENCE COUNTY

William B. Park, Mahoningtown, March 10, 1935.

PHILADELPHIA COUNTY

Emanuel Nagali, Jr., Philadelphia, March 12, 1935.

ERIE COUNTY

Mrs. Thora E. Hesselink, Erie, March 14, 1935.

LUZERNE COUNTY

Mrs. Anita Shea Siani, Wilkes-Barre, March 14, 1935.

ALLEGHENY COUNTY

W. M. Hall, Pittsburgh, March 15, 1935.

CHESTER COUNTY

Leo A. Gotwals, Phoenixville, March 16, 1935.

PHILADELPHIA COUNTY

Geo E. Bauer, Philadelphia, March 16, 1935.
Miss Margaret Dolan, Philadelphia, March 16, 1935.

BLAIR COUNTY

Miss Catherine R. Lytle, Altoona, March 17, 1935.

YORK COUNTY

George S. Dellinger, York, March 17, 1935.

LUZERNE COUNTY

R. R. Van Horn, Kingston, March 23, 1935.

LACKAWANNA COUNTY

Miss Mabel H. Jifkins, Scranton, March 24, 1935.

ERIE COUNTY

I. D. McQuistion, Erie, March 31, 1935.

ALLEGHENY COUNTY

L. A. McKee, Pittsburgh, April 1, 1935.
Chas. W. Morris, Pittsburgh, April 1, 1935.

FAYETTE COUNTY

Miss Anna Kate Harris, Connellsville, April 1, 1935.

FRANKLIN COUNTY

Thomas K. Scheller, Chambersburg, April 1, 1935.

LUZERNE COUNTY

Mrs. Melanie S. Conant, Pittston, April 1, 1935.

LYCOMING COUNTY

R. M. Moorehead, Williamsport, April 1, 1935.

NORTHAMPTON COUNTY

Robert G. Arnold, Easton, April 1, 1935.
H. M. Witemeyer, Bethlehem, April 1, 1935.

PHILADELPHIA COUNTY

Miss G. V. Dougherty, Philadelphia, April 1, 1935.
Chas. A. Fessler, Philadelphia, April 1, 1935.
Geo. W. Seeds, Philadelphia, April 1, 1935.

WASHINGTON COUNTY

F. I. Potter, Canonsburg, April 1, 1935.

WESTMORELAND COUNTY

Alex Eicher, Greensburg, April 1, 1935.

PHILADELPHIA COUNTY

Miss Annie E. Connell, Philadelphia, April 6, 1935.

LACKAWANNA COUNTY

Miss Margaret Galena, Scranton, April 11, 1935.

PHILADELPHIA COUNTY

J. Joseph George, Philadelphia, April 19, 1935.

GEORGE H. EARLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

FRANKLIN COUNTY

J. F. Brinley, Dry Run, February 27, 1935.

ALLEGHENY COUNTY

Miss Florence D. Workman, Duquesne, March 1, 1935.

PHILADELPHIA COUNTY

Miss Clara M. Payne, Philadelphia, March 2, 1935.

ALLEGHENY COUNTY

Edward H. Frey, Duquesne, March 6, 1935.

FULTON COUNTY

L. L. Cunningham, New Granada, March 6, 1935.

LEHIGH COUNTY

Palmer A. Semmel, Slatington, March 6, 1935.

MONTGOMERY COUNTY

B. Frank Christman, Pottstown, March 6, 1935.

PHILADELPHIA COUNTY

Mrs. Edythe C. Smith, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

John E. Blanchard, Pittsburgh, March 7, 1935.
Miss L. Beryle Sellers, Pittsburgh, March 7, 1935.
Miss Florence E. Campbell, Pittsburgh, March 9, 1935.
James W. Crawford, Pittsburgh, March 9, 1935.
Miss Orva Gilkinson, Pittsburgh, March 9, 1935.
Jacob P. Luffy, Pitsburgh, March 9, 1935.
Robert J. Orlow, Pittsburgh, March 9, 1935.

CAMBRIA COUNTY

Henry A. Fox, Dunlo, March 9, 1935.

CAMERON COUNTY

E. D. White, Emporium, March 9, 1935.

CENTRE COUNTY

L. Ward Hile, Bellefonte, March 9. 1935.
Hassel Hurwitz, State College, March 9, 1935.

ERIE COUNTY

Edwin F. Ahrens, Erie, March 9, 1935.

LUZERNE COUNTY

Wm. N. Weikel, Kingston, March 9, 1935.

McKEAN COUNTY

Miss Margaret M. Cullinan, Bradford, March 9, 1935.

MERCER COUNTY

Mrs. Margaret B. Johnson, West Middlesex, March 9, 1935.
Miss Mary M. Latsko, Farrell, March 9, 1935.

PHILADELPHIA COUNTY

S. C. Abernethy, Philadelphia, March 9, 1935.
Howard G. Alden, Philadelphia, March 9, 1935.
Mrs. M. E. Daly, Philadelphia, March 9, 1935.
William S. Gallager, Philadelphia, March 9, 1935.
Lewis C. Lee, Philadelphia, March 9, 1935.
Aloysius V. Rafferty, Philadelphia, March 9, 1935.
Arnold H. Shenkin, Philadelphia, March 9, 1935.
Irving Silver, Philadelphia, March 9, 1935.
John J. Stell, Philadelphia, March 9, 1935.
Edward J. Stevens, Jr., Philadelphia, March 9, 1935.
Clarence W. Vandergrift, Philadelphia, March 9, 1935.
Miss Esther Weiss, Philadelphia, March 9, 1935.

POTTER COUNTY

Mrs. Iva M. Burt, Coudersport, March 9, 1935.

SOMERSET COUNTY

Stewart J. Walker, Somerset, March 9, 1935.

SUSQUEHANNA COUNTY

Morton W. Stephens, Hop Bottom, March 9, 1935.

YORK COUNTY

Allen A. Beshore, Mt Wolf, March 9, 1935.

CAMBRIA COUNTY

Mrs. Rozella L. Ealy, Barnesboro, March 10, 1935.
Clayton Law, Ebensburg, March 14, 1935.
Alfred Schofield, South Fork, March 16, 1935.

LEBANON COUNTY

Edgar M. Landis, Myerstown, March 16, 1935.

SCHUYLKILL COUNTY

Charles S. Henry, Tower City, March 16, 1935.

ALLEGHENY COUNTY

Miss L. Adelaide Simpson, Pittsburgh, March 23, 1935.

LYCOMING COUNTY

C. Eugene Kemp, Williamsport, March 23, 1935.

ALLEGHENY COUNTY

Mrs. Thelma P. Lightfoot, Pittsburgh, March 24, 1934.

FRANKLIN COUNTY

Henry M. Riddlesberger, Waynesboro, April 1, 1935.

LACKAWANNA COUNTY

Miss Sara F. Hoadley, Scranton, April 1, 1935.

PHILADELPHIA COUNTY

Frank P. Will, Philadelphia, April 1, 1935.
Hugh F. Quinn, Philadelphia, April 25, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Geo. J. Cochran, Forbes and Pride Sts., Pittsburgh.
A. W. Zahniser, Chamber of Commerce Bldg., Pittsburgh.

BEAVER COUNTY

Mrs. Josephine R. Walsh, Midland.

CHESTER COUNTY

Miss Edith A. Wood, West Grove

DAUPHIN COUNTY

Miss Kathryn E. Boyles, Harrisburg.
Miss Jeanne E. Graham, Harrisburg.

ERIE COUNTY

Ben F. Anderson, Erie.
Roy D. McAllister, Erie.

LAWRENCE COUNTY

V. P. Travers, New Castle Junction.

LUZERNE COUNTY

Mrs. Ruth Daniels, Wilkes-Barre.

NORTHAMPTON COUNTY

J. R. Pursell, Jr., Easton.

PHILADELPHIA COUNTY

Miss Mary H. Charlesworth, 1728 Fairmount Ave., Philadelphia.

Archie Edelsohn, 502 S. 4th St., Philadelphia.

Miss Edythe Finkle, Franklin Trust Bldg., Philadelphia.

Joseph A. Fortescue, 6218 Lansdowne Ave., Philadelphia.

Miss Catharine H. Henry, 2052 Wheatsheaf Lane, Philadelphia.

Miss Katherine M. Hutelmyer, Fidelity-Phila. Trust Bldg., Philadelphia.

GEORGE H. EARLE.

JUDGE OF THE COUNTY COURT, FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

G. Malcolm McDonald, 300 Bevington Road, Pittsburgh, Allegheny County, as Judge of the County Court of the Fifth Judicial District, composed of the County of Allegheny, vice Richard A. Kennedy, deceased, to serve until the first Monday in January, 1936.

GEORGE H. EARLE.

QUESTION OF PERSONAL PRIVILEGE

Mr. PRINCE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Cumberland, Mr. Prince, will state his question of personal privilege.

Mr. PRINCE. Mr. President, I have high regard for the personnel of the Judiciary Special Committee. For this reason I find it difficult to understand its action on the Resolution asking for the resignation of Senator McClure. I can only assume that the members must have allowed their judgment to be misled by the lawyer's exaggerated reverence for technicalities and adroit manipulation of legal subtleties.

The report of the Committee places the Resolution on a false basis of consideration and befogs the issue at every turn. It is a red herring across the trail to throw us off the scent. The report is entirely irrelevant to the issue. The resignation of the Senator from Delaware is not a legal question, it is a moral question. It is not a question of jurisdiction or competency on the part of the Committee or the Senate. There is no legal point whatever involved in the Resolution and no action of a legal nature is proposed. It makes no difference when the Senator from Delaware committed the criminal acts on which this Resolution is based; whether it was during his first or his second term. It is enough that he did commit them and that everybody knows he committed them. He was indicted, tried, convicted and sentenced, and he has therefore forfeited his moral right to sit in this chamber. All the Resolution asks is that he shall concede the decencies of the situation for which he alone is responsible and perform the voluntary act of resigning. His rum and vice ring received about $3,000,000 in protection money from smugglers, gamblers and bawdy-house proprietors. That is a matter of record. The Senator should be satisfied that he is still a free man, without flaunting his iniquities in the face of an outraged people by continuing to pose as the representative of LAW—which he has viciously and systematically broken and whose very spirit he has flouted and defied.

The Senator from Delaware was, but no longer is, an active director in the First National Bank of Chester and the Chester-Cambridge Bank and Trust Company. It is customary to publish the names of directors on bank statements. But in the statements of these banks for the period ending December 30, 1933, following the Senator's conviction, the names of all directors were omitted, for the reason that it was agreed that to include the name of John J. McClure would be detrimental to the banks. And yet the Judiciary Special Committee apparently regards the name of John J. McClure as an asset to the Senate of

Pennsylvania and even prepares a nine-page legal argument to show why he ought not to be asked to resign.

I have received telegrams and hundred of letters from all over this State, from populous cities and from rural villages; from organizations, civic, political and religious, and from individuals; from lawyers, physicians, clergymen, school teachers and bankers; from merchants, mechanics and farmers; from the learned and the illiterate, without exception condemning the Senator from Delaware and everything for which he stands, and demanding his elimination from the Senate and from party councils. All condemn the Republican party for keeping bad company and predict its continued defeat as long as it does so. The press is no less definite and imperative. You cannot deny that public opinion has spoken. These expressions and protests come from your own constituents, from men and women who are Republicans, and who want to stay Republicans, but who cannot and will not remain in a party which tolerates a State leader of the type of the Senator from Delaware. They instinctively feel that our action on this Resolution will be indicative of our attitude on moral questions generally. If we support the Resolution they will feel that the Republican party is genuinely desirous to merit and recover the public confidence which it once possessed.

The baptismal name of your party, dating back to the days of Thomas Jefferson, Mr. President, is not just "Democratic;" it is a hyphenated name—Democratic-Republican. You have kept and used only the first half, and your rival party has appropriated the second half. Let us realize, on this issue at least, the harmony of will and purpose suggested in this combination, and prove to both our constituencies that in official integrity and fealty to our common trust there is no difference between a Democrat and a Republican.

But, my Republican colleagues, if this Resolution should be adopted by twenty-six votes, nineteen of them Democratic and only seven Republican, it is not going to vindicate the Republican party. Nothing short of twenty-six Republican votes can do that, and it will take thirty to do it to the satisfaction of the rank and file.

This Commonwealth was founded by and named for one of the finest and truest characters that ever graced the history of the English-speaking race. William Penn has been commemorated by the sculptor's chisel, the artist's brush, and the pen of chronicler and poet. Draftsman and lawmaker have rendered him the formal tribute of architectural and parliamentary memorial. For two hundred and fifty years he has been the embodied symbol of Pennsylvania's civic ideal. Are we ready to repudiate this upright Quaker statesman to enthrone in his place the recreant legislator who violated his oath of office, who made it safe to break the law, who perverted the agencies of justice to protect the traffickers in vice, and concerning whose health prostitutes, racketeers and gangsters solicitously inquired before beginning to ply their trades in the Commonwealth of William Penn?

The honor of the Senate is at stake and we, gentlemen, are on trial at the bar of public opinion. Mr. President, I move that the Judiciary Special Committee be discharged from further consideration of this Resolution.

Mr. McCLURE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Delaware, Mr. McClure, will state his question of personal privilege.

Mr. President, the Senator from Cumberland, Mr. Prince, has based his whole argument on what he calls a moral question. I am prepared and ready to meet that moral question on all four's, and, as Al Smith used to say, "Let us examine the records."

It is true that I was indicted and taken before the Federal Court, and before the trial was started my lawyers alleged prejudice on the part of the trial judge. The trial continued. I was one who had been indicted on one count, and there were over a hundred men named as co-conspirators with me. We sat in that courtroom for a period of two months. Evidence was heard not only against me but against every man indicted. The Senator from Cumberland, Mr. Prince, stated several weeks ago—I do not know that I can quote him exactly—that the testimony shrieked with something, I do not know what; but the papers were full of it all.

I would like to ask the Senator from Cumberland, Mr. Prince, tonight, if he ever examined that testimony. Did he ever examine it with the thought in mind as to the amount of testimony that was adduced in that trial directly against me, and that was not hearsay—from one passed on to another.

He names, tonight, the amount of some three million dollars. I believe that testimony was given by a man who, I would consider, was an irresponsible witness—if I am thinking of the right man—because that morning, before he gave that testimony, the jail doors opened for him so that he could take his seat in the witness chair.

If this is a moral question, it certainly is a moral right for every man to have his day in court. I had mine in the lower court, and I was advised by competent counsel that no defense would be had, and that we would appeal it because there was more than a thousand errors. We did appeal that case to the higher court, and the Eighteenth Amendment was repealed in the meantime and we were not allowed by law to have our day in court.

Gentlemen of the Senate, I never had my day in court, I certainly would not take that day in the lower court, with my counsel advising me not to do so. I particularly would like to have in my hand at this moment, so that I could refer to them readily, the remarks and statements that the Senator from Cumberland, Mr. Prince, made here tonight, concerning me. I deny all those statements—all of them; and I can look every man in the face and say I was innocent of the charges preferred against me.

I believe in fair play,—I do not believe in hitting below the belt; and I do not think any other Senator in this Chamber is of the mind that he wants to be unfair. When the vote is taken on this question tonight I believe that everyone of them is going to have in mind the thought that because of the repeal of the Eighteenth Amendment I did not have my day in court.

Mr. President, before I close I would like to read to you the opinion handed down by the United States Circuit Court of Appeals for the Third Circuit, which includes Philadelphia:

"Accordingly, it is, on this twenty-sixth day of March A. D. 1934, ORDERED that the judgments as entered in the causes of the petitioning or moving defendants be reversed, and the causes, as to them, be remanded to the District Courts with direction to vacate those parts of their judgments which sentence the named defendants, to dismiss the indictments as to them, and to discharge them, respectively."

I say to you, in conclusion, that my record as a citizen of the State of Pennsylvania is as good as the record of any man sitting in this Chamber.

Mr. STAUDENMEIER. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Schuylkill, Mr. Staudenmeier, will state his question of personal privilege.

Mr. STAUDENMEIER. Mr. President and members of the Senate, I did not think that so early in the session I, as the chairman of one of your committees, would be called upon to defend the action of the committee of which I happen to be chairman. I wish to say at the outset that I did not agree with the majority action in that committee. I want to make that a matter of record. But I do not agree with the statement that that committee deliberately pickled this so-called Prince resolution. We had two meetings. At the first meeting, as chairman of that committee, with the consent of the committee. I invited both the Senator from Cumberland, Mr. Prince, and the Senator from Delaware, Mr. McClure, to appear before that committee. I then asked them if it was their intention or their desire or their wish to present to the committee anything additional, anything other than that which was stated here on the floor. I received a negative answer from each Senator. We debated there for about two hours as to the correct method of procedure. No appropriation was connected with this resolution,—nothing to enable this committee, even were it thought feasible to have its work completed before the end of this session, to have an examination made of all the witnesses, if that were possible, or of the testimony; and, of course, an examination of the testimony would be only ex parte, because, as the Senator from Delaware has stated, he never gave his side of the story.

I am not here defending him. I told him last week that if this resolution came out on the floor of the Senate I would vote for the resolution, and I say that tonight. If this committee is discharged, I will vote for that resolution. If he is innocent, all we are doing here through this action of ours is the digging into his wounds and breaking his bones and if he is guilty we call upon him to exercise a sense of decency and not wait for any action upon a resolution but had in his resignation before he is called upon to do so. But I submit to you that at the second meeting of the Committee on Judiciary Special we argued, we debated—some of us had one idea, others had other ideas—and after at least two hours a motion was made to indefinitely postpone action on the resolution, on account of the want of jurisdiction. It was seconded, and, as the newspapers carried it, the vote was six to five in favor of that motion. No person was denied an opportunity to be heard no voice was stifled if anybody had anything to say, he had an opportunity to come before that committee.

And I do not purpose, as chairman of that committee, to sit idly by and have that committee attacked with the statement that a resolution, right at the outset of the session, was pickled. That is not my method of doing business; and the Senators who previously were members of the House, and some of you spectators who saw me on the floor of the House since 1923, cannot hurl the charge at me without fear of contradiction, successful contradiction, that it has been my custom to pickle resolutions that are referred to any committee of which I am chairman and I cannot sit idly by when the motion is made to discharge this particular committee, with the thought that its action was taken in an effort to get rid of the resolution, as when a bill is referred to a sub-committee, with the excuse that they want more time to study the bill,—the old familiar method. But I want to say, with all the sincerity of which I am capable, that I stamp my foot with the utmost disapproval on tactics of that type.

Here was a resolution that was debated and acted upon; and either a motion to discharge that committee or a motion to sustain it is in order, and, in the latter event, a vote on the resolution would follow. But when it is stated that the committee deliberately pickled this resolution, I say, "Absolutely not. It cannot be interpreted as such."

And I want to say in conclusion that if this motion which is about to be made is carried, I will vote in favor of the resolution. I only ask that, if that time comes, something, or somebody, will sustain my contention. If I am wrong, I would be committing an injustice to the Senator from Delaware County which can never be rectified; and I sincerely hope that this ends resolutions of this type. In these days, when everybody who is in political life is looked upon with some degree of suspicion, who knows who will be next? It may be you, you, you or myself, who knows? And I do not say that in any spirit of levity; I say that with the highest degree of sincerity of which I am capable. If I am wrong, I am wrong; if I am right, time will tell the tale.

Mr. SHAPIRO. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia, Mr. Shapiro, will state his question of personal privilege.

Mr. SHAPIRO. Mr. President, if there were to come before this Senate a question of discharging a committee, I say very frankly that I would not hesitate because of tradition or former custom to vote for it if I felt the action of the committee was not justified, and that, in dealing with the particular question, the committee did act in accordance with what is decent and what is right. As a matter of fact, the records of this Senate show that early in my first appearance in this Senate I moved to discharge the Committee on Old Age Pensions. I did so because I believed that that committee, in taking a bill of such vital importance and placing it in the hands of a sub-committee, and permitting that sub-committee to carry the bill indefinitely in its, so to speak, vest pocket, was not, in my opinion, the proper method of handling legislation which so vitally concerns the interests of the people whom we are supposed to represent. And I say, if this particular committee under discussion tonight had acted in the same manner, I would not hesitate to vote for discharging that committee and I say, if this is a resolution to vote for or against a request to have Senator McClure resign, I would unhesitatingly vote for it. I was for it when it was first introduced by the Senator from Cumberland, Mr. Prince.

But there is more than the issue of Senator McClure in this case. After all, whether Senator McClure is right or wrong, he will have to answer finally to a Higher Court than he ever reached and he has a conscience which will have to judge of his own deeds for him. So far as I am concerned, I am not interested in the plaudits of the crowd nor in the opinions of the crowd I am concerned with legislation, and with the proper method of carrying out the business of this Senate, which is of the utmost importance at this session. I am sorry that we should have to

spend so much time dealing with a matter of this kind when the people of Pennsylvania are waiting anxiously to have us do something to relieve them of their distress,—something we have not done yet. We are wasting a great deal of time. In the House last Wednesday night there were three bills that came up for third reading. One concerned whether or not a dog should be trained on Sunday the second concerned whether or not it should be lawful to hunt deer with an electric light and the third concerned whether or not a man can hunt deer with a dog. And the people of Pennsylvania are waiting for this Legislature to do something to relieve their minds, to give them something to eat, to give them some hope for the future. Yet we are here tonight discussing whether a Senator is guilty or not guilty of certain misdeeds,—on a resolution! We are discussing whether or not the Senator from Delaware, Mr. McClure, is guilty of a crime for which he was tried two years ago; and that is not the question at all.

Mr. PRESIDENT, the question which is being asked tonight is, whether this committee shall be discharged; and this committee, according to the papers, and according to the statements of its chairman, who very frankly and honestly states that his opinion was against that of the majority, heard the matter, discussed it, and did what is expected of every committee that gets a bill or resolution and unless we permit committees who honestly discuss bills to act upon them, this Senate will be flooded to such an extent that we shall never be able to get any legislation through. It is just because talk about discharging committees goes on and runs rampant in the House, that you find on the House Calendar at a time like this bills such as I have referred to previously; and I say, leaders of the Republican organization need not be concerned, and I am not concerned, as to what the people will say about my morals and my moral conduct, and the morals of the other Senators, because I do not consider that the morals of any Senator here are at issue; the important question is, whether we can develop quickly a program covering legislation which will carry out the bills in which we can all join for helping the people.

Therefore, the quickest and the best way to accomplish that is to vote against the discharge of any committee which has done its work. This committee has not pickled the resolution. All of the eleven men on the committee have considered it from their point of view, and acted on it according to their own judgment. In my opinion their judgment was bad; they should have reported the resolution out with a negative report; but that was their judgment, and as long as that is a fact, I shall vote in favor of the committee report, and not to discharge it.

Mr. MALLERY. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Blair will state his question of personal privilege.

Mr. MALLERY. Mr. President, today of all days on the calendar is the most sacred to me. It is the birthday of my beloved and deceased mother, and today, as I think upon her, I am compelled to act as I know she was accustomed to act at all times. She was ever prone to come to the defense of those who were oppressed and in trouble. Now, I do not know whether the Senator from Delaware, Mr. McClure, is guilty or not guilty. The evidence that was produced at that trial I was not privileged to hear, and my training as a lawyer would indicate to me not to pass judgment upon anyone the testimony in whose case I was not privileged to hear.

I would like to take the attitude of Him who said "Let him who is guiltless cast the first stone." At this time tonight I would like to take the attitude of Him, "who while others passed by the brother in distress, bent down and lifted up, aided and assisted." I want to say that before coming into this Senate Chamber, I never met Senator McClure, and during the time that I have been in this Senate chamber, I have never more than bade the time of day to Senator McClure. I also want to say that I have the utmost respect for my brother Senator from Cumberland, Mr. Prince. I hold him in the highest esteem. But I do say and believe that from my observation of the Senator from Delaware, Mr. McClure, that there is much good in him, and inasmuch as my brother Senator from Cumberland, Mr. Prince, has stated that the question of legality is not concerned here, that it is a moral issue, I maintain that this body has no right to pass upon moral issues. I thank you.

Mr. BATCHELOR. Mr. President, I rise to the question of personal privilege.

The PRESIDENT. The Senator from Beaver will state his question of personal privilege.

Mr. BATCHELOR. Mr. President, in the event that this motion is made by the Senator from Cumberland, Mr. Prince, for the purpose of the record I wish to state that I decline to vote for this resolution for the following reasons:

First, This resolution is not a proceeding in impeachment, and, indeed, in this form it could not be such. Our constitution places the sole power of impeachment in the House of Representatives, and provides that the impeachment shall be "tried by the Senate." If it were an impeachment proceeding, this Senate would sit as a special and dignified court, after taking a special oath for the purpose, and this Senate should then render its decision based on evidence and not on impassioned oratory wholly without evidence.

Second, This is not a proceeding to expel Senator McClure under the provisions of Section 2 of Article 2 of our constitution. This section was not new in the present constitution, but was also contained in the former constitution. It may well be doubted, in the light of the words of Chief Justice Black in a case against the Mayor of Philadelphia [21 Pa. 147 (165)] whether the power to expel a member extends to acts committed outside of the senate chamber, unless they be such as, by the terms of our constitution, render him ineligible to the general assembly. At any rate, Chief Justice Black, in interpreting the general powers conferred by that section, said: "But it is very manifestly meant, not to limit the powers of the General Assembly (in the matter of general legislation) but to confer certain parliamentary privileges on the separate branches, so that each house, when in session, could, without the concurrence of the other, promptly protcet itself against indecency, disorder, corruption, or other misbehavior of members or strangers." I do not apprehend that this Senate is called upon to expel either strangers or members for things that they do outside of this chamber, even in the City of Harrisburg, unless those acts are in some way connected with the business of this Senate. We have no "snooping" committee to spy upon either the morals or the manners of members of this Senate outside of this chamber. If, notwithstanding the words of Chief Justice Black, above quoted, we can expel a member for

things he did not do in our presence or in this chamber, and that have nothing to do with the business of this Senate, and do so under the guise of protecting the Senate "against indecency, disorder, corruption or other misbehavior," then again we should hear and weigh the evidence of the overt acts that we think justifies us in expelling the offending member. Even a court, without evidence, cannot commit for contempt based on things alleged to have been said or done not in open court.

Even if this were a proceeding to expel Senator McClure, I could not vote to expel him without seeing and hearing the witnesses in view of the fact that there never was any final udgment of any court against him. Even if there had been a final judgment against him in the Federal Court by which this Senate would be bound, a proper regard for legal and orderly procedure would require proof of the very udgment itself by certified copy or by other legal proof. I apprehend that even a Justice of the Peace would not base any decision on newspaper reports. Unless I were bound by some final judgment, I would consider it my duty to hear the evidence and see the witnesses. We certainly know that a ury passes on the credibility of the witnesses even though their name is legion. This Senate ought to do no less. Maybe we could believe the witnesses, and maybe we could not.

These remarks about the evidence upon which we should act, in a proper case, apply both to cases where, in our super-righteous conceptions of the reputed acts of members, we conclude that they are not sufficiently lily white at least to permit the rest of us to mingle with them, and also to cases where under our constitution, a "conviction of embezzlement of public moneys, bribery, perjury or other infamous crime" renders the member ineligible to the office of Senator, and therefore maybe authorizes the Senate to expel.

To authorize us to expel Senator McClure on any of these constitutional grounds, we ought to have proper proof of a "conviction" of some of the crimes enumerated. We have no such proof. We do not understand that Senator McClure was even indicted for, much less convicted of embezzlement of public moneys, bribery or perjury. The charge against him, if within the list prescribed by our constitution at all, must have been an "infamous crime." What is an "infamous crime?" I find that the ideas of lawyers are somewhat nebular about the answer to this question. All seem to agree that a conviction of such a crime renders the person incompetent as a witness. If a violation of the liquor laws, or a conspiracy to violate them, ever was an "infamous crime," it certainly is not now. After the repeal of the 18th amendment, even the court before which the case was pending, ceased to have any power to act further in the case. Even the Commonwealth of Pennsylvania, as such, is now actively engaged in the liquor business for profit, or the mirage of profit. It may be that a conviction of a crime that does not now exist would render a man incompetent as a witness even after the court's power over the case was taken away by a change in the Federal Constitution, but the lay mind hesitates to accept that conclusion.

Senator McClure did not have a final judgment of conviction against him. At the time the crime with which he was charged ceased to be a crime, and the liquor business became a virtue, he was asking for a new trial and he might have been granted a new trial. A new trial might have resulted in acquittal. Had that happened, certainly no sensible person would attempt to expel him from this Senate, because the first jury, in an erroneous trial, had returned a verdict of guilty. Whether the first trial was erroneous or not will never be determined by the courts, because the basis of the Court's jurisdiction was taken away by the change in the Federal Constitution. Therefore we are left to act, if we act, on our own investigation as a Senate, and we have made none and this resolution does not call for any.

THIRD: Reduced to its lowest terms, this resolution provides for nothing that this Senate has the constitutional right to do. It is neither an impeachment nor a proceeding to expel. It is nothing more than an invitation to Senator McClure to get out, to get out without a hearing, and without an opportunity to present evidence at the bar of this Senate. This resolution is just an idle gesture. Senator McClure may either decline or accept our invitation to resign as he sees fit. We have no right to ask him to resign. He represents the people of his district and not this Senate. Until this case comes before us in some form in which we have the constitutional power to act, I decline to take any part in it.

Mr. REED (Dauphin). Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Dauphin will state his question of personal privilege.

Mr. REED (Dauphin). Mr. President and members of the Senate, on last Wednesday evening the following item appeared in the Harrisburg Evening News:

An eight-page legal brief, prepared for the committee by George Reed, Dauphin, and upon which the action was based, was announced to the press with the decision.

"After hearing a brief of the law read as it pertained to resolutions of the Senator Prince type," the chairman explained, "a motion was made, seconded and carried that the resolution be indefinitely postponed because of lack of jurisdiction."

Earlier in the day Prince, who had announced he would move for discharge of the committee if it did not report on the resolution during the Tuesday session, was advised by Staudenmeier that the committee would report the resolution out with a "negative commendation" next Monday night. With that in mind, Prince withheld his intended motion.

Learning of the committee's action last night, Prince denied that a question of jurisdiction is involved in his resolution. He admitted there would be question of jurisdiction if his proposal sought to oust McClure.

Prince characterized the basis of the committee's decision as a device "to sidestep the issue in a plausible manner."

"It is just a method of throwing dust in the eyes of the public to obscure the main issue," he said.

Mr. President, I notice that the Senator from Cumberland, Mr. Prince, has not stated wherein that brief, which I prepared, was a device to side-step the issue.

Mr. President, I have not noticed that the Senator from Cumberland, Mr. Prince, has stated a single proposition showing that the Senate of Pennsylvania has jurisdiction. It is not my purpose to engage in personalities. To my mind the least important figure in this controversy is the Senator from Delaware. The issue here is a constitutional issue, involving every foundation of government, namely, whether or not the people of Delaware County, comprising the Ninth Senatorial District, shall be permitted to name their representative in the Senate of Pennsylvania,

or whether or not the Senate may attempt to exercise the veto power. I have spent many hours—I will say I have spent many days, in searching precedents. I did not find in the entire history of the American Republic that in any legislative assembly a resolution analogous to the present resolution has ever been acted upon but I do find from the very beginning of our government in the Congress of the United States it has been uniformly held that a Senator, or a member of the House of Representatives cannot be investigated for any alleged misconduct prior to his election. I think every Senator will agree that the monumental authority on this proposition of legislative precedent is the work of Asher C. Hinds, one of the greatest parliamentarians that has ever lived in this country, who was for almost a quarter of a century the parliamentarian of the United States House of Representatives; and Mr. Hinds has collected all the precedents bearing upon this proposition. They are contained in seven sections, from 1283 to 1289, inclusive, in volume 2, chapter 42, and relate to punishment and expulsion of members.

In order that we may have a record here to which the Senator from Cumberland may reply, if he wishes, I desire to enumerate these precedents in detail. Section 1283 relates to King and Schumaker, in the forty-fourth Congress, where the Judiciary Committee in the House of Representatives concluded that those members could not be tried or punished by the House for offenses committed against a preceding Congress.

Section 1284 relates to a very famous precedent, when in 1799 the House of Representatives at Washington declined to expel Matthew Lyon for an offense committed prior to his re-election to the House of Representatives.

Section 1285 relates to the case in 1858 where the House of Representatives, after discussion, laid on the table the question as to O. B. Matterson's conduct during his service in the preceding Congress.

Section 1286 relates to numerous cases in 1872, where members of Congress were charged with bribery committed before the election of the then existing house, and the House of Representatives declined expulsion.

Section 1287 relates also to a very famous case, in 1884, when John G. Carlisle, one of the greatest parliamentarians who ever occupied the office of Speaker of Congress, said: "This House has no right to punish a member for any offense alleged to have been committed previous to his election to the House."

Section 1288 relates to the very famous case of Humphrey Marshall, a Senator, in which the Senate of the United States held that for a crime alleged to have been committed before his election a Senator cannot be tried by the Senate of the United States.

Section 1289 relates to the famous case of William M. Roach, Senator from the State of North Dakota, a case which I mentioned at very great length in my brief, and which I desire to take a few moments of the time of the Senate to discuss, being, as I believe it is, an absolutely binding precedent.

First, let us consider what Senator Roach of North Dakota was charged with. He was charged, as was said, on the floor of the Senate.

"The Senator from North Dakota presented himself here on the 4th day of March, at the opening of the Session, without any previous suggestion made anywhere that there was anything whatever in his past life or conduct which in any way militated against his being sworn in or being a proper member of this body. He came with the credentials of his State in proper form, and was therefore admitted and took the oath, and became a sitting Senator from the state of North Dakota.

"On the 15th of March publications appeared in the newspapers charging, in specific terms, that in the year 1879 ('and since I have been a member of this Senate') he was a bank officer in a bank in the District of Columbia; that as such bank officicer he embezzled the funds of the bank to the specific amount stated of $64,000 and fled the city; that $25,000 of that sum was made up to the bank by his bondsmen; that another sum I think about $16,000, was realized by the bank from some property which belonged to him, which was secured by attachment; and that the balance of the $64,000, had never been made up to the bank, and he had remained a fugitive from justice from that day to this.

"This is the charge; and I submit in the outset, in replying to a suggestion made by the Senator from Indiana, that it is not a question of morals; it is a question of criminality. If it be true as charged, then the Senator from North Dakota became amenable to the criminal laws of the country, and if tried and convicted for the offense would have been liable to imprisonment in the penitentiary. Thi sis not a question of morals; it is not a question of taste; or religion; it is not a question of choosing our associates and selecting the men whom we may like to associate with. It is a question whether, these charges having been made boldly and specifically and not denied either by the person against whom they are made or by any body else, the Senate has any duty to perform. These charges, as I said, first appeared in the public press on the 15th day of March 1st. No notice was taken of them in the Senate until the 28th day of March."

In response to an inquiry as to who had made the charges, Senator Platt of Connecticut, from whom I quote, said:

"As I was saying, no notice was at first taken of these charges, which, by the way, are not confined to one or two newspapers but have gone the length and breadth of this land till all the people of the country know what they are."

As for the charges against Senator Roach, Senator George, of Mississippi, one of the greatest lawyers who ever occupied a seat in the Senate of the United States, who had served as Chief Justice in Mississippi, before he became a Senator, said:

"I deny absolutely the power of this body under any circumstances to institute and conduct an investigation in relation to the conduct of a Senator, that conduct having transpired before his election to this body and that conduct being disconnected with election. I deny absolutely that any consent on the part of a Senator whose conduct is proposed to be investigated will give this body the jurisdiction."

May I also quote further? Senator Daniel W. Voorhees, from Indiana, then the acknowledged Democratic leader on the floor of the Senate of the United States, and you will note from what I now read that this was the position of Senator Voorhees as the spokesman of the Democratic party:

"According to the position and argument of the Senator from New Hampshire, when Senators reach here from the States this body may resolve itself into an inquisitorial jury to try the moral, mental, and physical qualifications of the newcomers. Such is the conclusion imperatively enforced by his argument. On this side of the Chamber we hold a distinctly different theory of government; and it is because I desire the country to know where we stand on this question rather than for any other reason that I am prompted to say a few words in this debate.

"Sir, Senators are officers of States. They are set here by States and States alone. It has been held now for nearly one hundred years that they are not civil officers

of the Federal Government. That was decided in 1779 in the celebrated case of Senator Blount. Which has been mentioned here this afternoon. It was held in that case that Mr. Blount was not triable in the Senate for an alleged offense committed even while a Senator, because of the constitutional fact that a Senator is not a civil officer of the Government of the United States."

Mr. PRESIDENT, I state that has been the position taken by the great constitutional lawyers of the Senate of the United States ever since it was first announced in the Blount case in 1799, but in order to enforce my point I wish to quote from one other distinguished Senator, Roger Q. Mills, for many years Democratic leader in the House of Representatives, as Chairman of the Ways and Means Committe, the author of the famous Mills Tariff Bill, who later served as Senator from Texas. The Senator said:

"I plead the jurisdiction of this Court. It has no power to invade the sanctuary of a private citizen and inquire how he has lived or whether he has committed any offense or not. That belongs to the Grand Jury of his State and the Grand Jury of his district where it is charged that he has committed an offense. There he may go. There he may have the benefit of counsel to represent him. There he can have the witnesses to testify in his behalf and have a fair and impartial public trial, and that before an impartial jury. He cannot have that here. The constitution has, fortunately for the American people and for the liberties which they cherish and which are guarded by that instrument, slammed the door in the face of the Senate and House of Representatives against passing bills of attainder."

And to the inquiry of another Senator as to the supposition that a Senator commits a felony, Senator Mills replied:

"You may expel him for an offense he commits here. The gentleman is anticipating me. I am coming to that question. Perhaps I have said enough on the first point. I will now come to the other provision. If the Senator cannot be ousted from his seat by a majority vote on the ground that he has not an additional qualification prescribed by the Senate in addition to that prescribed by the Constitution of the United States, then the only way to get rid of him is to expel him. For what may you expel him and for what may you punish any member of this body?"

I shall not quote further. The position has been taken from the very foundation of the American Government that except in cases of fraud in violating the election law that a Senator or member of the House of Representatives cannot be brought for trial, cannot be investigated, cannot be punished for any election offense committed prior to his election.

This question, as far as I know, has never arisen in Pennsylvania, so the question arises, Are we bound by the precedent of the Congress of the United States, or is there some provision in the Constitution of Pennsylvania which gives to the Senate greater rights than are enjoyed by the Senate of the United States, because, I hope, Mr. President, it will be borne in mind that Senator Roach, the alleged embezzler, served his term of six years in the Senate of the United States, because it was conceded that under the Constitution there was no power to remove him.

Now what does the Constitution of Pennsylvania say? Article 2, Section 5, of the Constitution of Pennsylvania defines the qualifications of Senators and Representatives, and Article 2, Section 6, defines certain disqualifications. I am not going to quote those provisions, because they have not the slightest application to the existing issue, but Article 2, Section 7, is very important, and it is a provision in our Constitution not to be found in the Constitution of the United States. It is therein provided:

> "No person hereafter convicted of embezzlement of public moneys, bribery, perjury or other infamous crimes, shall be eligible to the General Assembly, or capable of holding any office of trust or profit in this Commonwealth."

It will therefore be immediately recognized that we are dealing with a provision which relates not only to members of legislative bodies, but to all public officials, and right here let me call your attention to what I believe to be the fundamental error in the position taken by the Senator from Cumberland, Mr. Prince, and that is, that he proceeds upon the theory that there was a conviction of the Senator from Delaware, Mr. McClure. I deny that statement.

Mr. President, I say that here in the Senate of Pennsylvania, in this, the highest legislative body of our Commonwealth, we should, as Senators, take words not in their popular acceptation, but in the acceptation, or the definition, which has been given to them by the court. I could quote many authorities, but to emphasize my position I want to quote but a few paragraphs from the decision of one of the distinguished judges of my court, Judge Wickersham, as it fully contains all the decisions of the appellate court bearing upon this question. Judge Wickersham said:

> "Applying these principles, what construction must be given to the word 'convicted?' It perhaps may be said to be a 'simple' or an 'ordinary' word, but its simplicity is disturbed when it is used in the law. The word 'convicted' is of equivocal meaning. It has a popular as well as a technical meaning."

Now what is the legal meaning? He further said:

In Commonwealth vs. Minnich, a decision of the Supreme Court of Pennsylvania, it was said:

> "A verdict of a jury, without more is but the expression of the collective opinion of twelve men, which concludes nothing, and supports nothing, except as it is followed by a judgment."

To quote further:

> "Moreover, the Supreme Court of Pennsylvania has construed the term in its legal term, as found in the Constitution. In Shield vs. Westmoreland County, 253 Pa. 271, 273, the Supreme Court distinctly decided that the word 'convicted' in the Constitutional provision now under consideration was used in the legal sense. On September 11, 1911, verdicts of guilty embezzlement and perjury were rendered against the defendant. At the November election he was elected a County Commissioner notwithstanding these verdicts. On November 11, 1911, he was sentenced to a definite term. On an appeal the Supreme Court directed that he be resentenced to an indefinite term, which was done May 11, 1912."

And according to the opinion of the court it was not until 1912 that there was a conviction, the time when there was a sentence under which this defendant was sent to the penitentiary.

Now what happened in the McClure case? There was a verdict of the jury. According to the Supreme Court of Pennsylvania, it was the opinion of twelve men and nothing more, it had no valid effect, it had no legal effect until there was a valid judgment or sentence, and no such judgment was ever held, because, as was stated by the Senator from Delaware, on March 26, 1934, the Circuit

Court of Appeals of the Third United States District, handed down an opinion:

> "Accordingly, it is, on this twenty-sixth day of March, A. D. 1934, ORDERED that the judgments as entered in the causes of the petitioning or moving defendants be reversed, and the causes, as to them, be remanded to the District Courts with direction to vacate those parts of their judgments which sentence the named defendants, to dismiss the indictments as to them, and to discharge them, respectively."

What then was the effect of that decision? Simply this: When the indictments were dismissed the whole proceeding became absolutely null and void, and anything that was said and done in that trial has no binding validity.

The Senator has made a great many disparaging remarks with respect to lawyers and with respect to the Constitution. He calls them legal technicalities. Mr. President, I ask you, is the Senate of Pennsylvania to hurl defiance at the Circuit Court of Appeals of the Third United States Circuit? Is the Senate of Pennsylvania to call this a conviction when the Supreme Court of Pennsylvania has repeatedly declared that there is no conviction until there is a sentence or judgment? That, I submit, is the issue which has been presented here, and when I say, Mr. President, that the Senate of Pennsylvania is without jurisdiction I go to the far deeper and far more important ground. What are the facts with regard to Senator McClure? I read from the Pennsylvania Manual in the election of 1928, the vote in the Ninth senatorial district was as follows: John J. McClure, Republican, 80,443; the Democratic candidate received 27,748; McClure's majority was 51,274. He served four years in the Senate of Pennsylvania.

The returns of the election of 1932 show: John J. McClure, Republican, 69135; the Democratic candidate received 32,348; Senator McClure's majority, 33,289.

What is the significance of those figures? It is simply this: Whatever Senator McClure may have done prior to the election of 1932, and on that question I pass no judgment, yet the people of Delaware County saw fit to send him back by that enormous majority.

What are the duties of Senators under the Constitution? We have certain qualifications of which we are entitled to inquire. They relate to his age, to his residence, to a few other matters specified in the Constitution. Now it is one of the fundamental rules of construction that when powers are enumerated, that precludes absolutely the consideration of other matters, and what is the Senator from Cumberland attempting to add here? He is attempting to add an additional qualification as a Senator, the qualification of a certain degree, or a certain grade of morality. Mr. President, that, I say, the Senate of Pennsylvania has no power to do. It has been so decided again and again in the Congress of the United States, it has been so construed by the courts, and that, I say, under the Constitution is denied to the Senate.

Now, if this resolution should pass, what then? It is my opinion that we will have established a precedent which may plague the legislature of Pennsylvania during the years to come. If we are to prescribe for the Senate a certain type of morals, what is to prevent us hereafter from saying that we do not want a Senator because of his race, that we do not want a Senator because of some religious views which he may hold. We are leaving the door wide open for resolutions of this character, so that when one party may be overwhelmingly in power, it would be easy for a large majority to expel a Senator in Pennsylvania, any Senator in Pennsylvania whom it does not wish, and I could quote to you from the records again and again where statements of that kind have been made as an incident that the House of Representatives adhere to this Constitutional provision that there is no right under the Constitution to exclude a man for anything which he may have done prior to his election. As to such matters he must be adjudged by the people of his own district, and so, Mr. President, I state on the floor of this Senate with all the vehemence and passion which I possess, that that brief which I wrote was not a smoke-screen. I have given it the best consideration of which I am capable. If there are any authorities contrary to the views I take, I hope the Senator from Cumberland will state what they are on the floor of this Senate.

I wish to call attention to just one other matter in conclusion, and that is, as to the very definition which the Senator from Cumberland has himself given to this motion. On February 4th he said "Republican and Democratic members alike may feel reluctant to participate in what is substantially a vote of ostracism against a colleague with whom their personal relations have been friendly." Mr. President, I ask, under the Constitution of Pennsylvania, is there any right in this Senate to pass a vote of ostracism? What does ostracism mean? It comes from the ancient Greeks. It was a matter of politics, where a man who was prominent in the life of ancient Greece was exiled, but that system, according to all history which I have read, was so political in character, and so offensive, that it was even outlawed by the ancient Greeks, almost five hundred years ago, before the dawn of the Christian Era, and yet the Senator from Cumberland announced that he is introducing a resolution of ostracism.

Mr. President, I say that the Committee on Judiciary Special gave this matter full consideration. We have acted upon our conviction. Other members of the Committee may speak for themselves, but personally I have not given one moment's consideration to the question of the guilt or innocence of the Senator from Delaware. The first question which I, as a Senator, must answer is the question of jurisdiction, and being convinced, under all the authorities, under all the precedents, that the Senate has no jurisdiction of this resolution, I will ask, when a motion to discharge a Committee is made, that the Senate endorse the action of its Committee.

Mr. LAW. Mr. President, I rise to the question of personal privilege.

The PRESIDENT. The Senator from Mercer will state his question of personal privilege.

Mr. LAW. I would like to call your attention to what a vote to discharge a committee means in my estimation. I do not feel that such a vote is a censure of the committee. If I felt that way I absolutely could not vote for it, because I believe that the members of the committee, of which I am member, acted in all honesty and fairness in the action they took, that each member voted in all seriousness for what he honestly and truly believed was right. But I feel this as a Senate here we delegate matters of business to the various committees to go into, and from those committees there is always an appeal to the court en banc. In other words, we may appeal from the action of a committee which is unsatisfactory to us to the action of the whole Senate, and by a majority vote the whole

Senate may reverse the action of the committee; and such action of the Senate is in no way a censure upon the committee.

I feel that the committee acted in good spirit and with all essential fairness, but I cannot agree with the Senator from Philadelphia, Mr. Shapiro, that for the Senate to overrule them would be an act of censure, or that we are bound to abide by the action of that committee; and I want to say further, on the question of jurisdiction, that as I see this resolution it is not a resolution to expel—this involves no trial upon the merits of the case, it is merely an expression of an opinion upon the part of the members of the Senate. We express our opinions here in resolutions as to what we think the United States Congress should do; we express our opinions on a hundred other matters over which we have no control whatever, and in the same way we may express our opinion here as to the matter of the resignation of the Senator from Delaware, Mr. McClure, although we have no power to compel his resignation; and we have no power to compel his resignation and we have no power to expel him. If the issue here was one of expulsion, under the law I should be obliged to take the stand that the Senator from Dauphin, Mr. Reed, has in this matter; but I say here that it is a matter of opinion. This is simply a resolution in which we express our opinion as to what the Senator from Delaware, Mr. McClure, should do. True, it is a moot question, into which we have no right to go further; but we have jurisdiction to act on this resolution, and I feel that that the point of jurisdiction, while it covers the question of expulsion, does not go to the question of such a resolution as this.

Mr. THOMPSON (Westmoreland). Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Westmoreland, Mr. Thompson, will state his question of personal privilege.

Mr. THOMPSON. I agree with the Senator from Mercer, Mr. Law, who has just spoken, that this is not a question of jurisdiction, I, too, would hesitate to vote for the discharge of this committee if it had not been that they put into their position that they have no jurisdiction in this case. I do not know when this body has been limited in the matter of resolutions: they pass resolutions on every subject under the sun. We passed one last week congratulating the President on his birthday. Every session we pass them memorializing Congress,—and we have no business to do it, probably. A resolution, as my friend said, merely indicates the desires and opinions of this body.

My learned friend, the Senator from Dauphin, Mr. Reed, has gone into an extended research, and he is probably right if this resolution meant to expel the Senator from Delaware, Mr. McClure, or to investigate him. It does not do either of these things; it is merely an expression of the Senate on a question of morals, and these morals stand out and we cannot evade expressing our attitude on them by some flimsy excuse as to jurisdiction. The facts are these, I believe, and they cannot be denied—I am quoting from an editorial in the Pittsburgh Press of Sunday, February 17, 1935; it is headed "A Burning Issue":

Speakeasies, bawdy houses, gambling joints and liquor smugglers paid almost $3,000,000 for protection.

One hundred and four witnesses took the stand and told of caravans of liquor moving at night under protection of law-enforcement officers; of prostitutes paying protection in order to ply their trade; of weekly lists of speakeasies which were to be raided because they had refused to "kick in;" of threats and prosecutions and even one killing growing out of this nefarious business, and of wholesale corruption and bribery.

For 44 days the United States Government piled up 2,000,000 words of testimony concerning a rum and vice ring almost without parallel in the political history of the United States.

And at the head of this ring, according to the inescapable testimony of witness after witness, was a State Senator of Pennsylvania, the political dictator of his county and a power in the councils of the Republican Party.

At the end of these 44 days of testimony, the State Senator made no denial of the charges.

He was convicted and was sentenced to serve 18 months in the penitentiary and to pay a fine of $10,000.

My friend, the Senator from Dauphin, Mr. Reed, raises the question that there was no judgment in this case. Of course there was a judgment in this case, — he knows it as a lawyer; every lawyer in this body knows it, — the Senator from Delaware, Mr. McClure, was convicted, and that conviction stands on the records of the United States Court to this day. The reason he was not sentenced is, merely, that the Prohibition Amendment was repealed, and it was for no other reason.

I, too, let me say to the Senator from Blair, Mr. Mallery, have had a mother—now deceased, and I believe she would be ashamed of me if I stood in this Senate and joined in the proposition to allow a man like the Senator from Delaware to sit here and continue to make the laws of the State of Pennsylvania. It is a question of decency, that is all; and none of these flimsy excuses we have heard tonight can be made to pass it by with the people of Pennsylvania.

BRIEF SUBMITTED TO COMMITTEE ON JUDICIARY SPECIAL BY THE HONORABLE GEORGE L. REED

Mr. CLARK. Mr. President, I move that the brief of the Senator from Dauphin, Mr. Reed, be printed in the Legislative Journal.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BRIEF

The undersigned, members of the Judiciary Special Committee, herein set forth reasons why Senate Resolution No. 8, introduced by the Senator from Cumberland, Dr. Prince, should not be adopted by the Senate. The only important resolve in the said resolution is a request to the Senator from Delaware, Mr. McClure, "to relieve his colleagues of further embarrassment," by resigning from the Senate of Pennsylvania.

In giving proper consideration to this resolution, certain facts must be considered. On February 4, 1935, the Senator from Delaware, Mr. McClure, under a question of personal privilege said on the floor of the Senate:

> "I rather welcome, tonight, any resolution which the Senator from Cumberland, Mr. Prince, will introduce here, or any resolution that any other Senator will introduce here, because I will hope to have an opportunity to appear before any committee of this body to which it is referred, where I am sure I can clear myself. I can look every Senator in the face tonight and say I was innocent of every charge that was preferred against me in the Federal Court."

Immediately thereafter, and before offering his resolution, the Senator from Cumberland, Dr. Prince, under a question of personal privilege, said inter alia, upon the floor of the Senate:

> "Technically the Senator from Delaware may be entitled to sit in this Chamber; morally he is not. Technically the Senate may be under no obligation

to take notice of the fact that he does sit here; morally it is.

"But the Dalaware County conspiracies were without extenuating fact or circumstances, characterized by shameless collusion and alliance with the most disreputable elements of society, and motivated by the lust of gain. The Senator was convicted and throughout his trial he made no defense."

Upon invitation of the Chairman, and with the approval of all members of the Committee on Judiciary Special, on February 12, 1935, the Senator from Cumberland, Dr. Prince, and the Senator from Delaware, Mr. McClure, appeared before the Committee. Neither demanded an investigation, although Senator McClure again expressed his willingness to be investigated. No formal demand for an investigation being made to the Committee either by Senator Prince or by Senator McClure, the Committee on Judiciary Special has nothing before it, officially or otherwise, with respect to Senator McClure, other than the consideration of Senate Resolution No. 8.

The resolution, in the first clause, avers that Senator McClure has been "convicted" in a Federal Court of serious misdemeanors. It is true that a jury rendered a verdict of guilty, but Senator McClure forthwith filed with the Circuit Court of Appeals of the Third United States Circuit, "petitions, motions, and pleas to reverse the judgment of sentence," and also, "to dismiss the proceedings below and discharge the defendant." The official record of the proceedings in the Circuit Court of Appeals of the Third United States Circuit is to be found in 70 Federal Reporter, 2nd Series, at page 519. The record shows that the above mentioned proceedings were had before the four Judges of the Third United States Circuit Court, viz., Judge Buffington, Judge Woolley, Judge Davis, and Judge Thompson. On March 26, 1934, a brief Per Curiam opinion was handed down by the said Appellate Court, the material part whereof is as follows:

"Accordingly it is, on this 26th day of March A. D. 1934, ordered that the judgments as entered in the causes of the petitioning or moving defendants be reversed, and the causes, as to them, be remanded to the District Courts, with direction to vacate those parts of their judgment which sentence the named defendants, to dismiss the indictments as to them, and to discharge them, respectively."

Full faith and credit must be given to the decree of the United States Circuit Court of the Third Circuit. Inasmuch as all indictments against Senator McClure were dismissed, and all judgments of sentences were vacated, manifestly both the verdict of the jury, and as well the decision of the trial court, must be considered as null and void.

It is conceded that the Senate of Pennsylvania is the sole judge of the qualifications of a Senator. It has uniformly been the position of eminent constitutional lawyers, who have served in the Senate of the United States, that the Senate, in passing judgment upon the qualifications of a Senator, is limited in its jurisdiction to the qualifications which are prescribed by the Constitution, and that the sole execption to this rule of construction is alleged improper conduct of a Senator in procuring his election to the Senate. The same rule of construction has, as far as we can ascertain, uniformly obtained in the House of Representatives at Washington. A reference to Hinds' Precedents, Vol. 2, Chapter 42, sections 1283-89 inclusive, indicates that it has been repeatedly held by both branches of Congress that a member can neither be investigated, tried, nor punished for an alleged offense committed before his election, and not relating to his election.

Also, there is eminent authority which, in addition, holds, that no consent of the party to be investigated can give jurisdiction to the Senate. In other words the Senate being without jurisdiction, the want of jurisdiction can not be secured by the request of a Senator that he be investigated.

A definite determination of constitutional provisions to be applied to the case of Senator McClure is to be found in the proceedings in the United States Senate, when in 1693 it was alleged that William N. Roach, a Democratic Senator from the State of North Dakota, had been guilty of embezzlement prior to his election; that said embezzlement had occurred while the said Senator was an officer of a bank in the District of Columbia; that he had never made restitution of large sums of money; and that his status, thereafter, had been that of a fugitive from justice. In discussing the Roach case in the United States Senate, Senator Daniel W. Voorhees, of Indiana, then the recognized floor leader of the Democratic party said:

"So, Mr. President, from that day in 1799 to the present day it has been conceded, it has been the concensus for nearly one hundred years of opinion of this country, in this body and elsewhere, that a Senator is not amenable to punishment for crime or impeachment as a civil officer.

"Mr. President, let us take another step in looking at this question. Again, what is a Senator, and how comes he here? In the construction of this Government provision was made for a Congress of the United States composed of two great bodies. In making that provision the Federal Government could and might have gone further and laid down other and more extensive rules or conditions, but declared only three conditions on which a Senator was to be admitted from a State. What were they? You will find in section 3 of Article I these few and simple conditions imopsed as to the qualifications of a Senator:

"No persons shall be a Senator who shall not have attained to the age of thirty years and been nine years a citizen of the United States, and who shall not, when elected, be an inhabitant of that State for which he shall be chosen.

"Why did they not go on, if the Senator from New Hampshire is right, and say further that inquiry should be made whether he had ever been charged with a misdemeanor, and, if he had, that he should not be admitted? They had the subject in their minds and in their hands; they were prescribing conditions, and those conditions, though affirmative, are in the nature of a severe limitation, for in inserting them they excluded all others. Every lawyer knows the weight of any argument of this kind; every lawyer knows when Congress was dealing with that subject-matter and went no further it was a denial to this body of power to go beyond the limitation expressed. A compliance with the constitutional conditions admits a Senator, and he is subject to but one other inquiry under the Constitution. We hear a good deal sometimes about investigating a Senator's election to this body. It is provided that the Senate shall be the judge of the qualifications and elections of its own members. Yes, we may judge of his qualifications, to the extent limited by the Constitution. If, as in some very celebrated instance, a man should come here alleged to be under the prescribed age or who had not been a citizen of this country nine years, or if not an inhabitant of the State, an investigation would be allowed, because these are required conditions by the Constitution.

"There is still, however, another field of investigation. If charges are made that a man used fraud, was guilty of corruption, bribery, or other improper conduct before his Legislature in securing his election, the right to investigate arises, because, if such charges are true, he has not been elected at all according to law, but according to fraud.

"I appeal to the older and better trained legal intellects on the other side of the Chamber to know where the additional power claimed by you for an investigation is given by the Constitution. There is a difference between a power given and a power taken. I know you can trample upon all distinctions; I know you can trample upon the fundamental law. I do not say that you desire to do it in this instance.

"I wish to forbear in speech today. I ask learned men, however—I ask legal minds, where do you get one scintilla of power or a hair's breadth of right to investigate beyond these limitations? No one can take his stand on the written law and make good his claim."

This quotation from Senator Voorhees states a conclusion which, as far as we can ascertain, has never been departed from. The Committee on Judiciary Special has no information of any alleged offenses committed by Senator McClure relating to his election to the Senate of Pennsylvania in 1932. As far as we are advised, all alleged offenses antedate his election to the Senate. Certainly there is no suspicion of misconduct as a Senator. Wherefor, the Senate of Pennsylvania is without jurisdiction to investigate, to try, or to punish Senator McClure for any offense alleged to have been committed, unless the Constitution of Pennsylvania contains some provision reserving power or authority to act in the instant case, which is not to be found in the Constitution of the United States.

Article 2, Section 5 of the Constitution of Pennsylvania, defines the qualifications of Senators and Representatives, and Article 2, Section 6, defines certain disqualifications. These have no application to the instant case.

Article 2, Section 7, is important. It is therein provided that:

> "No person hereafter convicted of embezzlement of public moneys, bribery, perjury or other infamous crimes, shall be eligible to the General Assembly, or capable of holding any office of trust or profit in this Commonwealth."

All offenses of which Senator McClure was indicted, having been obliterated by the repeal of the Eighteenth Amendment, there is a strong probability that any competent court would hold that the offenses with which Senator McClure was charged can not be held to be "infamous crimes." But it is not necessary to decide that question. The Senate of Pennsylvania is bound to respect the decree of the United States Circuit Court, and according to that decree, Senate McClure has never been legally convicted of any crime.

Article 2, Section 7, of the Constitution, however, conclusively shows that the Senate of Pennsylvania is without jurisdiction to investigate, to try, or to punish Senator McClure, for any delinquency, for which he is charged by the distinguished Senator from Cumberland County. It is a sound rule of construction that the enumeration of certain offenses, precludes the consideration of others. It must be applied in the instant case. Senator McClure has never been convicted of any of the enumerated crimes. Hence he can not be disciplined for any offense.

Article 2, Section 11, of our Constitution related to the powers of each House as to expulsion, is analagous to, and amplifies Article 1, Section 5, Clause 2, of the Constitution of the United States. For purpose of comparison we quote both provisions as follows:

Pennsylvania's Constitution provides:

> "Each House shall have power to determine the rules of its proceedings and punish its members or other persons for contempt or disorderly behavior in its presence, to enforce obedience to its process, to protect its members against violence or offers of bribes or private solicitation, and, with the concurrence of two-thirds, to expel a member, but not a second time for the same cause, and shall have all other powers necessary for the legislature of a free State. A member expelled for corruption shall not thereafter be eligible to either House, and punishment for contempt or disorderly behavior shall not bar an indictment for the same offense."

The United States Constitution provides:

> "Each House may determine the Rules of its proceedings, punish its Members for disorderly behavior, and, with the concurrence of two-thirds, expel a Member."

It has uniformly been held by both branches of Congress that the conduct for which a Member may be expelled, relates to rules for procedure and punishment for disorderly behavior in the execution of those rules or in prohibiting others from executing those rules. That was the construction placed upon the clause by Mr. Justice Joseph Story, and has uniformly been the construction given that clause by the Senate of the United States. (See Vol. 25, Congressional Record, Part 1, page 162).

The rule of construction adopted by Mr. Justice Story applies equally to our State Constitution.

Senator McClure has stated upon the floor of the Senate that he will not resign. Has the Senate, in view of this fact, the right to request the resignation of a Senator, the validity of whose election is not questioned and who possesses the Constitutional qualifications? We again refer to the Roach case where this latter inquiry was persuasively answered by an able constitutional lawyer, Senator James Z. George of Mississippi, who served as a United States Senator from 1881 until his death in 1897, and who, prior to the election as Senator had served as Chief Justice of the Supreme Court of Mississippi. During the Roach debate, Senator George said:

> "Then, sir, what are the rules by which we are to determine whether we shall expel a member or not for acts done prior to his election? They are absolutely unwritten in the Constitution; they are left to the discretion of this body; and that discretion, when translated into plain English constitutional language, means that the Senate of the United States have the right to expel a person from this body because they do not like what he may have done prior to his election to the Senate. If any Senator can say to me that that is not the correct statement of the proposition I should like to hear him. I deny, therefore, that we have any jurisdiction. I deny, therefore, that any consent on the part of the Senator can give jurisdiction.
>
> "But do Senators say, as I heard one suggest the other day, that we have a right to know with whom we are associated. Where do we get that right? What clause of the Constitution gives the power to a Senator from Mississippi or to a Senator from any other State to say, 'I invoke the action of this body to enable me to determine whether I shall associate with the Senator from Arkansas or the Senator from any other State?' This body has not jurisdiction—I want that understood—to make any inquiry, except that inquiry be the foundation for some action of this body, not the action of A and B, or C and D, who may be members of this body, but the action of the body as a Senate."

The passage of the Prince Resolution cannot be the foundation of any future action of the Senate of Pennsylvania. Should it be adopted, and should Senator McClure refuse to resign, the Senate would be powerless to compel that resignation. Therefore the conclusion is unescapable that the resolution is ultra vires as affecting the status of Senator McClure as a Senator, and its passage is, therefore, outside the constitutional limits of the Senate as affecting the rights of the Senate to pass upon the qualifications of a Senator.

QUESTION OF PERSONAL PRIVILEGE

Mr. PRINCE. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Cumberland, Mr. Prince, will state his question of personal privilege.

Mr. PRINCE. Mr. President, if the Senator from Dauphin objects to the application of the term "device" to his learned brief, I will change the designation and describe it as a "plea in confession and avoidance."

I would like to assure the Senator from Philadelphia, Mr. Shapiro, that so far as I am concerned there will be no further impediments thrown into the legislative works. I am opposed, on principle, to the dismissal or discharge of committees having under consideration legislative bills. I have stated that on this floor. My action has been consistent with it, and will continue to be. But this is not a legislative bill. Legislative bills must be referred to committees; resolutions need not be. I move that this resolution be adopted immediately.

MOTION TO DISCHARGE COMMITTEE

I have no scruples, then, in moving, as I now do, that the Committee on Judiciary Special be discharged from further consideration of the resolution asking the resignation of the Senator from Delaware, Mr. McClure; and I demand a roll call on the question.

Mr. THOMPSON (Westmoreland). Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. Prince and Mr. Thompson (Westmoreland) and were as follows, viz:

YEAS—21

Baumer,	Kahle,	Pytko,	Rodgers,
Cavalcante,	Lanius,	Rankin,	Rupp,
Frey,	Law,	Reed,	Thompson,
Graff,	McCreesh,	(Washington)	(Westmoreland)
Harris,	McGinnis,	Rice,	Thompson,
Huffman,	Prince,	Roberts,	(Centre)

NAYS—26

Aron,	Coyne,	Mallery,	Salus,
Batchelor,	Ealy,	Miller,	Shapiro,
Bennett,	Gelder,	Norton,	Sones,
Boyd,	Harvey,	Owlett,	Staudenmeier,
Buckman,	Homsher,	Pierson,	Trainer,
Chapman,	Howell,	Reed,	Woodward,
Clark,	Hunsicker,	(Dauphin)	

So the question was determined in the negative.

BILLS INTRODUCED

Mr. STAUDENMEIER read in his place and presented to the Chair, Senate Bill No. 340, entitled:

A Supplemnt to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restriction; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Schuylkill-Columbia.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 341, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction maintenance, and improvement under certain conditions and restrictions, limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations, and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the county of Schuylkill.

Which was committed to the Committee on Highways.

Mr BOYD read in his place and presented to the Chair, Senate Bill No. 342, entitled:

An Act to amend clause First as amended of section one of the act, approved the ninth day of July, one thousand nine hundred and one (P. L. 614), entitled "An act relating to the service of certain process in actions at law, and the effects thereof, and providing who shall be made parties to certain writs," limiting the class on whom certain service may be made.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 343, entitled:

An Act to amend section thirty-eight of the act, approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 568), entitled "An act relating to the commencement of actions," requiring more specific statements in the return of writs of summons."

Which was committed to the Committee on Judiciary General.

Mr. EALY read in his place and presented to the Chair, Senate Bill No. 344, entitled:

An Act to amend the title, and sections one and two of the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1019), entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by extending the provisions thereof to unseated lands.

Which was committed to the Committee on County Government.

Mr. HOMSHER read in his place and presented to the Chair, Senate Bill No. 345, entitled:

An Act to further amend section one of the act, approved the twenty-sixth day of April, one thousand eight hundred and fifty-five (P. L. 309), entitled "An act relating to damages for injuries producing death," by giving personal representatives the right to recover damages for hospital, nursing, medical and funeral expenses.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 346, entitled:

An Act to amend the title and to reenact subsection (b) as amended of section thirty-five of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents, widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries the rights, powers, and liabilities of non-resident and

foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of decrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," authorizing executors and administrators to sue and be sued in certain actions in which their decedent might have sued or been sued.

Which was committed to the Committee on Judiciary General.

Mr. BENNETT read in his place and presented to the Chair, Senate Bill No. 347, entitled:

An Act to amend section one of the act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-nine (P. L. 707), entitled "An act fixing the liability of the counties, poor districts, and the Commonwealth for the support of the indigent and partly indigent insane in State institutions," as amended; providing for credits, first to counties and poor districts when only a portion of the cost and maintenance of insane is collected.

Which was committed to the Committee on County Government.

Also read in his place and presented to the Chair, Senate Bill No. 348, entitled:

An Act to amend the title, and to reenact and amend sections one and two of the act approved the sixteenth day of April, one thousand nine hundred and seven (P. L. 92), entitled "An act defining the duty of coroners, police, and health authorities, in this Commonwealth, in reference to the disposition of bodies of persons whose cause of death may be the subject of inquiry by the coroner," further defining the duties of coroners.

Which was committed to the Committee on County Government.

Mr. CLARK read in his place and presented to the Chair, Senate Bill No. 349, entitled:

An Act making an appropriation to the Home for Training in Speech of Deaf Children, Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 350, entitled:

An Act authorizing county commissioners to permit certain historical societies to excavate for bodies of revolutionary soldiers; providing for the payment of such excavations and making an appropriation.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 351, entitled:

An Act to authorize the acquisition by purchase or condemnation of lands for a park commemorative of The Battle Field of the Brandywine, and to authorize the Pennsylvania Historical Commission to acquire said lands and making an appropriation for the purpose of this act.

Which was committed to the Committee on Appropriations.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 352, entitled:

An Act to reenact and amend the act, approved the twenty-third day of March, one thousand eight hundred and seventy-seven (P. L. 34), entitled "An act making the verdict of a jury in the several courts of common pleas of this Commonwealth a lien in certain cases," extending said act to all courts of record.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 353, entitled:

An Act to amend the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by adding a new section, providing that the failure of the insured to furnish proof of loss shall not be considered a waiver of the rights under and fire insurance policy, except under certain circumstances.

Which was committed to the Committee on Insurance.

He also read in his place and presented to the Chair, Senate Bill No. 354, entitled:

An Act to amend part of section five hundred and twenty-three of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," changing the uniform fire insurance policy provisions to provide a method whereby the insured can compel the appointment of an appraiser for the insurer.

Which was committed to the Committee on Insurance.

Mr. MALLERY read in his place and presented to the Chair, Senate Bill No. 355, entitled:

An Act to further amend section twenty of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of birth and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act." by providing that the fees due certain registrars be paid by the State, instead by the respective counties.

Which was committed to the Committee on State Government.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 356, entitled:

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. CAVALCANTE read in his place and presented to the Chair, Senate Bill No. 357, entitled:

An Act prohibiting public service companies and municipalities engaged in the business of furnishing, manufacturing or selling gas, water, electric light, electric power or telephone service from imposing any ready to serve or meter charge or meter rental charge, and providing a penalty.

Which was committed to the Committee on Public Utilities.

Mr. RANKIN read in his place and presented to the Chair, Senate Bill No. 358, entitled:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women, of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 359, entitled:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 360, entitled:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 361, entitled:

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair, Senate Bill No. 362, entitled:

An Act empowering the Council of any city of the first class and the Board of Public Education of any school district of the first class, to impose penalties and interest for delayed payment of city and school taxes of such city and district, and to make allowances for prompt payment thereof; also empowering such Council and school district to regulate or abate, in whole or in part, interest and penalties, which have accrued or may accrue on such taxes; and repealing inconsistent legislation.

Which was committed to the Committed on Municipal Government.

He also read in his place and presented to the Chair, Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 364, entitled:

An Act making a deficiency appropriation to the Department of Welfare, for the Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 365, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of constructing and equipping a new building or buildings at The Dixmont Hospital, Dixmont, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 366, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of an additional steam boiler, a fire prevention sprinkler system, a feed water pump, and certain repairs and improvements at The Dixmont Hospital, Dixmont, Allegheny County.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 367, entitled:

An Act making an appropriation to the Allegheny Valley Hospital at Tarentum, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 368, entitled:

An Act making an appropriation to the Sewickley Valley Hospital Association, Incorporated, of Allegheny County Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 369, entitled:

An Act making an appropriation to the Department of Welfare to pay for the care, treatment, removal and maintenance of the indigent insane in The Dixmont Hospital at Dixmont, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 370, entitled:

An Act making an appropriation to the Children's Aid Society of Western Pennsylvania, at Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 371, entitled:

An Act making an appropriation to the Children's Aid Society of Western Pennsylvania, at Pittsburgh, Pennsylvania, for deficiencies.

Which was committed to the Committee on Appropriations.

Mr. REED (Washington) read in his place and presented to the Chair, Senate Bill No. 372, entitled:

An Act making an appropriation to the Canonsburg General Hospital Association, at Canonsburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 373, entitled:

An Act exempting dental fixtures and equipment leased, loaned, hired or conditionally sold, from levy or sale on execution or distress for rent.

Which was committed to the Committee on Judiciary General.

Mr. LAW read in his place and presented to the Chair, Senate Bill No. 374, entitled:

An Act making an appropriation to the Department of Welfare for the maintenance of hospitals.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 375, entitled:

An Act making an appropriation to the Christian H. Buhl Hospital, Sharon, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 376, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Mercer.

Which was committed to the Committee on Highways.

Mr. RUPP read in his place and presented to the Chair, Senate Bill No. 377, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

Which was committed to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations reported as committed, Senate Bill No. 113 entitled:

An Act making an appropriation to the Chester County Hospital, West Chester, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 173, entitled:

An Act making an appropriation to the Downingtown, Industrial and Agricultural School, Downingtown, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 322, entitled:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm, Chester County, Pennsylvania.

TIME OF NEXT MEETING

Mr. BOYD, offered the following resolution, which was twice read, considered and agreed to:

In the Senate, February 25, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 4, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, March 4, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

MOTION TO READ BILLS THE FIRST TIME

Mr. BUCKMAN. Mr. President, I move that all bills reported from committee at today's session be read the first time.

Mr. SONES. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 113, entitled:

An Act making an appropriation to the Chester County Hospital, West Chester, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 173, entitled:

An Act making an appropriation to the Downingtown, Industrial and Agricultural School, Downingtown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 322, entitled:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm, Chester County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BUCKMAN. Mr. President, in view of the lateness of the hour and the fact that all bills on the calendar are on third reading and no bills on second reading, and since it is a fact that if we were to pass these bills tonight we would have no third reading calendar for tomorrow, I, therefore, move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. ROBERTS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:50 P. M. until tomorrow morning, February 26, 1935, at 11 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, February 25, 1935

The House met at 9:00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Warren J. Conrad, pastor of the Covenant Presbyterian Church of Harrisburg, Pa. offered the following prayer:

Lord of Hosts, the God of our Fathers and our God, we thank Thee for our Commonwealth, for its many resources of commerce, industry, forests and mines; but above all for its spiritual heritage,—those ideals and principles which have guided former legislators to translate the commandments of God into the statutes of government.

May we in our zeal for progress and the promotion of the people's welfare, preserve those laws which honor Thy holy will. May these representatives of our people serve Thee in honesty of purpose and uprighteousness of life. May they remember that they are answerable not only to the people but also to Thee, whose word is supreme. We beseech Thee to deliver us all from the love of power for personal gain; from consideration of men and money in place of demands of truth and justice; from losing patriotism in partisanship.

Through our faithfulness and our fidelity we pray Thee that the State may be guided to better conditions, to open the way of opportunity unto us all, and may the burden of distress be relieved. Give us, therefore, wisdom for our deliberations in this session, courage for action and strength for every task. Save us from all false choices. In Thy light may we see light. Forgive us for doing what we should not do and for leaving undone what we should have done; through Jesus Christ our Lord, Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will proceed with the reading of the Journal of Wednesday, February 20, 1935.

The Clerk proceeded with the reading of the Journal of Wednesday, February 20, 1935, when, on motion of Mr. SHAW the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. COLEMAN. HOUSE BILL No. 1051.

An Act to maintain decent standards of entertainment and amusement by prohibiting owners, managers, lessees, and operators of theatres, vaudeville houses, night clubs, cabarets and other places of entertainment and amusement from permitting persons connected with notorious and sensational trials to appear as actors, entertainers or lecturers.

Referred to the Committee on Judiciary General.

By Mr. DAVIES. HOUSE BILL No. 1052.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act:" establishing an additional route in the County of Lackawanna.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 1053.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Lackawanna.

Referred to the Committee on Highways.

By Mr. BRENNAN. HOUSE BILL No. 1054.

An Act making an appropriation to the Williamsport Hospital, of the city of Williamsport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. LA RUE. HOUSE BILL No. 1055.

An Act to prohibit the keeping of animals, wild by nature, in captivity for the purpose of attracting trade.

Referred to the Committee on Game.

By Mr. MOUL. HOUSE BILL No. 1056.

An Act to further amend section three of the act, approved the twenty-ninth day of April, one thousand nine hundred and twenty-five (P. L. 360), entitled "An act conferring on the Department of Highways power to enter upon private property, and open and maintain drainage channels along roads or highways constructed at the expense of the Department of Highways or under its supervision; and providing penalty for interference with such drains or ditches; and providing for the payment of damages."

Referred to the Committee on Highways.

By Mr. WELSH. HOUSE BILL No. 1057.

An Act to amend section ten of the act, approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended; eliminating the provisions requiring county commissioners to prepare street lists.

Referred to the Committee on Elections.

By Mr. RUTH. HOUSE BILL No. 1058.

An Act to amend sections one and two of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks; and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation;" imposing additional charges for the benefit of poor districts.

Referred to the Committee on Forestry.

By Mr. RUTH. HOUSE BILL No. 1059.

An Act imposing the costs in certain cases of summary convictions upon cities, boroughs, incorporated towns or townships.

Referred to the Commitee on Municipal Corporations.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

SCHOOL APPROPRIATIONS

A resolution from Washington Camp No. 889, P. O. S. of A. Center Hall, Pa., protesting sectarian school appropriations.

Referred to the Committee on Appropriations.

MOTOR VEHICLE FUND

Petitions (3) from citizens of Pennsylvania, urging return and protesting diversion of motor vehicle fund.

Referred to the Committee on Appropriations.

REMOVAL OF MAYOR

Resolutions from Polish and Slavish citizens of the Fourth Ward of Pittsburgh, and

Taxpayers of the City of Pittsburgh protesting against removal of Mayor.

Resolution from Pittsburgh Central Labor Union urging removal of Mayor.

Referred to the Committee on Cities.

CITY MANAGER PLAN

A resolution from the Squirrel Hill Board of Trade, Pittsburgh, urging passage of Harris City Manager Act.

Referred to the Committee on Cities.

CONSTITUTIONAL CONVENTION

A resolution from the Squirrel Hill Board of Trade, Pittsburgh, Pa., urging the formation of a constitutional convention.

A resolution from the State Council of Pennsylvania Sons and Daughters of Liberty protesting the formation of a constitutional convention.

Referred to the Committee on Constitutional Amendments.

STATE TEACHERS' COLLEGES

A resolution from the Lions Club of York, protesting the closing of teachers colleges.

Referred to the Committee on Education.

HOUSE RESOLUTION NO. 60

A communication from the National Woman's Party, Philadelphia, protesting passage of House Resolution No. 60.

Referred to the Committee on Education.

ELECTION LAWS

A communication from the Democratic City Committee of Coatesville urging amendment of election laws and passage of full crew and limitation of length of trains legislation.

Referred to the Committee on Elections.

GAME LAWS

A communication from Lebanon Valley Sportsmens' Association, Wernersville, urging passage of Sunday Fishing Bill and training of dogs on Sunday.

Referred to the Committee on Fisheries.

SALARIES

A communication from the Pennsylvania Federation of Labor, Harrisburg, protesting a graduated reduction in salaries in employes of the state government.

Referred to the Committee on State Government.

TAXES

Communications from G. H. P. Cigar Company, Incorporated, Philadelphia, and Tobacco Workers' International Union, Wilkes-Barre, Pa., protesting tax on tobacco products.

Referred to the Committee on Ways and Means.

A communication from Independent Gasoline Dealers of Pittsburgh, urging passage of legislation taxing chain stores and chain gasoline stations.

Referred to the Committee on Ways and Means.

A communication from Pennsylvania Threshermens and Farmers Mutual Casualty Insurance Company, Harrisburg, protesting against passage of House Bill Nos. 79 and 840.

Referred to the Committee on Appropriations.

Petitions (19) from citizens of Pennsylvania urging return and protesting diversion of motor vehicle fund.

Referred to the Committee on Ways and Means.

SERVICE OF SPECIAL WRIT OF ELECTION

The SPEAKER laid before the House the return of a special writ of election which was read by the Clerk as follows:

STATE OF PENNSYLVANIA } SS
COUNTY OF DAUPHIN }

William C. Wakefield, Being duly sworn according to law, says that he resides at Saluvia, Fulton County, Pennsylvania, and that he is Sergeant-at-Arms of the House of Representatives of Pennsylvania. That he served on the Honorable Roswell C. Palmer, High Sheriff of the County of Pike, on the twenty-first day of February, 1935, at nine o'clock A. M., at the office of said Sheriff in Milford, Pike County, a special writ of election, by command of the Honorable Wilson G. Sarig, Speaker of the House of Representatives, of Pennsylvania.

WILLIAM C. WAKEFIELD,
Sergeant-At-Arms.

Sworn and subscribed to this
twentyfifth day of February,
A. D., 1935.
CHAS. W. HENNINGER,
Clerk of Courts,
Dauphin County, Penna.

COMMUNICATION

The SPEAKER laid before the House a communication from the Vice-President of the United States which was read as follows:

THE VICE PRESIDENT'S CHAMBER
WASHINGTON

February 22, 1935.

Mr. W. P. Gallagher
House of Representatives
Harrisburg, Penna.

Dear Mr. Gallagher:

The Vice President is in receipt of Resolution No. 17, adopted by the House of Representatives of the State of Pennsylvania, and has directed that it be appropriately referred.

Yours very truly

E. R. GARNER,
Secretary to the Vice President.

ERG/S

The SPEAKER. The communication will be noted in the Journal and spread in full in the Legislative Journal.

LEAVES OF ABSENCE

Mr. Wood asked and obtained leave of absence for Mr. SPANGLER on account of illness.

Mr. Flynn asked and obtained leave of absence for Mr. WHEELER until further notice on account of illness.

REPORT FROM COMMITTEE

Mr. TURNER, from the Committee on Judiciary General reported as amended, House Bill No. 334, entitled:

An Act to amend section forty-nine of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustee durante absentia; the recording and resignation of decrees, reports and other proceedings, the fees therefor; appeals in certain cases; and so generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing for the settlement of estates of three hundred dollars or less without administration.

RESOLUTIONS

RESOLUTION No. 53.

Mr. MOOMAW. Mr. Speaker, I desire to call up at this time Resolution No. 53, Printer's No. 117.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 12, 1935.

Whereas, The General Assembly, in the session of 1931, created a State Emergency Relief Board, and

Whereas, The Legislature during the last several sessions has made appropriations of monies for financing or partly financing various forms of relief to help relieve unemployment and suffering; and

Whereas, The Federal government also has made several appropriations to this Commonwealth of monies for finacing or partly financing various forms of relief to help relieve unemployment and suffering; and

Whereas, The Emergency Relief Administrator of the Commonwealth of Pennsylvania appointed Boards in several Counties and districts and in particular, the counties which at some time in the past, or are at present functioning in conjunction with District office at Chambersburg, Franklin County, Pennsylvania, to provide employment and to administer relief for the welfare of the people of that district; and

Whereas, There have been numerous complaints, and in many instances visible evidence of gross abuse of the discretionary power and authority granted certain persons operating in the district and its various Governmental, State, and local agencies established by and operating in conjunction with the State Emergency Relief Board, and it is further said that the following additional irregularities have also been reported;

Use of relief funds and offers of employment for political purposes, discrimination in the selection of employes, setting up of unnecessary qualifications for certain positions, so only certain persons not in need of employment or relief could obtain better positions, payment of excessive salaries in administrative positions, furnishing employment and relief to persons who have others in the family gainfully employed, or employment of two or more in one family, while refusing employment to persons in dire need of same, high cost of administration in proportion to cost of productive labor, failure to pay money due for wages, etc., and

Whereas, This session of the Legislature will be called upon to provide funds by taxation for financing and partly financing the State Emergency Relief Board who will in turn furnish finances for the operation of this District Relief Board and other Governmental, State, and local agencies operating thereunder in this district, therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of at least three (3) members of the House of Representatives whose duty it shall be to make a rigid investigation of the conduct and operation of the Emergency Relief Boards operating in this district and operating in conjunction with other Governmental, State, and local agencies of the district, dating back to the inception of the activities of the State Emergency Relief Board in the Chambersburg, Pennsylvania district, as it deems necessary for the information of the House of Representatives.

That said Committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the Committee, and to produce such books, papers, records and documents as the Committee may deem necessary. Such subpoenas may be served upon any person and shall have the same force and effect of subpoenas issued out of the Courts of the Commonwealth. Each member of said Committee shall have power to administer oaths and affirmations to witnesses appearing before the Committee. Any person who shall wilfully neglect or refuse to testify before said Committee, or to produce any books, papers, records, or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases, and be it further

Resolved, That the said Committee shall have a further

right and authority, to issue a requisition to the aforesaid District Board and other agencies operating in conjunction therewith for such stenographic help or other service as it may deem necessary under the circumstances in the taking of the testimony, making reports, etc.

On the question,

Will the House adopt the resolution?

It was adopted.

QUESTION OF PERSONAL PRIVILEGE

Mr. HIRSCH. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HIRSCH. Mr. Speaker, on February 5, on House Bill No. 42, Printer's No. 28, I was recorded in the Journal as not voting. I voted "aye" and I wish to be so recorded.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

USE OF HALL OF HOUSE GRANTED COMMITTEE ON WAYS AND MEANS

Mr. RUTH. Mr. Speaker, I move that the use of the Hall of the House be granted to the Committee on Ways and Means tomorrow afternoon from two to four o'clock for the purpose of holding a public hearing; from two to three on House Bill No. 864, the Chain Store Bill and from three to four on House Bills Nos. 836, 838, 842, 847, 857 and 858.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 877, entitled:

An Act validating writs of scire facias to revive municipal claims entered by boroughs and townships of the first class, where more than five years have elapsed since the original claims were filed or a prior revival thereof made.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 666, entitled:

An Act appropriating the moneys in the State Forests and Waters Fund.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 678, entitled:

An Act to amend section twenty-one and to repeal section forty-five of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies and township rates and levies," as amended; abolishing imprisonment for failure to pay taxes.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 74, entitled:

An Act to amend clause (a) of section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," by making the real estate of public service companies subject to taxation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. TAHL. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for further study and amendment.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 853, entitled:

A Supplement to an act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties."

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 392, entitled:

An Act providing for reimbursement from funds available for unemployment relief, of landlords whose dwellings are occupied by unemployed tenants receiving relief through the State Emergency Relief Board, and who are unable to pay rent to landlords affording them shelter.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 275, entitled:

An Act to amend section two thousand one hundred twenty of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for and regulating joint sewer improvements.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 276, entitled:

An Act to amend section three thousand two hundred and four of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto;" providing for and regulating joint sewer improvements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 277, entitled:

An Act to amend section one thousand five hundred and forty of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto;" providing for and regulating joint sewer improvements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 278, entitled:

An Act to amend section two thousand four hundred forty of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto;" providing for and regulating joint sewer improvements.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 835 (Senate Bill No. 118), entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 817, as follows:

An Act to amend section one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred sixty-two) entitled "An act relating to retirement from the Pennsylvania National Guard" by including service in United States Navy or Marine Corps in preferred classifications

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred sixty-two) entitled "An act relating to retirement from the Pennsylvania National Guard" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when any person has served in the Pennsylvania National Guard whether as an enlisted man or officer or both for a period of more than forty years he shall upon retirement from the National Guard be retired as of the next higher grade but not higher than Major-General and if he shall have served in the Pennsylvania National Guard for more than thirty years whether as an enlisted man or officer or both he shall upon retirement from the National Guard be retired as of the next higher grade but not higher than Colonel Provided however That in considering the period of service as aforesaid the military service by such enlisted man or officer whether in the Pennsylvania National Guard engaged in the Federal service or in the United States Army Navy or Marine Corps in any way or military service in which the United States has participated including the Spanish-American War the Philippine Insurrection the American Border service or the World War or other United States foreign military service shall be included and counted double in calculating the period of service for retirement with increased grade under the provisions of this act

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 442, as follows:

An Act To permit certain cooperative associations to give chattel mortgages on rotating stocks of goods or inventories to secure loans from banks for cooperatives organized under the Farm Credit Act of one thousand nine hundred thirty-three or from Federal intermediate credit banks organized under the Agricultural Credits Act of one thousand nine hundred twenty-three

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any cooperative association or corporation organized under the laws of this State or under the laws of the United States or qualified to do business in this State and qualified as a cooperative association under the laws of this State or the laws of the United States or both may give as security for any loan or loans obtained from any bank for cooperatives organized under the Act of Congress known as the Farm Credit Act of one thousand nine hundred thirty-three or for any loan or loans obtained from any Federal intermediate credit bank organized under an Act of Congress known as the Agricultural Credits Act of one thousand nine hundred twenty-three a chattel mortgage covering stocks of goods inventories or other things in bulk but changing in specifics in which case the lien of such mortgage shall be lost as to all articles disposed of by the mortgagor prior to the extinguishment of the mortgage but shall attach to the articles purchased to supply their places

Section 2 Such mortgages must be in writing signed by the mortgagor or by his agent duly authorized and constituted and duly acknowledged by some person authorized to take acknowledgment of deeds and provisions that the mortgage shall secure in addition to the principal sum any further and additional amounts as may be advanced by the mortgagee to the mortgagor within a period of one year from the date of the execution of the mortgage not to exceed in the aggregate an amount stated in the mortgage shall be valid and binding and such mortgages shall be a lien from the date of recording as hereinafter provided as to any amount advanced thereunder up to the amount so stated in said mortgage

Section 3 The mortgages mentioned in the proceeding section when executed and acknowledged as hereinbefore provided shall be recorded in the office for the recording of deeds for the county in which said chattels are actually located at the time of the execution of such mortgages and such recorder is hereby required to index and to record the same at length in a book to be by him kept in his said office to be provided at the expense of said county and to be called "Chattel Mortgage Book" and he shall duly certify the record of all such instruments in the manner provided by law for mortgages on real estate and such recorder shall be entitled to charge and receive for recording such mortgage a fee of one dollar and fifty cents ($1.50) Such mortgages shall except between parties thereto take effect and be valid only from the time of recording as herein provided and in case of more than one mortgage the first recorded shall have preference and be first paid out of the proceeds of the sale of the property mortgaged Such mortgage shall remain a lien on the property mortgaged as between the parties thereto until paid but as to third parties shall not remain a lien for a longer period than five years unless the lien thereof is extended for an additional period of five years by the filing with the recorder of deeds of the affidavit of the mortgagee or his successor in interest stating the amount then secured by the lien A notation of the filing of such affidavit and extension of lien shall be made on the margin of the original record of the mortgage in the office of the recorder of deeds and the recorder shall be entitled to charge and receive a fee of seventy-five cents ($.75) therefrom

Section 4 All such mortgages may be assigned or released by an instrument in writing signed and acknowledged by the mortgagee his agent or assignee and recorded in the same office as the original mortgage and such assignment or release shall except as between the parties thereto take effect and be valid only from the time of recording the same and the recorder shall be entitled to charge and receive seventy-five cents ($.75) for recording each such assignment and each such release

Section 5 Such chattel mortgages upon default by the mortgagor in the payment of the mortgage debt and interest or the covenants in the mortgage contained may be foreclosed and the mortgage chattels sold in the same manner as authorized by the laws of this Commonwealth in the case of personal property sold under execution

Section 6 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 815, entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring certain qualifications for the Adjutant General and establishing a board for the determination and payment of minor damages caused by the National Guard

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and seven of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 207 Appointment The Governor shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate appoint

(a) The Secretary of the Commonwealth the Attorney General the Superintendent of Public Instruction the Adjutant General the Insurance Commissioner the Secretary of Banking the Secretary of Agriculture the Secretary of Forests and Waters the Secretary of Mines the Secretary of Highways the Secretary of Health the Superintendent of the Pennsylvania State Police the Secretary of Labor and Industry the Secretary of Welfare the Secretary of Property and Supplies the Secretary of Revenue and the members of all independent boards and commissions

The Adjutant General shall have the rank of Brigadier General of the Adjutant Generals Department in the Pennsylvania National Guard No Adjutant General shall be appointed who shall not have served at least ten years as a commissioned officer in the Pennsylvania National Guard or equivalent length of service in the United States Army at least five years of which service shall have been as a commissioned officer

(b) Except as in this act otherwise provided the members of all departmental administrative bodies boards and commissions and the officers who shall fill the departmental administrative offices mentioned in this article

(c) Except as in this act otherwise provided the members of all advisory boards and commissions

On the question,

Will the House agree to the section?

Mr. GEORGE E. DOWNEY. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 3, line 19, by inserting after the word "independent" the following: "administrative."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 That section one thousand four hundred and two of said act is hereby amended by adding thereto the following clause

(j) Appoint a board of not less than three commissioned officers of the Pennsylvania National Guard for the purpose of investigating claims for damages based on injuries to persons or damages to property arising out of accident or negligence and incident to the organization training discipline maintenance and service of the Pennsylvania National Guard and upon the recommendation of the board so appointed to adjust and pay such claims for damages Provided however That each such claim shall be in an amount not exceeding two hundred and fifty dollars ($250) And provided further however That all claims paid hereunder shall be subject to audit by the Department of the Auditor General

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard.

And said bill having been read at length the second time and agreed to as amended

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 682, as follows:

An Act To amend section one of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred fifty-three) entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth by requiring the use of lights on all boats at certain hours" further regulating the mooring of boats without lights

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred fifty-three) entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth by requiring the use of lights on all boats at certain hours" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no person shall operate move or have at rest upon the waters of any lake wholly within the Commonwealth any boat or float except boats or floats mored or fastened to the shore of such lake during the period from one (1) hour after sunset to one (1) hour before sunrise and at any other time when there is not sufficient light to render clearly discernible any other boat or float upon the waters of such lake at a distance of two hundred feet ahead unless there shall be displayed on such boat or float a light or lights clearly discernible in all directions Provided however That where the waters of a lake are lowered from time to time to develop power the shore line for the mooring or fastening of boats without lights shall be deemed to be the low water mark as established by the Board of Fish Commissioners

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 852, as follows:

An Act to amend section ninety-eight of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" prohibiting the purchase sale and exposing for sale of certain pike and fillets thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ninety-eight of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth is hereby amended to read as follows

Section 98 LEGAL SIZE AND WEIGHT OF FISH AND FILLETS No person shall catch by means of any net or device for which a license is issued under the provisions of this article any

(a) Blue-pike and sauger pike less than eleven inches in length

(b) Yellow pike less than thirteen inches in length

(c) Yellow perch less than nine inches in length

(d) Ciscos not less than six ounces in weight in the round or

(e) Whitefish less than one and three-fourths pounds in weight in the round

No person shall purchase sell or expose for sale any blue pike or sauger pike less than eleven inches in length in the round or blue pike or sauger pike fillets less than seven inches in length dressed and cut out caught in waters under the control of the Commonwealth or in waters without this Commonwealth and received in interstate commerce or otherwise

Any person violating the provisions of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of ten dollars for each fish or fillet so taken had in possession purchased sold or offered for sale

The foregoing provisions of this section shall not apply to a person who having caught any fish less than the size or weight permitted returns such fish in the condition in which they were caught to the waters from which they were taken

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 266, as follows:

An Act to amend the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" authorizing counties to appropriate moneys for the support of the Boy Scouts of America

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended by adding thereto section one thousand four hundred and forty-nine to read as follows

Section 1449 Appropriations to Boy Scouts The board of county commissioners of any county may appropriate moneys for the support of any county council of the Boy Scouts or a council including more than one county organized and operating within the county which is affiliated with the Boy Scouts of America an organization incorporated by the Congress of the United States

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 441, as follows:

An Act to amend sections one two three four and five of the act approved the second day of March one thousand nine hundred and thirty-three (Pamphlet Laws six) entitled "An act to enable persons associations partnerships and corporations engaged in farming and raising breeding fattening and marketing livestock to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on livestock farm machinery farm equipment and crops and designating the operation and effect of the lien of such mortgages" extending the provisions of said act generally to persons associations partnerships and corporations providing for bonds with confessions of judgments changing fees and agencies from whom borrowings may be made regulating the assignment and release of such mortgages and generally revising and supplementing the provisions thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections one two three four and five of the act approved the second day of March one thousand nine hundred and thirty-three (Pamphlet Laws six) entitled "An act to enable persons associations partnerships and corporations engaged in farming and raising breeding fattening and marketing livestock to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on livestock farm machinery farm equipment and crops and designating the operation and effect of the lien of such mortgages" are hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That [any person association partnership or corporation engaged in this Commonwealth in the business of farming or the raising breeding fattening or marketing of livestock may enter into an agreement with and borrow funds from the Reconstruction Finance Corporation Regional Agricultural Credit Corporations the Secretary of Agriculture of the United States or any Federal agency including the United States of America now or hereafter authorized to loan money to agricultural producers or from any National or State bank trust company agricultural credit corporation incorporated livestock loan company savings institution cooperative bank cooperative credit or marketing association entitled to re-discount privileges with the Federal Intermediate Credit Bank under the provisions of the Agricultural Credits Act of one thousand nine hundred and twenty-three of the United States and may give as security for such loan a bond containing a confession of judgment secured by a chattel mortgage upon livestock farm machinery or farm equipment or upon any crop or crops either planted or to be planted within one year from the date of the execution of such mortgage or any extension thereof on lands within this Commonwealth Such mortgages shall be a lien against the chattels and crops thereby conveyed and shall be good and available in law against all subsequent purchasers or execution creditors upon the recording thereof as hereinafter directed Such mortgages must be in writing signed by the mortgagor or by his agent duly authorized and constituted and duly acknowledged by some person authorized to take acknowledgment of deeds No chattel mortgage of livestock and hay grain or other feed stuffs shall be invalid because provision is contained therein that the mortgagor may use and consume such feed stuffs in preserving and preparing for market the livestock covered thereby Provisions contained in chattel mortgages that property of the same class as is covered by the mortgage shall be included in the mortgage lien if acquired by the mortgagor subsequent to the execution of the mortgage and prior to its extinguishment and provisions that the mortgage shall secure in addition to the principal sum any further and additional amounts as may be advanced by the mortgagee to the mortgagor within a period of one year from the date of the execution of the mortgage not to exceed in the aggregate an amount stated in the mortgage shall be valid and binding] any person association partnership or corporation may enter into an agreement with and borrow funds from a production credit association organized under the Farm Credit Act of one thousand nine hundred and thirty-three a Regional Agricultural Credit Corporation the Reconstruction Finance Corporation or the Government of the United States or any department agency or officer thereof a Federal Intermediate Credit Bank or any institution which has made arrangements to discount therewith and to procure funds therefrom on the security of the obligations of the borrower and the repayment of any funds so borrowed or of any then existing indebtedness to any such institution may be evidenced by a bond containing a confession of judgment secured by a chattel mortgage upon livestock farm machinery or farm equipment or upon any crop of crops annual or perennial including fruit crops grown or growing higher already planted or to be planted and maturing within one year from the date of the execution of such mortgage and any cooperative association of farmers acting together in collectively processing preparing for market handling or marketing the farm products of persons so engaged or in which farmers act together in collectively purchasing testing grading or processing their farm supplies Provided however that such associations are operated for the mutual benefit of the members thereof as such producers and purchasers may enter into an agreement with and borrow funds from any bank for cooperatives organized under said Farm Credit Act of one thousand nine hundred and thirty-three or from any Federal Intermediate Credit Bank organized under said Agricultural Credits Act of one thousand nine hundred and twenty-three and the repayment of any funds so borrowed or of any then existing indebtedness to any such institution may be evidenced by a bond containing a confession of judgment secured by a chattel mortgage upon any chattels of any kind or description including fixtures owned by such association or upon any interest which such association may have in any such chattels or fixtures For the purposes

of this act all such chattels crops and fixtures shall be deemed to be personal property and mortgagable as such Such mortgage shall be a lien against the chattels and crops thereby conveyed and shall be good and available in law against any subsequent purchasers or execution creditors upon the recording thereof as hereinafter directed The lien of any mortgage on crops executed in pursuance of the provisions of this act shall be superior to any mortgages or judgments or any other liens or encumbrances upon the land upon which any such crop has been so seeded or may be growing and any sale made under any mortgage or judgment or other lien or encumbrance upon such land before such crop has been severed shall be made subject to the lien on said crop as provided for in this act provided however that the provisions of this act shall not in any manner whatever affect any mortgage judgment or other lien or encumbrance upon the land recorded prior to the approval of this act Such mortgages must be in writing signed by the mortgagor or his agent duly authorized and constituted and duly acknowledged by some person authorized to take acknowledgment of deeds No chattel mortgage of livestock and hay grain or any other feed stuffs shall be invalid because provision is contained therein that the mortgagor may use and consume such feed stuffs in preserving and preparing for market the livestock covered thereby Provisions contained in such chattel mortgages that property of the same class as is covered by the chattel mortgage shall be included in the mortgage lien if acquired by the mortgagor subsequent to the execution of the chattel mortgage and prior to its extinguishment and provisions that the chattel mortgage may secure future advances to be made by the mortgagee at its option within a period of three years from the execution of such chattel mortgage but not to exceed in the aggregate an amount stated in said chattel mortgage and that all advances so made shall be secured by such chattel mortgage equally and to the same extent as the amount originally advanced on the security of such mortgage and that all such future advances shall be a lien upon the property therein described from the time of the recording of such chattel mortgage good and valid against and superior to all rights of subsequent creditors purchasers mortgagees and other lienors and encumbrances and any of them and provisions that the chattel mortgage may include replacements of any of the mortgaged property therein described and all increase of animals and livestock of all kinds shall be valid and binding

Section 2 The chattel mortgages mentioned in the preceding section when executed and acknowledged as hereinbefore provided shall be recorded [within thirty (30) days after the execution of the same] in the office for the recording of deeds for the county in which said livestock farm machinery equipment or crop is actually located at the time of the execution of such chattel mortgages and such recorder is hereby required to index and to record the same at length in a book to be by him kept in his said office to be provided at the expense of said county and to be called "Chattel Mortgage Book" and he shall duly certify the record of all such instruments in the manner provided by law for mortgages on real estate and such recorder shall be entitled to charge and receive for [recording such mortgage a fee of one dollar and fifty cents ($1.50)] services rendered hereunder the following fees for recording each chattel mortgage seventy-five cents (75¢) for noting assignment on the margin of the page on which the chattel mortgage is recorded twenty-five (25¢) cents for noting release or satisfaction or extension of each such chattel mortgage and the date thereof on the margin of the page of the book where the chattel mortgage is recorded twenty-five cents (25¢) Such chattel mortgages shall except between parties thereto take effect and be valid only from the time of recording as herein provided and in case of more than one chattel mortgage the first recorded shall have preference and be first paid out of the proceeds of the sale of the property mortgaged Such mortgage shall remain a lien on the property mortgaged as between the parties thereto until paid but as to third parties shall not remain a lien for a longer period than five years unless the lien thereof is extended for an additional period of five years by the filing with the recorder of deeds of the affidavit of the mortgagee or his successor in interest stating the amount then secured by the lien A notation of the filing of such affidavit and extension of lien shall be made on the margin of the original record of the chattel mortgage in the office of the recorder of deeds

Section 3 [All such mortgages may be assigned or released by an instrument in writing signed by the mortgagee his agent or assignee and recorded in the same office as the original mortgage and such assignment or release shall except as between the parties thereto take effect and be valid only from the time of recording the same] Any chattel mortgage executed under and pursuant to this act may be assigned by an instrument in writing signed and acknowledged by the mortgagee his or its agent or assignee and upon presentation of such assignment to the recorder of deeds in the office in which the chattel mortgage is recorded such recorder shall index and file the same and note on the margin of the page in which the chattel mortgage is recorded the fact of the assignment the date of the notation the name of the assignor the name of the assignee and the address of each the date of the assignment and the amount of the debt as of the date of the assignment and such assignment shall except as to the parties thereto take effect and be valid only from the time of the marginal notation as herein provided Any such chattel mortgage may be released by an instrument in writing signed and acknowledged by the mortgagee its assignee or a duly authorized attorney or agent of such mortgagee or assignee and upon presentation of such release in the office of the recorder of deeds where the chattel mortgage is recorded the recorder shall index and file the same and note the fact of such release and the date thereof on the margin of the page of the book where the chattel mortgage is recorded and when so noted such release shall fully and effectually release the lien of such mortgage

Section 4 Upon default of any of the terms and covenants of any chattel mortgage executed in accordance with the provisions of this act the mortgagee its assignee or duly authorized attorney or agent of such mortgagee or assignee shall have the right without process of law immediately to take possession of the mortgaged property and do all things necessary to preserve the same and any expense incurred in connection therewith shall be included in and secured by the lien of said chattel mortgage And this right shall be in addition to any and all other rights inuring to the benefit of the mortgagee or its assignee Such chattel mortgages upon default by the mortgagor in the payment of the mortgage debt and interest or the covenants in the chattel mortgage contained may be foreclosed and the mortgaged chattel sold in the same manner as authorized by the laws of this Commonwealth in the case of personal property sold under execution

Section 5 Unless otherwise expressly provided by such chattel mortgage the mortgagor shall be entitled to retain possession of the mortgaged chattels and crops until default under the terms of his agreement but a removal of the mortgaged chattels or crops after harvest from the county in which they were actually located at the time of the execution of the mortgage shall be deemed a default unless expressly waived by the mortgagee or his duly authorized agent or assignee and the lien of the mortgage shall not be extinguished or impaired by the removal of the mortgaged property from the county in which the mortgage is recorded

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 15, as follows:

An Act abolishing the office of collector of delinquent county taxes where the same now exists in counties of the second class providing for the collection of such taxes by the county treasurers and providing for their compensation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the office of collector of delinquent taxes appointed by the county treasurer in any county of the second class by virtue either of any general special or local act is hereby abolished Provided however That such collectors of delinquent taxes who shall upon the effective date of this act have in their possession a warrant or warrants for the collection of delinquent taxes that are not fully executed shall continue to collect such taxes with the same powers as heretofore and shall receive therefor the same compensation

None of the penalties for deliquent payments of taxes imposed under the provisions of existing laws whether as compensation to the said delinquent tax collectors or otherwise shall be abated or otherwise effected by the provisions of this act but the full amount of the same shall be collected as hereinafter provided and paid into the county treasury for the use of the county

Section 2 The county treasurer in counties of the second class shall collect all delinquent county taxes for which services he shall receive no additional compensation

Section 3 All acts and parts of acts general local and special inconsistent with the provisions of this act are hereby repealed

Section 4 This act shall become effective upon the fifteenth day of August one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 851, as follows:

An Act to amend paragraphs one and two of section one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred eighty-one) entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard imposing duties upon the Department of Military Affairs" altering qualification requirements for the award of such medals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraphs one and two of section one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred eighty-one) entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard imposing duties upon the Department of Military Affairs" are hereby amended to read as follows

(1) The General Thomas J. Stewart Medal for excellence in drill attendance including summary training camp subsequent to January first one thousand nine hundred and twenty-six which shall be of bronze silver and gold suspended from a navy blue ribbon as follows

(a) A bronze medal for one hundred per cent (100%) drill attendance during any [calendar year in the future or since the first day of January one thousand nine hundred and twenty-six] yearly service period of enlistment or commission of twelve consecutive months or

(b) A silver medal for one hundred per cent (100%) drill attendance for any three [calendar years (not necessarily consecutive) in the future or since the first day of January one thousand nine hundred and twenty-six] yearly service periods of enlistment or commission of twelve consecutive months or

(c) A gold medal for one hundred per cent (100%) drill attendance for any five [calendar years (not necessarily consecutive) in the future or since the first day of January one thousand nine hundred and twenty-six] yearly service periods of enlistment or commission of twelve consecutive months

The ribbon bar of the medal shall be prescribed as part of the uniform of the National Guard of Pennsylvania in the case of all those possessing or entitled to the medal The ribbon bar of the silver medal shall bear one silver star The ribbon bar of the gold medal shall bear one gold star with an additional gold star for each additional five years of one hundred per cent (100%) drill attendance

(2) A Service Medal for twenty (20) years service (not necessarily consecutive) in the National Guard of Pennsylvania In computing such twenty (20) years of service any service in the volunteer forces of the United States or in the Army Navy or Marine Corps thereof during any war in which the United States was engaged or during any Federal service shall be included at twice its actual length The medal shall be of silver suspended from a dark green ribbon The ribbon bar of the medal shall be prescribed as part of the uniform of the Pennsylvania National Guard in the case of all those possessing or entitled to the medal The ribbon bar of the Service Medal shall bear one silver star with an additional silver star for each additional five years

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 677, as follows:

An Act To amend sections three hundred eleven three hundred eighteen and three hundred twenty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended further amplifying the powers of the retirement board in counties of the second class increasing the contributions of such counties county poor districts and employes and restricting rights to retire for disability in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections three hundred eleven three hundred eighteen and three hundred twnty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the Laws relating thereto" as amended by the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred forty) are hereby further amended to read as follows

Section 311 "County Employe" Defined A county employe for the purpose of this subdivision of this act is any person employed by the county or by the county poor district at a wage or salary payable at stated intervals that is to say semi-monthly monthly quarterly or annually The term may at the option of the Retirement Board include any person elected by the vote of the people In all cases of doubt the Retirement Board shall determine who is an employe within the meaning of this act

Section 318 Payment by Employes Each county employe shall each month pay into the retirement fund [three] five per centum of the amount received by him or her as salary or wages from the county or the county poor district during the preceding calendar month In no event however paying at a rate greater than [eight] ten

dollars [($8.00)] ($10.00) a month Such amount shall be collected by the county treasurer and by him paid into the retirement fund No employe shall be entitled to a retirement allowance who does not make the monthly payment herein required

Section 321 Exception in Favor of Persons Totally and Permanently Disabled Any present employe who has been in the county or county poor district employ for a period of not less than fifteen years shall be entitled to a retirement allowance if he or she becomes totally and permanently disabled even though such employe has not reached the age of sixty years

Any employe entering the employment of the county or the county poor district after the effective date of this act who shall be employed for a period of not less than twenty years shall be entitled to a retirement allowance if he or she becomes totally and permanently disabled even though such employe has not reached the age of sixty years

Proof of total and permanent disability shall be by the sworn statement of three practicing physicians of the county designated by the board to the effect that such employe is totally and permanently disabled from performing the duties of his or her position or office

Section 2 This act shall become effective on the first day of the month next following its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 450, as follows:

An Act To amend section two of the act approved the twenty-eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred eight) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth" as amended providing for payments to relief fund associations of fire departments and fire companies of cities boroughs and townships which afford fire protection to near or adjacent boroughs and townships

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the twenty-eighth day of June one thousand eight hundred and ninety-five (Pamphlet Laws four hundred eight) entitled "A supplement to the twenty-fourth section of an act entitled 'An act to provide revenue by taxation approved the seventh day of June one thousand eight hundred and seventy-nine' approved the first day of June one thousand eight hundred and eighty-nine amending the twenty-fourth section by providing for the payment by the State Treasurer of one-half of the two per centum tax on premiums paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth" as last amended by the act approved the twentieth day of April one thousand nine hundred and thirty-three (Pamphlet Laws fifty-one) is hereby further amended to read as follows

Section 2 On and after the first day of January one thousand nine hundred and nineteen and annually thereafter there shall be paid by the State Treasurer to the treasurers of the several cities townships and boroughs within the Commonwealth the entire net amount received from the two per centum tax paid upon premiums by foreign fire insurance companies The amount to be paid to each of the treasurers of the several cities townships and boroughs shall be based upon the return of said two per centum tax upon premiums received from foreign fire insurance companies doing business within the said cities townships and boroughs as shown by the report made to the Department of Revenue Each city borough of township receiving any payment from the State Treasurer hereunder shall forthwith pay the amount received to the relief fund association of the fire department or of such fire company or fire companies paid or volunteer now existing or hereafter organized in such city borough or township as is or are engaged in the service of such city borough or township and duly recognized as such by the council or commissioners as the case may be of such city borough or township In any borough or township in which there is no fire department or fire company or companies the amount received by the treasurer of the borough or township from said tax shall be forthwith paid to the relief fund association of the fire department or fire company or companies of any [adjoining] near or adjacent city borough or township the fire department or fire company or companies of which afford fire protection to the inhabitants of such borough or township Before payment of said tax to the treasurer of any such borough or township the burgess in boroughs and the secretary of the board of supervisors in townships shall first certify to the Auditor General that the fire department or fire company or companies of such [adjoining] near or adjacent city borough or township afford fire protection to the inhabitants of such borough or township Warrants for the above purposes shall be drawn by the Auditor General payable to the treasurers of the several cities townships and boroughs in accordance with this act whenever there are sufficient funds in the State Treasury to pay the same

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 819, entitled:

An Act to amend sections five and nine as amended sections fourteen and twenty-five sections thirty-two and thirty-four as amended sections thirty-six and thirty-seven section thirty-eight as amended and section forty and to repeal section sixty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by providing a uniform system for the payment of rental and hire for armories buildings and animals regulating the payment of compensation for injuries or death resulting from service decreasing the minimum annual allowances to certain units and increasing maximum headquarters expense allowance providing an annual uniform allowance for officers and warrant officers regulating pay of enlisted men repealing provisions for collection of military fines by civil process and otherwise harmonizing the act with Federal law

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections fourteen twenty-five thirty-six thirty-seven and forty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" are hereby amended to read as follows

Elimination and Disposition of Officers

Section 14 At any time the moral character capacity and general fitness for the service of any Pennsylvania

National Guard officer may be determined by an efficiency board of three commissioned officers senior in rank if possible to the officer whose fitness for service shall be under investigation appointed by the Governor in case of general officers and departmental officers and the commanding general of the division in all other cases and if the findings of such board be unfavorable to such officer and be approved by the Governor he shall be discharged

Commissions of officers of the National Guard may be vacated (a) upon transfer to the Inactive National Guard [Reserve] (b) resignation (c) absence without leave for three months (d) upon the recommendation of an efficiency board (e) pursuant to sentence of a court-martial (f) if recourse has been had to the sureties on his bond in the settlement of his financial or property accounts or (g) if he has been convicted of an infamous crime

Enlistment Contract

Section 25 Every man enlisting in the Pennsylvania National Guard shall sign an enlistment contract and take and subscribe to the following oath of enlistment

"I..... [born in..... in the State of ..... aged ..... years and ..... months and by occupation a .....] do hereby acknowledge to have voluntarily enlisted this ..... day of ..... 19.... as a soldier in the National Guard of the United States and of the State of Pennsylvania for a period of ..... years under the conditions prescribed by law unless sooner discharged by proper authority and I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of Pennsylvania and that I will serve them honestly and faithfully against all their enemies whomsoever and that I will obey the orders of the President of the United States and the Governor of the State of Pennsylvania and the officers appointed over me according to law and the rules and Articles of War"

Armory Rent

Section 36 [The commanding officer of each] The rental of all armories and buildings not owned by the Commonwealth and occupied by any organization [excepting division brigade regimental squadron or battalion headquarters in addition to annual allowances provided for herein and under the same requirements and not occupying an armory owned by the Commonwealth] shall be paid by the State Treasurer upon properly itemized vouchers approved by the Adjutant General in the manner provided by law [an annual allowance of two hundred dollars ($200) by the Adjutant General in the usual manner said annual allowance to be devoted exclusively to the payment of rent of armory]

Horse Hire

Section 37 The payment of hire of horses [for such officers and enlisted men as are required to be mounted and for horses necessary for batteries of field artillery and for horses or mules as may be required for machine gun companies and for wagon transportation] or mules as may be necessary for use in the military service when in active service including camps of instruction combined camps practice marches parades maneuvers and other exercises when ordered by or under the authority of the Governor as Commander-in-Chief [shall not exceed two dollars ($2.00) per diem per horse or mule to be paid by the Adjutant General in the usual manner and upon properly itemized and duly approved vouchers] shall be made by the State Treasurer upon properly itemized vouchers approved by the Adjutant General in the manner provided by law

Relief for Disability Incurred in Active Service

Section 40 If any officer or enlisted man of the Pennsylvania National Guard is wounded or otherwise disabled or dies as a result of wounds or other disability received or contracted while [doing] performing duty in active service of the State or in the performance of other military duty under competent order or authority [for which duty a per diem rate of pay is paid] he or his dependents shall receive from the Commonwealth just and reasonable relief [in] the amount of compensation to be determined [by the Military Board] in accordance with the Workmen's Compensation Law of Pennsylvania

On the question,

Will the House agree to the section?

Mr. WILLIAM G. SMITH. Mr. SPEAKER, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 4, line 22, by underscoring the word "of"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read as follows:

Section 2 That sections thirty-four and thirty-eight of said act as amended by section five of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred twenty-seven) are hereby further amended to read as follows

Annual Appropriations

Section 34 [Organizations] Companies troops batteries detachments or similar organizations of the Pennsylvania National Guard except those of the Air Corps found upon examination of the reports made by an inspecting officer duly detailed for that purpose to be up to the standard required in strength drill discipline and efficiency shall receive in annual allowance the following money per annum which shall be used and expended solely for military purposes and for the use and benefit of the organization For dismounted troops at the rate of ten dollars ($10) per man per year Provided That no organization shall receive less than a minimum sum of [five hundred dollars or more than a maximum sum of seven hundred and fifty dollars] two hundred dollars per year for mounted or motorized troops at the rate of fifteen dollars ($15) per man per year Provided That no such mounted or motorized organization shall receive less [per year] than a minimum sum of [seven hundred and fifty dollars and more than a maximum sum of one thousand dollars per year] three hundred dollars per year Such allowances shall be computed by the Adjutant General from the allotted strength of the unit [as reported on May thirty-first of each year] Newly organized units shall receive a pro rata share of the above named allowance for the portion of the fiscal year [in which they are in service Provided That such allowance be] based on the actual strength of the organization at the time of its entrance into the service [the] The said allowance [to] shall be paid [by the Adjutant General in the usual manner to the commanding officer of the respective organization] in the usual manner on the usual lawful vouchers to that effect certified or approved by the unit and regimental or similar commanders but it shall be the duty of the Adjutant General before paying any of the said allowance [in money] to procure by purchase or otherwise and issue for each enlisted man not already provided therewith such articles of dress uniform and such articles of service uniform and equipment as are required for field service and also such mess tents kitchen tents [and] military stores and supplies required by the respective organizations not furnished and paid for out of Federal funds and charge the cost of same to the said annual allowance and the balance if any to be paid and disbursed as hereinafter provided Provided however That any regiment battalion squadron or company may at its own expense provide itself with other uniforms of such style and pattern as a majority of its officers may select and the Governor as Commander-in-Chief approve which uniform shall be the

property of the organization or the individual members thereof No portion of any allowance made by the State to any organization shall be expended in procuring such special uniforms or in repairing or caring for the same No part of the annual allowances paid under the provisions of this act to the several organizations of the Pennsylvania National Guard shall be used in the purchase erection or construction of any armory unless the title thereto be vested in the Commonwealth [The commanding officer of each organization shall at such time as the Governor as Commander-in-Chief may direct make a return to the Adjutant General containing an itemized account and statement of all disbursements of the money appropriated and paid to said organization and not previously accounted for which account and statement shall be verified by the proper original vouchers for such disbursements this accounting to be made under and in accordance with such regulations as may be prescribed by the Commander-in-Chief] The Adjutant General shall publish to all organizations a list of authorized expenditures and his decision as to whether any item shall be properly chargeable against these funds shall be final

Necessary Expenses of Headquarters

Section 38 The necessary military expenses of [general] division brigade regimental and separate battalion or similar headquarters including clerk hire and other actual outlays shall be paid [by the Adjutant General] in the usual manner on the usual lawful vouchers to that effect [duly sworn to or affirmed to] certified or approved by the commanding officer or the officer charged with the payment of the same such annual expenses except as hereinafter provided in no event to exceed [four thousand dollars ($4,000)] nine thousand dollars ($9,000) [per annum] for the division headquarters seven thousand dollars ($7,000) for the aviation headquarters [five hundred dollars ($500)] one thousand dollars ($1,000) for each brigade headquarters [fifteen hundred dollars ($1,500)] two thousand dollars ($2,000) for each regimental headquarters [five hundred dollars ($500) for each battalion headquarters and headquarters of trains] one thousand dollars ($1,000) for each headquarters of special troops and each headquarters of trains These allowances shall be augmented in the amount of ten thousand dollars per year which sum shall be apportioned by the Adjutant General to the various headquarters in proportion to the distances travelled between the respective headquarters and their subordinate units The Adjutant General shall publish to all organizations a list of authorized expenditures and his decision as to whether any item shall be properly chargeable against these funds shall be final

On the question,

Will the House agree to the section?

Mr. WILLIAM G. SMITH. Mr. SPEAKER, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 2, page 8, line 25, by striking out the word "augumented" and insert in lieu thereof "augmented"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third and fourth sections were separately read and agreed to as follows:

Section 3 That section nine of said act as amended by section two of the act approved the fifth day of March one thousand nine hundred and twenty-five (Pamphlet Laws fourteen) is hereby further amended to read as follows

[Medical Department]

Uniform Allowance

Section 9 [The medical department shall consist of the medical corps the dental corps the veterinary corps and the enlisted men pertaining thereto The commissioned officers of the medical corps shall be proportionately distributed among the several grades and assigned to duty with troops in such number and of such grades as may comply with the rules and regulations promulgated in relation thereto The enlisted force of the medical department shall consist of such personnel as may conform as far as practicable to the enlisted personnel now or hereafter provided by law or regulations therefor Original enlistments for the medical department shall be made in the grade of private and re-enlistments and promotions of enlisted men therein shall be governed by such regulations as may be promulgated relating thereto] An annual allowance for the purchase of uniforms and equipment shall be made as follows For each officer and warrant officer of dismounted troops thirty dollars ($30) for each officer and warrant officer of mounted or motorized troops forty dollars ($40) Such allowance shall be paid to the officer or warrant officer concerned on an application approved by his commanding officer which shall include a certificate that he is provided with the required uniforms and equipment

Section 4 That section five of said act as amended by section one of the act approved the twenty-eighth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred) is hereby further amended to read as follows

Powers of the Governor

Section 5 The Governor of this Commonwealth as Commander-in-Chief shall have the power and is hereby authorized and directed to alter increase divide annex consolidate disband organize or reorganize any organization department corps or staff so as to conform as far as practicable to any organization system drill instruction corps or staff uniform or equipment or period of enlistment now or hereafter prescribed by the laws of the United States and the rules and regulations promulgated thereunder for the organization and regulation of the National Guard For that purpose the number of officers noncommissioned officers and enlisted men of any grade in any organization department corps or staff may be increased or diminished and the grade of such officers noncommissioned officers and enlisted men may be altered to the extent necessary to secure as far as practicable such uniformity Officers rendered surplus by either the disbandment consolidation or reorganization of their respective organizations may [shall] be placed in the Inactive National Guard [Reserve] or such officers may be held as supernumerary officers during the unexpired portion of their respective commissions at the sole discretion of the Governor as Commander-in-Chief and the period of time for which such officers are held as supernumerary may be included in computing the necessary length of service to entitle a commissioned officer to be placed upon the retired list

The Governor as Commander-in-Chief shall have power in case of war invasion insurrection riot or imminent danger thereof to increase the land forces of this Commonwealth and organize the same in accordance with the existing rules and regulations governing the armies of the United States as the exigency of the occasion may require and such organization and increase may be either pursuant to or in advance of any call made by the President

The Governor may in his discretion place the National Guard or any part thereof on active duty when an invasion of the State or an insurrection in the State occurs or is threatened or when tumult riot or mobs shall exist or in imminence thereof

The fifth section was read as follows:

Section 5 That section thirty-two of said act as amended by section two of the act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred eight) is hereby further amended to read as follows

Pay of Officers and Men on Active Duty and State Service

Section 32 When the Pennsylvania National Guard or any part thereof is ordered on active duty by the Governor as Commander-in-Chief and pay is authorized for such duty under the order prescribing the performance thereof the commissioned officers and warrant officers so ordered shall be entitled to the same per diem pay and allowances and transportation in kind provided for in section thirty-one of this act as amended The grades of enlisted men shall be such as the Governor as Commander-in-Chief may from time to time direct and shall conform to the grades authorized in tables of organization for the National Guard published by the War Department When enlisted men are ordered on active duty as above prescribed their per diem pay shall be fifty cents in addition to the pay allowed by the Federal Government Provided That the Federal pay of a private shall not be less than one dollar and a private of the first class one dollar and fifteen cents and in case the Federal Government shall at any time reduce its allowance for a private or a private of the first class below one dollar or one dollar and fifteen cents then the Commonwealth shall pay to such private or private of the first class an amount equal to the reduction below one dollar or one dollar and fifteen cents so that the total pay of the private or private of the first class shall be respectively one dollar and fifty cents and one dollar sixty-five cents Under such regulations as the Governor as Commander-in-Chief may prescribe and conforming with tables of organization authorized for the National Guard by the War Department enlisted men of the sixth and seventh grades may be rated as specialists and receive the extra pay per diem allowed by the War Department for specialists Hereafter enlisted men shall receive an increase of [ten] five per centum of their base pay for every [five] three years of service in the National Guard or in the United States Army Navy or Marine Corps or for any two or more of these services combined Provided That such increase shall not exceed [forty] thirty per centum of their base pay All payments of per diem pay and service pay shall be made by the Adjutant General in the usual manner No deductions shall be made from the pay of officers or enlisted men in active service for dues or other financial obligations imposed by any by-laws rules or regulations of a civic character

On the question,

Will the House agree to the section?

Mr. WILLIAM G. SMITH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 5, page 12, line 28, by inserting after the word "dollar" the following: "and."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The sixth sections and title were separately read and agreed to as follows:

Section 6 That section sixty of said act is hereby repealed

An Act to amend sections five and nine as amended, sections fourteen and twenty-five, sections thirty-two and thirty-four as amended, sections thirty-six and thirty-seven, section thirty-eight as amended, and section forty, and to repeal section sixty of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled "An act providing for the organization, government, discipline, maintenance, and regulation of the armed land forces of this Commonwealth," by providing a uniform system for the payment of rental and hire for armories, buildings and animals; regulating the payment of compensation for injuries or death resulting from service, decreasing the minimum annual allowances to certain units and increasing maximum headquarters expense allowance; providing an annual uniform allowance for officers and warrant officers; regulating pay of enlisted men; repealing provisions for collection of military fines by civil process; and otherwise harmonizing the act with Federal law.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 55, as follows:

An Act to amend section one hundred and seventy-four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" prescribing the oath to be taken by members of the board of viewers

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred and seventy-four of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" is hereby amended to read as follows

Section 174 Term of Office Removal Each of the members of the board of viewers shall be appointed for a term of three years from the date of his appointment whether such appointment be to fill an original or partly expired term Members may be reappointed from time to time when vacancies occur All appointments shall be subject to the power of the court of common pleas at any time for causes to them satisfactory to remove members of said board before the expiration of their respective term of office and to appoint successors

Each member of the board of viewers before entering upon the duties of his office shall take and subscribe to an oath or affirmation which shall be filed in the office of the prothonotary of the respective county as follows "I do solemnly swear (or affirm) that I will support obey and defend the Constitution of the United States and the Constitution of this Commonwealth and that I will discharge the duties of my office with fidelity that I will not knowingly receive directly or indirectly any money or any other valuable thing for the performance or non-performance of any act or duty pertaining to my office other than the compensation allowed by law" The said oath of office shall be deemed sufficient to qualify the members of a board of view for the performance of every duty to which they may be appointed and oaths or affirmations elsewhere prescribed shall be unnecessary Viewers now in office shall so qualify

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 51, as follows:

An Act to amend section eight of the act approved the twenty-sixth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand three hundred seventy-nine) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuation for taxation is concerned and providing for the acceptance of this act by cities" by so changing the provisions of the act that individual written or printed notice of assessed valuation for triennial years shall be given to property owners alone

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the twenty-sixth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand three hundred seventy-nine) entitled "An act creating in counties of the third class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and occupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors a solicitor engineers and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities" is hereby amended to read as follows:

Section 8 It shall be the duty of said board to give notice by advertising in one or more newspapers printed in such county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the said board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable [inhabitant] property owner within such county of the amount or sum for which [he stands rated] his property is assessed and of the time and place of such appeal

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 439, as follows:

An Act to amend section one of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws nine hundred ten) entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class and repealing existing acts relating thereto" by changing such compensation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-second day of May (Pamphlet Laws nine hundred ten) entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class and repealing existing acts relating thereto" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties other than counties of the first and second class the assessors and assistant or registry assessors performing duties pertaining to the assessment and registration of voters shall receive as full compensation for such duties the sum of [ten cents for each person assessed by them and entered on the registry list but the amount of such compensation to be paid to any assessor or assistant or registry assessor for any assessment period shall not exceed the amount he would receive if he were paid three dollars and fifty cents ($3.50)] five dollars ($5.00) per day for each day actually employed in the performance of such duties In addition to the compensation above provided they shall receive the sum of [three dollars and fifty cents ($3.50)] five dollars ($5.00) per day for the special sittings at the polling places before elections and primaries as provided by law

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 181, entitled:

An Act to amend section two hundred and twenty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and twenty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" which was last amended by section two of the act approved the second day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand four hundred nineteen) is hereby further amended to read as follows

Section 220 Resident Fishing License Fees For the purposes of this article every person sixteen years of age and upward upon application to any county treasurer within the Commonwealth or to the Department of Revenue and the presentation of proof that he has been a bona fide resident of this Commonwealth for a period of thirty days preceding his application and was born in the United States or was fully naturalized under the laws of the United States shall upon the payment to the county treasurer or the Department of Revenue of a license fee of one dollar and fifty cents for the use of the Commonwealth and in the event that the license is issued by a county treasurer a fee of ten cents for the use of the county treasurer be entitled to the license herein referred to as a "resident fishing license"

Upon the making of an application by any person to the department or county treasurer for a special license to catch eels by the use and operation of eel chutes and the payment of a fee of one dollar for the use of the Commonwealth and ten cents for the use of the county treasurer where application is made to him such person shall be entitled to a special eel chute license and a

special metal tag which shall give him the right to use and operate an eel chute in the Susquehanna River below the [northern] boundary [of Berwick] line between Wyoming and Luzerne Counties on the north branch below the bridge at the Northumberland-Lycoming County line on the west branch in the Juniata River below Mount Union and in the Delaware River below Easton in accordance with the provisions of this act

On the question,

Will the House agree to the section?

Mr. TERRY. Mr. Speaker, I desire to offer the following amendments.

The Speaker. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Page 3, Line 2, by striking out after the word "below" the balance of the line.

Amend Page 3, Line 3, by striking out the words *"tween Wyoming and Luzerne Counties"* and inserting in lieu thereof the following:

the New York State line

On the question,

Will the House agree to the amendment?

They were agreed to,

On the question,

Will the House agree to the amendments?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section two hundred and twenty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended, permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 775, as follows:

An Act Relating to the sale delivery weighing and importation of manure for mushroom growing making certain practices in connection therewith misdemeanors and fixing fines and penalties for the violation thereof providing for the payment of such fines into the State Treasury and requiring the Department of Agriculture to enforce the provisions of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever manure is sold or delivered in this Commonwealth to be used in the growing of mushrooms such manure shall be only the natural product as the same is produced by horses in the stable without the addition of water any other manure or any other foreign substance whatsoever For the purposes of this act manure shall be deemed to be adulterated if it contains any water other than that naturally contained therein or if any other manure or any other foreign substance is mixed therewith whether such added water manure or other substance is added thereto or becomes a part thereof by permitting such manure to stand in a manure pit or any other place where water or any other substance may flow or seep into it or otherwise become a part of it

Section 2 It is unlawful for any person copartnership association or corporation to sell or offer for sale or to deliver to any grower of mushrooms in this Commonwealth any manure that is adulterated as defined in this act

Section 3 It is unlawful for any person copartnership association or corporation in connection with any sale furnishing or delivery of manure to represent the same as being fit for growing mushrooms if such manure is adulterated within the meaning of this act

Section 4 Whenever any manure is or has been sold by weight and the price to be paid therefor is to be fixed by weighing the same at any point within this Commonwealth it is unlawful for any person copartnership association or corporation to deliver for weighing or to cause or permit to be weighed any manure to which has been added any water any other manure or any other substance whatsoever which increases the weight of such manure

Section 5 It is unlawful for any person copartnership association or corporation to import or to bring into this Commonwealth any manure for the purpose of sale or delivery for use in growing mushrooms in this Commonwealth which manure is adulterated within the meaning of this act

Section 6 Any person copartnership association or corporation who or which by himself or itself or by his or its agents servants or employes violates any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars or in the case of an individual or the members of a partnership or the responsible officers of an association or corporation to undergo imprisonment not exceeding six months or both

Section 7 It shall be the duty of the Secretary of Agriculture to enforce the provisions of this act All fines and penalties collected under the provisions of this act shall be paid into the general fund in the State Treasury through the Department of Revenue

Section 8 The term "manure" as used in this act shall except where a different meaning is clearly intended mean only manure produced by horses

Section 9 The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 10 All acts and parts of acts inconsistent herewith are hereby repealed

Section 11 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceded to the second reading and consideration of House Bill No. 844, entitled:

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when any vacancy shall occur in the office of mayor of any city of the second class by death resignation or otherwise the president of the city council shall become acting mayor of the city for a period of thirty days The president of council shall issue his proclamation for a meeting of the city council to be held not less than ten nor more than twenty days after any such vacancy happens in the office of mayor and at such meeting or any adjournment thereof it shall be the duty

of the city council by a majority vote of all its members to elect a mayor pro tempore who shall hold office from thirty days after the date such vacancy happened until the first Monday of January succeeding the first municipal election occurring at least thirty days after such vacancy happened at which election a mayor shall be elected for the unexpired term to take office from the first Monday of January succeeding his election.

If any such vacancy happens in the office of mayor within thirty days of the first municipal election succeeding the one at which the mayor was elected or after such municipal election then the mayor pro tempore elected by the city council shall hold office for the unexpired term

On the question,

Will the House agree to the section?

Mr. TRONZO. Mr. Speaker, I desire to offer the following amendment.

The Speaker. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 1, lines 5 and 6, by striking out the words "resignation or otherwise."

On the question,

Will the House agree to the amendment?

Mr. O'KEEFE. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Tronzo.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. TRONZO. I will, Mr. Speaker.

Mr. O'KEEFE. Mr. Speaker, will the gentleman from Allegheny tell me the purpose of the amendment?

Mr. TRONZO. Mr. Speaker, the purpose of this amendment is to make sure that in case of a death which occurs prior to the time that this bill is passed, proper action can be taken by council to put in that position the proper person.

Mr. O'KEEFE. Mr. Speaker, the charter at the present time has that provision, and until this act is enacted it would not be necessary to make that change. I therefore ask the members of this House to vote "no" on these amendments.

Mr. TRONZO. Mr. Speaker, this bill No. 844, Printer's No. 114, is merely making a way for a bill known as the Mayor's ripper bill — — —

The SPEAKER. The question is on the amendment. The gentleman will confine himself to explaining the amendment.

Mr. TRONZO. Mr. Speaker, I feel that the bill should be amended for the simple reason that in case a death occurs in the office of the mayoralty of the city of Pittsburgh, the proper person can be appointed by city council to fill his place, and I feel that the members of this General Assembly should vote "aye" on that amendment.

The yeas and nays were required by Mr. Tronzo and Mr. Homer S. Brown and were as follows:

YEAS—9

Brown, H. S.,	Holland,	Reynolds,	Terry,
Hartman,	Hoopes,	Rhys,	Tronzo,
Hefferon,			

NAYS—180

Achterman,	Duffort,	McDermott,	Shreiner,
Alexander,	Eberharter,	McDevitt,	Shugarts,
Allen,	Ederer,	McElroy,	Siegel,
Altenburg,	Eroe,	McHenry,	Simon,
Andrews,	Falkenstein,	McKinney,	Simpson.
Arnold,	Ferko,	Melchiorre,	Sinwell,
Atkins	Finnerty,	Mentzer,	Sloan,
Aukerman,	Fitch,	Merrell,	Smith, J. A.,
Baine,	Flanagan,	Moomaw,	Smith, W. G.,
Baker, F. T.,	Flinchbaugh,	Mooney,	Snyder, F. E.,
Baker, J. J.,	Flynn,	Moore,	Snyder, J. L.,
Baldi,	Forrest,	Moran,	Sowers,
Barber,	Furman,	Moul,	Sproul,
Barnhardt,	Gates,	Munley,	Stank,
Bernhard,	Gerard,	Murrin,	Stevens,
Boose,	Gillette,	Nagel,	Stewart,
Boyd, R.,	Green,	O'Keefe,	Stockham,
Boyer,	Greenstein,	Ominsky,	Stone,
Bradley,	Haberlen,	O'Neill,	Stott,
Brancato,	Hagerty,	Panton,	Sumney,
Brennan,	Haluska,	Parks,	Surface,
Brown, J. E.,	Hamilton, F. P.,	Patterson, C.,	Tahl,
Brownfield,	Hamilton, R. S.,	Patterson, J. W.,	Trout,
Brumbaugh,	Harkins,	Pearson,	Tumelty,
Burke,	Harmuth,	Perry,	Turner,
Cannon,	Hart,	Peters,	Van Allsburg,
Caputo,	Hermansen,	Pfaff,	Van Sickle,
Carr,	Hetrick,	Phillips,	Walker,
Carson,	Hindman,	Piole,	Wall,
Castor,	Hirsch,	Powers,	Wasserman,
Chervenak,	Hoffner,	Reising,	Weidemann,
Coakley,	Holstrom,	Rinn,	Weiss,
Cochran,	Kilroy,	Roan,	Welliver,
Cohen,	Kinney,	Robinson,	Welsh,
Coleman,	Klingler,	Ruffennach,	Westrick,
Coolahan,	Kobelak,	Ruth,	Wickersham,
Cordier,	Larue,	Sarraf,	Wilson,
Davies,	Linderman,	Scanlon,	Witkin,
Decker,	Long,	Schrock,	Wood,
Denning,	Longaker,	Schrope,	Woodside,
Dent,	Lovett,	Schwab,	Yeakel,
Diehl,	Lynch,	Schwartz,	Yourishin,
Dilley,	Male,	Shaw,	Zappala,
Downey, G. E.,	Mason,	Shepard,	Zimmerman,
Downey, J. J.,	McCreary,	Shortz,	Sarig,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

Mr. TRONZO. Mr. Speaker, I desire to withdraw the remaining amendments.

The second, third, fourth, and fifth sections and title were separately read and agreed to as follows:

Section 2 This act shall apply to vacancies which happened prior to or which may happen subsequent to the effective date of this act and in cases of vacancies happening prior to the effective date of this act the procedure provided by this act for the filling of vacancies shall be followed and the vacancy existing shall for the purposes of this act be deemed to have happened on the effective date of this act

Section 3 The provisions of this act are severable and if any of the provisions thereof shall be held to be unconstitutional the decision so holding shall not be construed to affect or impair any other provision of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 4 All acts and parts of acts inconsistent herewith are hereby repealed

Section 5 This act shall become effective immediately upon final enactment

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 418, entitled:

An Act To promote the safety of travelers upon street railways and buses and others by requiring a crew of two on each street railway car and certain buses

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no street railway company or bus company its officers or agents officers of the court receiver or any person or persons doing business in this Commonwealth shall run or operate on any part of its system or routes or permit to be run or operated over its system or routes any street railway car or bus except buses known as single deck buses with a crew consisting of less than two persons to wit one motorman or driver and one conductor for each such car or bus

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. MORAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Railroads and Railways for the purpose of a public hearing.

The motion was agreed to.

BILL ON THIRD READING

Mr. REISING. Mr. Speaker, I desire to call up at this time House Bill No. 355, Printer's No. 63, on page 10 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Reising

The House Resumed the consideration on third reading of House Bill No. 355, entitled:

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school districts wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

On the question recurring

Will the House agree to the bill on third reading?

Mr. REISING. Mr. Speaker, I ask uannimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend sec. 1, page 4, line 23, by inserting after the word "[or]" the following: "Provided, That male minors over the age of fourteen may be employed in the distribution, sale, exposing or offering for sale, of any newspaper, magazine, periodical or other publication for not more than fifty-one hours in any one week or more than eight hours in any one day, and after six o'clock in the morning and before eight o'clock in the evening."

Amend sec. 1, page 8, line 26, by inserting at the end of the line, after the word "enacted" the following: "Provided, however, That any male minor sixteen years of age, employed in the distribution, sale, exposing or offering for sale of any newspaper, magazine, periodical or other publication, shall not be required to procure an employment certjficate under this act."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection?

Mr. WITKIN. Mr. Speaker, my I interrogate the gentleman from Beaver, Mr. Reising?

Mr. SPEAKER. Will the gentleman from Beaver permit himself to be interrogated?

Mr. REISING. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman whether or not these are the amendments that were suggested and agreed to by the Pennsylvania Newspapers' Publishers Association?

Mr. REISING. Mr. Speaker, not in their entirety. In part they were, but then the other people or interests who were considering the welfare of children submitted this proposition, and it seems that unanimous agreement can not be obtained and we feel this is about the nearest we can arrive at it. We do not desire to go backwards. This is leaving the situation for the newspaper boys as it has been for a number of years that this act has been in effect, as I understand it, and therefore we desire to have this amendment put into the bill in order that we can arrive at some conclusion.

Mr. WITKIN. Mr. Speaker, the explanation of the gentleman from Beaver is quite clear. However, may I merely ask him whether or not that compromise was agreed to by the Pennsylvania Publishers' Association or whether they are still opposed to these amendments?

Mr. REISING. Mr. Speaker, they are in part opposed. There are some things about it that they do not approve. I might make it clear as to what they are. They desire to take boys of the age of twelve and employ them as they are now being employed at the age of fourteen, but the child welfare interests, along with myself, do not feel that this is the right thing to do.

Mr. WITKIN. Mr. Speaker, may I ask if it is the intention of the gentleman after these amendments are inserted, to vote upon this tonight, or is it satisfactory to let them lie over until tomorrow?

Mr. REISING. I had the desire that it be voted on tonight, Mr. Speaker.

The SPEAKER. The Chair wishes to inform the members of the House that under the rules governing amendments, these must lie over until tomorrow for printing.

Mr. REISING. Of course, Mr. Speaker, under that rule it will lie over.

Mr. WITKIN. Mr. Speaker, I merely want to say to the gentleman from Beaver that I agree with him.

Mr. SOWERS. Mr. Speaker, I desire to interrogate the gentleman from Beaver, Mr. Reising.

The SPEAKER. Will the gentleman from Beaver, Mr. Reising, permit himself to be interrogated?

Mr. REISING. Mr. Speaker, I will.

Mr. SOWERS. Were amendments submitted to the gentleman giving the right to children above fourteen years of age to work in their father's store, may I ask, Mr. Speaker?

Mr. REISING. Not to my knowledge, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, is that prohibited in the bill as written?

Mr. REISING. Under what section of the act would that come, Mr. Speaker?

Mr. SOWERS. Mr. Speaker, I really don't know but I just want to know if it is prohibited in the bill as written.

Mr. REISING. The employment on farms is the same as it has been, and this, as I understand it will take care of the newspaper boy, but the question of a child working in his father's store was not brought up, and was not discussed.

Will the House give its unanimous consent to the insertion of the amendment at this time? Are there objections?

Mr. HOOPES. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

RECONSIDERATION OF VOTE

Mr. REISING. Mr. Speaker, I move that the vote by which the House agreed to transcribe the bill for third reading be reconsidered.

The motion was agreed to.

Mr. REISING. Mr. Speaker, I move that the vote by which the House agreed to the bill on second reading be reconsidered.

The motion was agreed to.

Mr. REISING. Mr. Speaker, I move that the vote by which the House agreed to the title be reconsidered.

The motion was agreed to.

Mr. REISING. Mr. Speaker, I move that the vote by which the House agreed to sections three, two and one be reconsidered.

The motion was agreed to.

On the question recurring,

On the question,

Will the House agree to the first section?

Mr. REISING. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 4, line 23, by inserting after the word "[or]" the following: "Provided, That male minors over the age of fourteen may be employed in the distribution, sale, exposing or offering for sale, of any newspaper, magazine, periodical or other publication for not more than fifty-one hours in any one week or more than eight hours in any one day, and after six o'clock in the morning and before eight o'clock in the evening."

Amend Sec. 1, page 6, line 26, by inserting at the end of the line, after the word "enacted" the following: "Provided, however, That any male minor sixteen years of age, employd in the distribution, sale, exposing or offering for sale of any newspaper, magazine, periodical or other publication, shall not be required to produce an employment certificate under this act."

On the question,

Will the House agree to the amendments?

Mr. HOOPES. Mr. Speaker and members of the House, the purpose of this amendment is, to a large extent, to exempt newspapers from the provision of this bill. I can see no good reason why they should be so exempted. As I understand the amendment, it will only prevent the employment of boys fourteen years of age in the distribution of newspapers after school hours, but will permit them to be employed fifty-one hours a week at that work. In other words, it will take away the protection which we are attempting in this measure to extend to all minors over fourteen years of age, from those employed in the work of distributing newspapers.

I do not know why it is that the newspaper publishers think that they should be exempted from every law that we bring into this House. Almost always they are in here claiming exemption in one form or another. In these days of unemployment I can see no reason why boys fourteen years of age should be taken out of school and put on the streets selling newspapers while their fathers are walking the streets idle and unemployed. The only reason why the newspaper publishers want the boys to do that work is because they can get them to do it cheaper. They talk a lot about the health of the boys and things of that sort, but the thing they are concerned about is to get their papers distributed more cheaply.

I hope that the members of this House will take their campaign pledges seriously and will vote to protect the children of this Commonwealth, all of them and not just some of them. I can see no good reason why we should exempt this particular class just to satisfy a certain selfish group.

I may say that there are a number of newspapers in the Commonwealth that are not in sympathy with this program, and I hope that you will vote down these amendments, and let the bill stand in the form that it is.

If we are going to start in exempting each industry that does not want to be covered, why we might as well not pass the bill at all. Let us protect our children by defeating these amendments. I ask you to vote "no," and, Mr. Speaker, I ask for a roll call.

Mr. REISING. Mr. Speaker, supplementing the remarks of the gentleman, Mr. Hoopes, I wish to state to all those who may be interested in knowing that the complaints to which he has just referred are exceedingly mild as compared to the arguments that I have advanced to the lobbies for the newspapers, in an effort to get the bill through in its original form. However, I have concluded after a lot of work and debate on this matter that the only way that we can get this through this House is to get it through in its present form. Therefore, I will ask the members of the House to support this amendment in order that we can get it through.

Mr. MASON. Mr. Speaker and members of the House, I rise to support the amendments of the sponsor of this bill. It is true that the Pennsylvania Newpapers' Publishing Association have stated that the present amendments offered for this bill do not cover every section of the bill. Nevertheless, the amendment as offered for this section is entirely in accord with their ideas concerning the amendment to the bill in toto.

I might state that these amendments as now offered were prepared, if I am not mistaken, by one of the departments of the present administration.

It is not the purpose of the newspapers of the state of Pennsylvania to take children out of school in order to secure cheaper wages. It is merely due to the fact that the morning newspapers can be and should be distributed prior to the school hours and that the evening newspapers can be and should be distributed subsequent to the afternoon hours of each school day, to see that the children who have been able to earn extra money while they are attending school, can still be protected. That is the sole purpose of these amendments. They are endeavoring in so far as possible, by these amendments to make this child labor amendment conform to the present code dealing with the use of news boys, that has been adopted and approved by the present Federal administration.

I, therefore, urge you to vote "aye" on these amendments.

Mr. TRONZO. Mr. Speaker and members of the House, it has been said not so very long ago by none other than our president that if a business enterprise can not continue to exist under ordinary working rules whereby men are put to work, and if they have to depend on the labor of children, that that business enterprise has no logical reason to exist. If the newspaper publishing concerns must depend on the work of children they have no right to exist in this Commonwealth.

Mr. HOOPES. Mr. Speaker, it has been suggested that the purpose of these amendments are solely to permit the employment of boys before and after school. I submit to you, members of the House, that no fourteen year old boy should be permitted to work fifty-one hours a week and go to school at the same time. He can not possibly do it and maintain his health. There is no reason for extending the hours to fifty-one hours per week for these particular boys. They certainly can get the newspapers delivered by employing boys in the limit allowed in the bill, forty hours per week and there is no reason why we should extend it, and do, as we have done heretofore, give the publishers special privilege. Let us keep the bill as it is. Let it apply to all boys throughout the Commonwealth and do not penalize those who happen to be employed in a certain industry by permitting them to be worked for long hours, early in the morning and late in the evening. I am certain that the newspapers publisher's business can be adjusted so as to meet these new conditions, if required to do so. Of course, they don't want to do so. It is much easier for them to leave things as they are and to work the boys longer hours. That is always the argument. They do not want to adjust themselves to anything that is likely to cost them more money in conducting their business. We want to protect the health and the welfare of our children. That is the reason why we want the forty hour week. I can see no reason why boys fourteen years of age should be permitted to work more than forty hours a week when their fathers are walking the streets not working at all.

Let us vote down these amendments and increase employment and protect the boy.

The yeas and nays were required by Mr. Hoopes and Mrs. Wilson and were as follows:

YEAS—173

Achterman,	Ferko,	Male,	Shortz,
Alexander,	Finnerty,	Mason,	Shreiner,
Allen,	Fitch,	McDermott,	Shugarts,
Andrews,	Flanagan,	McDevitt,	Siegel,
Arnold,	Flinchbaugh,	McElroy,	Simon,
Atkins,	Flynn,	McHenry,	Sinwell,
Baker, J. J.,	Forrest,	McKinney,	Sloan,
Barber,	Furman,	Melchiorre,	Smith, J. A.,
Barnhardt,	Gates,	Mentzer,	Smith, W. G.,
Bernhard,	Gerard,	Merrell,	Snyder, F. E.,
Boyd, R.,	Gillette,	Moomaw,	Snyder, J. L.,
Boyer,	Green,	Mooney,	Sowers,
Bradley,	Greenstein,	Moore,	Sproul,
Brancato,	Habbyshaw,	Moul,	Stank,
Brennan,	Haberlen,	Munley,	Stevens,
Brown, H. S.,	Hagerty,	Murrin,	Stewart,
Brown, J. E.,	Haluska,	Nagel,	Stockham,
Brownfield,	Hamilton, F. P.,	Nothnagle,	Stone,
Brumbaugh,	Hamilton, R. S.,	O'Keefe,	Sumney,
Burke,	Harkins,	Ominsky,	Tahl,
Caputo,	Harmuth,	O'Neill,	Terry,
Carson,	Hart,	Panton,	Trout,
Castor,	Hartman,	Patterson, C.,	Tumelty,
Chervenak,	Hefferon,	Patterson, J. W.,	Turner,
Coakley,	Hermansen,	Pearson,	Van Allsburg,
Cochran,	Hetrick,	Peters,	Van Sickle,
Coleman,	Hindman,	Pfaff,	Walker,
Condon,	Hoffner,	Phillips,	Wall,
Conner,	Holland,	Piole,	Wasserman,
Coolahan,	Holstrom,	Powers,	Weidemann,
Cordier,	Horst,	Reising,	Weiss,
Davies,	Jones,	Rhys,	Welliver,
Decker,	Kane,	Rinn,	Welsh,
Dent,	Kelso,	Roan,	Westrick,
Diehl,	Kilroy,	Robinson,	White,
Dilley,	Kinney,	Ruffennach,	Wickersham,
Downey, G. E.,	Klingler,	Ruth,	Witkin,
Downey, J. J.,	Kobelak,	Sarraf,	Wood,
Duffort,	Larue,	Schrock,	Woodside,
Eberharter,	Linderman,	Schrope,	Yeakel,
Ederer,	Longaker,	Schwab,	Zappala,
Eroe,	Lovett,	Schwartz,	Zimmerman,
Falkenstein,	Lynch,	Shaw,	Sarig,
		Shepard,	

NAYS—17.

Aukerman,	Hoopes,	Muir,	Surface,
Baine,	Long,	Perry,	Tronzo,
Boose,	McCreary,	Scanlon,	Wilson,
Cannon,	Moran,	Simpson,	Yourishin,
Hirsch,			

So the question was determined in the affirmative and the amendments were agreed to.

On the question,
Will the House agree to the section as amended?
It was agreed to.

REASONS FOR VOTE

Mr. JAMES W. PATTERSON. Mr. Speaker, I desire to file the following reason for my vote.

I am voting for this amendment so that the large number of boys of 14 years of age, who earn their living and help support their families, may not be deprived of this opportunity.

Mr. WEISS. Mr. Speaker, I desire to file the following reason for my vote.

I am voting aye for amendments for the reason that men cannot be obtained to do the work of newspaper boys at even twice or three times the pay and many boys 14 years of age aid in this manner to support their families and aid themselves in obtaining an education by purchasing clothing and other necessaries.

The second and third sections and title were separately read and agreed to as follows:

Section 2 That section three as amended and sections thirteen sixteen and nineteen of the said act be and the same are hereby repealed.

Section 3 This act shall go into effect on the first day of July one thousand nine hundred thirty-five.

An Act to amend the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" as amended by prohibiting employment of minors between fourteen and sixteen years of age except in certain types of work which will not interfere with school attendance further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work and the hours of labor further regulating employment certificates and requiring such certificates for minors under eighteen imposing on school districts the duty to issue such certificates further requiring schedules of the hours of employment to be posted and repealing certain sections.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 353, entitled:

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry, and imposing a penalty for violations of the act.

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, may I ask that the sponsor of this bill explain its purposes to the House?

Mr. COLEMAN. Mr. Speaker and members of the House, this bill is an administration measure designed to guard against the fly-by-night fellow who comes in here, establishes a manufacturing process, within two or three months holds up the wages of his employes and then leaves town. This bill precludes the possibility of such a happening because he must file with the Secretary of Labor and Industry a notice of his intention to cease operation. The bill is also devised to give the Department of Labor and Industry an accurate and thorough check on the establishments in the state on which the Secretary of Labor and Industry can base unemployment figures in the State of Pennsylvania. Does that answer the gentleman's question?

Mr. SOWERS. Mr. Speaker, referring to page 1, section 2, defining the word "Employment," would the gentleman take that to apply to a physician or professional man who employed four persons in his office?

Mr. COLEMAN. No sir, I would not, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, would the gentleman take that to apply to a farmer that uses four persons to merchandise or sell his farm products?

Mr. COLEMAN. No, sir, Mr. Speaker. The bill specifically exempts from the provisions of the bill persons engaged in private domestic service, agriculture or casual emplyoment.

Mr. SOWERS. But, Mr. Speaker, may I ask if that exempts those farmers that sell their own products?

Mr. COLEMAN. It is my understanding, Mr. Speaker, that it will.

Mr. SOWERS. Mr. Speaker, in what way will it do that?

Mr. COLEMAN. That is specifically provided for in line thirteen exempting agriculture from the provisions of the bill, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, doesn't that mean only the raising of products and not the disposing of them?

Mr. COLEMAN. No sir, it does not, Mr. Speaker.

Mr. SOWERS. Would the bill, in the gentleman's opinion, apply to an industry that was conducted at home by the family?

Mr. COLEMAN. Mr. Speaker, the question is entirely too vague for answer. I would like to have the gentleman elaborate on "an industry at home."

Mr. SOWERS. Take the case of a farmer that preserves and uses his wife and children in his home to prepare those preserves and sell them.

Mr. COLEMAN. Mr. Speaker, they would be exempt from the provisions of the bill, as I understand it.

Mr. SOWERS. Mr. Speaker, how does the gentleman come to such a conclusion?

Mr. COLEMAN. Mr. Speaker, again I repeat that agriculture is omitted from the provisions of the bill, anything that has to do with agriculture, and the word "farmer" and "industry in the home," I think, comes under the caption of agriculture.

Mr. SOWERS. Mr. Speaker, does the gentleman think that the making of preserves in the home and selling the home preserves comes under the definition of agriculture?

Mr. COLEMAN. Mr. Speaker, in the case of employment I would regard it as so.

Mr. SOWERS. Mr. Speaker and members of the House, the purposes and objects of this bill are very meritorious. I regret, however, to say that I believe, in my opinion, the bill is very poorly drawn. I really believe that it should be sent back to committee so that it might be properly amended. It certainly is not the intention of the Legislature to require a little industry of three or

four persons to be registered, and to be registered in the way that this bill provides. This bill will affect every little country store where the wife and children and other relatives wait upon that store. It would affect nearly every practicing attorney in this Commonwealth. Certainly it is not the intention of this House to require that these parties be registered and it seems to me that the sponsor in fairness to the bill and in fairness to the purposes which are sought to be accomplished, should send the bill back to committee for amendment. If the bill does not go back to committee for amendment, I ask you gentlemen to vote "no" on this bill.

Mr. WITKIN. Mr. Speaker, may I interrogate the gentleman from Lackawanna, Mr. Coleman, the sponsor of this bill?

The SPEAKER. Will the gentleman from Lackawanna, Mr. Coleman, permit himself to be interrogated?

Mr. COLEMAN. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, bearing in mind that I am in favor of this bill, and also bearing in mind that apparently both the gentleman from Lackawanna, Mr. Coleman, and the gentleman from Philadelphia, Mr. Sowers, are in accord, may I ask the gentleman from Lackawanna whether he has any objection to placing this bill on the postponed calendar until tomorrow in order that the gentleman from Philadelphia, Mr. Sowers, and the gentleman from Lackawanna, Mr. Coleman, may get together in order to clarify the situation that the gentleman from Philadelphia suggests?

Mr. COLEMAN. Mr. Speaker, I do. The bill is an administration measure. It has been studied and analyzed by the opposition in the House. There isn't anything about the bill, as I view it, that is misleading. It gives the Department of Labor and Industry, as I said before, a thorough and accurate check on the industrial establishments of the state. I see no reason whatsoever why the bill should be put upon the postponed calendar, and I ask the Democratic members of this House to vote for it.

Mr. WITKIN. Mr. Speaker, may I ask if the gentleman has any objection, for the purpose of giving us an opportunity of consulting with the Attorney General as to whether or not certain amendments to clarify this bill shall be inserted in the bill, to placing it upon the postponed calendar only until tomorrow morning?

Mr. COLEMAN. Mr. Speaker, I have no objection.

Mr. WITKIN. Mr. Speaker, may I thank the gentleman from Lackawanna for agreeing so to do?

BILL POSTPONED

Mr. COLEMAN. Mr. Speaker, I move that this bill be placed on the postponed calendar.

The motion was agreed to.

BILL ON FINAL PASSAGE

Mr. BURKE. Mr. Speaker, I desire to call up at this time House Bill No. 517, Printer's No. 81, on page 11 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Burke.

The House resumed the consideration on final passage of House Bill No. 517, entitled:

An Act providing for the appointment and duties of county detectives in counties of the first class and repealing inconsistent acts

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker, may I interrogate the gentleman from Philadelphia, Mr. Burke?

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. BURKE. I will, Mr. Speaker.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Philadelphia whether he is in favor of the principle of keeping the police out of politics?

Mr. BURKE. Mr. Speaker, as a general proposition, yes.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Philadelphia whether as a general proposition he would include all police officers of the City of Philadelphia being kept out of politics?

Mr. BURKE. Yes, Mr. Speaker, I would.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman whether he is in favor of the civil service law for policemen and firemen?

Mr. BURKE. Yes, I am, Mr. Speaker.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Philadelphia whether he believes there ought to be a limit to the number of police officers that any borough or city, and particularly the City of Philadelphia, ought to be able to appoint?

Mr. BURKE. Mr. Speaker, I would like to answer or, rather, ask the gentleman from Philadelphia, Mr. Witkin, what application these questions have to the bill before the House.

Mr. WITKIN. May I say to the gentleman from Philadelphia that if he will reply to the question—unless he has objection thereto—I shall endeavor to immediately thereafter point out the application. The last question that I asked the gentleman, Mr. Speaker, was whether or not he believed there ought to be a limit to the number of police officers or detectives that the City of Philadelphia ought to be able to employ.

Mr. BURKE. Mr. Speaker, I see no application of the gentleman's question to the bill now before the House, and I do not care to answer it.

Mr. WITKIN. Mr. Speaker, do I take it that the gentleman refuses to answer any further questions or merely that particular question?

Mr. BURKE. Mr. Speaker, I am willing to answer any question that is pertinent to the bill.

Mr. WITKIN. May I ask if the gentleman from Philadelphia is familiar with the Act of 1919, as amended by the Act of 1925, which under Section 2, he seeks now to repeal?

Mr. BURKE. Mr. Speaker, does the gentleman mind repeating that question?

Mr. WITKIN. The Act of 1919, as amended by the Act of 1925, referred to in Section 2 of the bill, which the gentleman now seeks to repeal. Mr. Speaker, my question is whether or not the gentleman is familiar with the provisions thereof.

Mr. BURKE. Mr. Speaker, I am.

Mr. WITKIN. Mr. Speaker, does the gentleman from Philadelphia know that there is a limit to the number of county detectives that may be appointed under that bill?

Mr. BURKE. Yes, Mr. Speaker, I do.

Mr. WITKIN. And, Mr. Speaker, does the gentleman know the number.

Mr. BURKE. Mr. Speaker. I do. There is one chief county detective, one assistant county detective, ten county

detectives, at a specified salary, and ten more at a lower specified salary.

Mr. WITKIN. Mr. Speaker, and does the gentleman know that if the repeal of this bill takes effect that under the terms of it that number could be increased to one thousand instead of twenty-two?

Mr. BURKE. I do, Mr. Speaker.

Mr. WITKIN. Mr. Speaker and members of the House, the gentleman from Philadelphia is entirely correct, when he questions the application of certain questions that I placed before him to the terms of this bill, and I now choose to answer those questions.

The first question, if I recall correctly, was, do you believe that police and firemen ought to be kept out of politics, and the second question was whether or not you believe in the police and firemen coming under the civil service.

Now, let us see what this bill does. May I preface my remarks by saying that I do not believe that there is anything partisan about this bill. I do not believe that it is a bill that the Republicans ought to be for and the Democrats against, or vice versa. It is simply a question of good government.

A police officer to-day comes under the civil service. Under this bill the police officers of Philadelphia are taken out of the civil service. The bill of the gentleman from Philadelphia, Mr. Burke, specifically states that the District Attorney, by and with the consent of the City Council, can appoint certain men for certain duties, who shall be police officers of the City of Philadelphia, and, using his exact verbiage, "shall be general police officers and shall have all powers now conferred," and so forth.

Now, members of the House, if you vote for this bill then you vote for the proposition that in Philadelphia tomorrow, under a Republican administration, there could be appointed one thousand or more police officers without civil service, because this bill makes no provision for police officers being appointed under the civil service. If you vote for this bill, you vote for the principle of the abolishment of civil service insofar as the police of Philadelphia are concerned.

I have always heard it preached and have always have heard it said by the gentlemen from both parties that the police have no business in politics, but the police under this bill, not being under the civil service, would come right within the teeth of being in politics, because there is nothing in the bill that exempts the particular police officer who would be appointed from being kept out of politics.

I say to the members of the house that whether you be Democrats or Republicans, this bill is bad in principle, and I say, very frankly to you, that I do not want to give to the Republican administration in Philadelphia to-day any more than I would want to give to a Democratic administration the right to take the police and firemen out of the civil service. I believe that they belong in the civil service, and I believe they ought to stay there.

There is one other great objection to this bill, and I point this out to you: what right have council to interfere with the prosecution and the seeking out of those who have committed a crime by a duly elected District Attorney. What right have we to hamstring our District Attorney in Philadelphia? Why should our District Attorney have to go to City Council to say "May I appoint John Jones my chief of detectives?" What right have you, members of the Democratic or Republican party, to say to the District Attorney of Philadelphia, "You are going to appoint whomsoever we want you to appoint, else we will only approve a certain number of appointees."

Members of the House, you are going a step way back into the back woods and you are taking a step that will come back to haunt you, if you try to restrict the District Attorney as to whom he shall appoint or how many he shall appoint. The Act, as it now reads, provides that there shall be twenty-two county detectives. I say that that number has been deemed sufficient for the City of Philadelphia. We do not want the right to appoint fifty-two, do not want the right to appoint more than we have got.

Members of the House, whether you be Democrats or not, I say to you that this bill should not be the football of partisan politics, and just because my friend who proposed it is a Democrat, and just because I happen to be a Republican, I say that that ought not to stop you from voting this bill down. It is bad legislation. I believe it is the worst bill that has been before this House and I ask you to vote it down, because if you don't, you are doing something that is going to take the civil service law out of its present high standing and leave the thing open to all sorts of abuses.

I trust you will vote "no" on this bill.

Mr. BURKE. Mr. Speaker, may I interrogate the gentleman from Philadelphia?

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. WITKIN. I will.

Mr. BURKE. Mr. Speaker, I would like to ask the gentleman from Philadelphia if under the Act of 1919, as amended by the Act of 1925, the county detectives are not beyond the provisions of the civil service law.

Mr. WITKIN. Mr. Speaker, the answer is they are. May I explain that, however? This bill goes further than that. County detectives are not general police officers. Under the terms of the bill you make them general police officers. Their number to-day is only twenty, and although they are outside of the civil service law, nevertheless, they do not have the powers of general police officers, as you here designate them.

Mr. BURKE. Mr. Speaker, will the gentleman from Philadelphia admit that if this bill is passed it will make no change in the status of county detectives so far as their being subject to the civil service law is concerned?

Mr. WITKIN. Mr. Speaker, undoubtedly that is correct, with the explanation that it would refer to twenty odd men and not the number that there could be under this Act, and, bearing in mind also, that those twenty-two detectives, county detectives, to-day are merely employed for the purpose of seeking out and getting evidence for the prosecuting attorney's office, and do not exercise and do not have the power to exercise general police duties, such as you would inflict upon them under the terms of this bill.

Mr. BURKE. Mr. Speaker, does the gentleman believe that in my bill the duties of a county detective as there set forth correspond to the present duties of a county detective in Philadelphia?

Mr. WITKIN. Mr. Speaker, may I ask the gentleman to repeat that question?

Mr. BURKE. Mr. Speaker, I would like to ask the gentleman if House Bill No. 517, as it prescribes the duties of county detectives, if it does not limit the operations

and duties of county detectives to matters coming directly under the district attorney.

Mr. WITKIN. Mr. Speaker, I would answer that question by saying undoubtedly no, it does not. It makes them general police officers. The county detectives, I read, "Said detectives shall be general police officers"—they are not general police officers, in that more than half of them are engaged in ferreting out murder cases and only murder cases. About eight of those county detectives are specialists in seeking out and investigating murder cases only, and I would say that the bill now before us takes them out of that present position and makes them general police officers, and the police officers, being under the civil service law, the general police officers, and the number being unrestricted under your bill, your bill should not prevail.

Mr. BURKE. Mr. Speaker, I asked the gentleman if the provisions of this bill preceding the section which he has read do not conform to the present duties of county detectives in Philadelphia.

Mr. WITKIN. Mr. Speaker, it includes the present duties, and adds additional duties and makes them general police officers. You can not get away from the provisions of your bill that makes your county detective a general police officer, even though you may keep within his duties the present duties that he now has.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Mr. WITKIN. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—108

Achterman,	Diehl,	Kobelak,	Ruffennach,
Alexander,	Dilley,	Larue,	Ruth,
Allen,	Eberharter,	Long,	Sarraf,
Andrews,	Eroe,	Lovett,	Scanlon,
Arnold,	Falkenstein,	Lynch,	Schrope,
Aukerman,	Finnerty,	Male,	Schwab,
Baine,	Fitch,	McDermott,	Shaw,
Baker, J J.,	Flanagan,	McElroy,	Shepard,
Barber,	Flinchbaugh,	Melchiorre,	Shugarts,
Bradley,	Furman,	Mentzer,	Siegel,
Brancato,	Gerard,	Moomaw,	Simon,
Brown, H. S.,	Haberlen,	Mooney,	Sinwell,
Brown, J. E.,	Hagerty,	Moran,	Smith, J. A.,
Brownfield,	Haluska,	Moul,	Smith, W. G.,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stank,
Burke,	Harkins,	O'Keefe,	Stevens,
Cannon,	Harmuth,	Ominsky,	Sumney,
Caputo,	Hartman,	O'Neill,	Tronzo,
Carson,	Hetrick,	Panton,	Tumelty,
Chervenak,	Hindman,	Patterson, C.,	Van Sickle,
Coakley,	Hirsch,	Patterson, J. W.,	Walker,
Cochran,	Holland,	Pfaff,	Weiss,
Cohen,	Holstrom,	Piole,	Welliver,
Coleman,	Kelso,	Powers,	Welsh,
Coolahan,	Kilroy,	Reising,	Westrick,
Decker,	Kinney,	Rinn,	Yourishin,
Dent,	Klingler,	Robinson,	Sarig,

NAYS—86

Altenburg,	Forrest,	Merrell,	Sowers,
Atkins,	Gates,	Moore,	Sproul,
Baker, F. T.,	Gillette,	Muir,	Stewart,
Baldi,	Green,	Nothnagle,	Stockham,
Barnhardt,	Greenstein,	Parks,	Stott,
Bernhard,	Habbyshaw,	Pearson,	Surface,
Blumberg,	Hamilton, R. S.,	Perry,	Tahl,
Boose,	Hart,	Peters,	Terry,
Boyd, R.,	Hefferon,	Phillips,	Trout,
Boyer,	Hermansen,	Reynolds,	Turner,
Brennan,	Hoffner,	Rhys,	Wall,
Carr,	Hoopes,	Roan,	Wasserman,
Castor,	Horst,	Root,	Weidemann,
Condon,	Jackson,	Schrock,	White,
Conner,	Jones,	Schwartz,	Wickersham,
Cordier,	Kane,	Shortz,	Wilson,
Davies,	Linderman,	Shreiner,	Witkin,
Denning,	Longaker,	Simpson,	Wood,
Duffort,	Mason,	Sloan,	Woodside,
Ederer,	McCreary,	Snyder, F. E.,	Yeakel,
Ferko,	McDevitt,	Snyder, J. L.,	Zimmerman,
Flynn,	McKinney,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. BURKE. Mr. Speaker, I desire to call up at this time House Bill No. 482, Printer's No. 78, on page 11 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Burke.

The House resumed the consideration on final passage of House Bill No. 482, entitled:

An Act further to amend section one of the act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

On the question recurring,

Shall the bill pass finally?

VOTE RECONSIDERED

Mr. BURKE. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. BURKE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 11 of title, by striking out the word "counties" and inserting in lieu thereof, the following: "cities."

Amend section 1, page 2, line 17 by inserting before the word "shall" the following: "except in counties of the first class."

Amend section 1, page 2, line 24 by striking out the word "counties" and inserting in lieu thereof the following: "cities."

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON FINAL PASSAGE

Mr. BRADLEY. Mr. Speaker, I desire to call up at this time House Bill No. 255, Printer's No. 75, on page 11, of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Bradley.

The House resumed the consideration on final passage of House Bill No. 255, entitled:

An Act to prevent fraud and deception in the shipping marketing and sale of anthracite coal providing standards for anthracite coal and providing penalties for the violation of this act.

On the question recurring.

Shall the bill pass finally?

Mr. MASON. Mr. Speaker and members of the House, I opposed the passage of this bill last Wednesday when it was on third reading. At that time I gave my reasons why I felt this bill should not pass. I will not burden the House with another speech on that subject but I merely wish to call your attention again to the fact that if this bill passes in its original form it will do one of two things, it will either put the burden on the coal companies at the present time of a huge cost in order that they may meet the different requirements under the bill or it will mean the loss of considerable labor due to the shutting down of various stripping operations.

As a member from one of the anthracite communities, I urge the members of this House to vote "no" on the final passage of this bill.

Mr. BRADLEY. Mr. Speaker and members of the House, I hope that you will consider this bill and vote "aye" on it. As you know, this stripping machine takes the place of a lot of miners, and we are getting a lot of coal or rather, we are paying for a lot of coal that is not the kind of coal we are paying for.

While some the strippings are giving us fresh mined coal—there is not questions about that, that does not say anything about the methods they are using. We have thousands of men not working today who would gladly do the work if we would take away this machine and classify the coal as it should be classified.

Mr. SCHROPE. Mr. Speaker and members of the House, I arise to oppose the passage of this bill. This bill if passed will do nothing more than put additional costs on anthracite coal, and it is very evident to all of you that these costs will not be borne by the coal company. Eventually it is the customer that will have to pay the cost, and I feel, as I know a majority of you do, that this is no time to place additional costs that are not necessary upon the producer, whereby those costs will be just passed to the consumer, turned back eventually, and the hardship will fall upon the workers of the anthracite coal region. The provisions of this bill, it is almost impossible to carry out. You have to tag, as I may call it, practically every kind of coal by truck or railroad or any other means of transportation out of the anthracite region into the city, and you define the specific kind of coal, and each different kind of coal will have to be run through the breaker at a different time. It seems to me that it will be almost impossible to enforce this act without bringing hardship on the anthracite region and I ask the members to vote "no" on the bill.

Mr. REISING. Mr. Speaker, will the gentleman from Schuylkill permit himself to be interrogated?

Mr. SCHROPE. I will, Mr. Speaker.

Mr. REISING. Mr. Speaker, the gentleman from Schuylkill made mention of the difficulty of keeping separate stripped coal from the other coal. What is the difference in the heat value that the two coals have?

Mr. SCHROPE. Mr. Speaker, there is no difference between the two.

Mr. REISING. Well then, Mr. Speaker, why is the provision made for separation of the two grades of coal?

Mr. SCHROPE. Mr. Speaker, my answer is that the gentleman will have to ask the sponsor of the bill because I cannot answer it.

Mr. REISING. Mr. Speaker, the gentleman elaborated on the fact that there were two grades of coal and that it would be difficult to separate, and he did not state that the one coal was the same as the other, so I felt that it would be all right to ask him those questions.

Mr. SCHROPE. Mr. Speaker, the bill classifies two separate kinds of coal, but they come from the same vein.

Mr. REISING. May I inquire, Mr. Speaker, whether coming from the same vein, it is not a fact that by being exposed to the air it loses some of its heat value?

Mr. SCHROPE. Mr. Speaker, the stripped coal is not exposed to the air for any length of time. The earth is removed and then the coal is reached and removed, and it is exposed for only a very short period, during which it does not lose any heat value.

Mr. REISING. Mr. Speaker, what objection do the miners have to this operation?

Mr. SCHROPE. Mr. Speaker, it will increase the cost of coal and therefore in the competition between fuel oil and coal, the coal will be the sufferer because anthracite coal in the cities will be higher in price if the cost of production is increased.

Mr. REISING. Is it not a fact, Mr. Speaker, may I ask, that this stripping is done mostly with machinery?

Mr. SCHROPE. Mr. Speaker, to a large degree, yes.

Mr. REISING. Mr. Speaker, may I ask if it is not true that that operation does not reduce the cost of production greatly.

Mr. SCHROPE. Mr. Speaker, some of this coal where strippers are used could never be reached by the miners and would never be mined by them.

Mr. REISING. You say that the heat value of the coal is the same?

The SPEAKER. Are the gentlemen holding a conversation? Does the gentleman from Beaver wish to interrogate the gentleman from Schuylkill further?

Mr. REISING. Mr. Speaker, one more question. The point I want to make clear, Mr. Speaker, is whether or not there is a difference in the heat value of the stripped coal and the other coal?

Mr. SCHROPE. Mr. Speaker, I am no chemist but from what I know of coal there is no difference.

On the question recurring.

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 87

Alexander,	Eroe,	Klingler,	Ruffennach,
Aukerman,	Falkenstein,	Kobelak,	Ruth,
Baine,	Finnerty,	Long,	Sarraf,
Baker, J J.,	Fitch,	Lovett,	Scanlon,
Barber,	Flanagan,	McDermott,	Shaw,
Bradley,	Flinchbaugh,	McElroy,	Shepard,
Brown, H. S.,	Furman,	McHenry,	Shugarts.
Brown, J. E.,	Gerard,	Melchiorre,	Sinwell,
Brumbaugh,	Haberlen,	Mentzer,	Smith, J. A.,
Burke,	Hagerty,	Moomaw,	Smith, W. G.,
Cannon,	Haluska,	Mooney,	Stank,
Carson,	Hamilton, F. P.,	Moran,	Stevens,
Chervenak,	Harkins,	Murrin,	Tronzo,
Coakley,	Harmuth,	O'Keefe.	Tumelty.
Cochran,	Hartman,	Ominsky,	Van Sickle,
Cohen,	Hetrick,	Patterson, C.,	Walker,
Coolahan,	Hindman,	Patterson, J. W.,	Weiss,
Decker,	Hirsch,	Pfaff,	Welliver,
Dent,	Holland,	Piole,	Yourishin,
Diehl,	Holstrom,	Powers,	Zappala,
Dilley,	Kilroy,	Rinn,	Sarig,
Eberharter,	Kinney,	Robinson,	

NAYS 105

Allen,	Ferko,	Moore,	Snyder, F. E.,
Altenburg,	Forrest,	Muir,	Snyder, J. L.,
Andrews,	Gates,	Munley,	Sproul,
Arnold,	Green,	Nagel,	Stewart,
Atkins,	Greenstein,	Nothnagle,	Stockham,
Baker, F. T.,	Habbyshaw,	O'Neill,	Stott,
Baldi,	Hamilton, R. S.,	Panton,	Sumney,
Barnhardt,	Hart,	Parks,	Surface,
Bernhard,	Hefferon,	Perry,	Tahl,
Blumberg.	Hermansen,	Peters.	Terry.
Boose,	Hoffner,	Phillips.	Trout,
Boyd, R.,	Hoopes,	Reising.	Turner,
Boyer,	Horst,	Reynolds,	Van Allsburg,
Brennan,	Jackson,	Rhys,	Wall,
Brownfield,	Jones,	Roan,	Wasserman,
Caputo,	Kane,	Root,	Weidemann,
Carr,	Kelso,	Schrock,	Welsh,
Castor,	Larue,	Schrope,	Westrick,
Coleman,	Linderman,	Schwab,	White,
Condon,	Longaker,	Schwartz,	Wickersham,
Conner,	Male,	Shortz,	Wilson,
Cordier,	Mason,	Shreiner,	Witkin,
Davies,	McCreary,	Siegel.	Wood,
Denning,	McDevitt,	Simon,	Woodside,
Downey, G. E.,	McKinney,	Simpson,	Yeakel,
Duffort,	Merrell,	Sloan,	Zimmerman,
Ederer,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

COMMITTEE MEETINGS

The Committee on Cities will meet at 10:30 o'clock tomorrow morning in Room 323.

The Committee on Cities will hold a public hearing on House Bill No. 752 at 2:00 o'clock tomorrow afternoon in room 326 (House Caucus Room).

The Committee on Military Affairs will meet tomorrow morning at 10:00 o'clock in room 324.

The Committee on Insurance will meet tomorrow afternoon at 2:30 o'clock in room 323.

The Committee on Highways will meet tomorrow morning at 10:15 o'clock in the House Caucus Room.

The Committee on Counties will meet tomorrow morning at 10:00 o'clock in room 521.

The Committee on Agriculture will meet tomorrow morning at 9:00 o'clock in room 325.

The Committee on Judiciary General will meet tomorrow morning at 10:00 o'clock in room 325.

The Committee on State Government will meet immediately after tomorrow morning's session in room 324.

The Committee on Education will meet tomorrow morning at 9:00 o'clock in the House Caucus Room.

The Committee on Judiciary Local will meet tomorrow morning at 9:00 o'clock in room 323.

ADJOURNMENT

Mr. MOOMAW. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 11:33 o'clock P. M.) the House adjourned until Tuesday, February 26, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, FEBRUARY 26, 1935 No. 20

SENATE

TUESDAY, February 26, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O Lord, each new day brings new responsibilities, new burdens and new opportunities. Grant that we may be brave enough to face the responsibilities, strong enough to bear the burdens and sufficiently alert to discover the opportunities brought to us by the dawning of his new day.

May its hours be filled with honest effort to serve Thee and our fellow men. At its close may we be comforted to know that we have endeavored to do Thy will. Such knowledge alone brings ease of conscience and a sense of Divine approval. These alone bring true happiness.

We commit this Senate and all who are here present unto Thee.

Watch over us and guide us in the way that leads unto eternal life. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BAUMER, the further reading was dispensed with, and the Journal was approved.

PETITIONS

PROTESTING AGAINST INCREASE IN GASOLINE TAX.

Mr. CLARK presented petitions of citizens of Chester County protesting against any increase in gasoline tax and against diverting any part of the motor fund to other than highway purposes.

Which were referred to the Committee on Finance.

PROTESTING AGAINST PASSAGE OF THE SCHWARTZ BILL.

Mr. BATCHELOR presented petition from citizens representing Harlansburg Presbyterian Sabbath School protesting against the Schwartz bill and other legislation liberalizing the Sunday laws.

Which was referred to the Committee on Law and Order.

HOUSE MESSAGE

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House of Representatives as follows:

House Bill No. 517 (Senate Bill No. 378), entitled:

An Act providing for the appointment and duties of county detectives in counties of the first class, and repealing inconsistent acts.

Which was referred to the Committee on Municipal Government.

REPORTS FROM COMMITTEES

Mr. HOMSHER from the Committee on Elections, reported as committed, Senate Bill No. 220, entitled.

An Act to amend sections one and two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended; regulating the appointment of registars and designating the political parties from which such registrars shall be selected.

Mr. CLARK from the Committee on Appropriations reported as committed, Senate Bill No. 247, entitled.

An Act making an appropriation to the Citizens General Hospital, New Kensington, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 356, entitled:

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

Also from the Committee on Game and Fisheries, reported as committed, Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia.

Mr. COYNE from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

FRANKLIN COUNTY

J. F. Brinley, Dry Run, February 27, 1935.

ALLEGHENY COUNTY

Miss Florence D. Workman, Duquesne, March 1, 1935.

PHILADELPHIA COUNTY

Miss Clara M. Payne, Philadelphia, March 2, 1935.

ALLEGHENY COUNTY

Edward H. Fey, Duquesne, March 6, 1935.

FULTON COUNTY

L. L. Cunningham, New Granada, March 6, 1935.

LEHIGH COUNTY

Palmer A. Semmel, Slatington, March 6, 1935.

MONTGOMERY COUNTY

B. Frank Christman, Pottstown, March 6, 1935.

PHILADELPHIA COUNTY

Mrs. Edythe C. Smith, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

John E. Blanchard, Pittsburgh, March 7, 1935.
Miss L Beryle Sellers, Pittsburgh, March 7, 1035.
Miss Florence E. Campbell, Pittsburgh, March 9, 1935.
James W. Crawford, Pittsburgh, March 9, 1935.
Miss Orva Gilkinson, Pittsburgh, March 9, 1935.
Jacob P. Luffy, Pittsburgh, March 9, 1935.
Robert J. Orlow, Pittsburgh, March 9, 1935.

CAMBRIA COUNTY

Henry A. Fox, Dunlo, March 9, 1935.

CAMERON COUNTY

E. D. White, Emporium, March 9, 1935.

CENTRE COUNTY

L. Ward Hile, Bellefonte, March 9, 1935.
Hassel Hurwitz, State College, March 9, 1935.

ERIE COUNTY

Edwin F. Ahrens, Erie, March 9, 1935.

LUZERNE COUNTY

Wm. N. Weikel, Kingston, March 9, 1935.

McKEAN COUNTY

Miss Margaret M. Cullinan, Bradford, March 9, 1935.

MERCER COUNTY

Mrs. Margaret B. Johnson, West Middlesex, March 9, 1935.
Miss Mary M. Latsko, Farrell, March 9, 1935.

PHILADELPHIA COUNTY

S. C. Abernethy, Philadelphia, March 9, 1935.
Howard G. Alden, Philadelphia, March 9, 1935.
Mrs. M. E. Daly, Philadelphia, March 9, 1935.
William S. Gallager, Philadelphia, March 9, 1935.
Lewis C. Lee, Philadelphia, March 9, 1935.
Aloysius V. Rafferty, Philadelphia, March 9, 1935.
Arnold H. Shenkin, Philadelphia, March 9, 1935.
Irving Silver, Philadelphia, March 9, 1935.
John J. Stell, Philadelphia, March 9, 1935.
Edward J. Stevens, Jr., Philadelphia, March 9, 1935.
Clarence W. Vandergrift, Philadelphia, March 9, 1935.
Miss Esther Weiss, Philadelphia, March 9, 1935.

POTTER COUNTY

Mrs. Iva M. Burt, Coudersport, March 9, 1935.
Stewart J. Walker, Somerset, March 9, 1935.

SUSQUEHANNA COUNTY

Morton W. Stephens, Hop Bottom, March 9, 1935.

YORK COUNTY

Allen A. Beshore, Mt. Wolf, March 9, 1935.

CAMBRIA COUNTY

Mrs. Rozella L. Ealy, Barnesboro, March 10, 1935.
Clayton Law, Ebensburg, March 14, 1935.

CAMBRIA COUNTY

Alfred Schofield, South Fork, March 16, 1935.

LEBANON COUNTY

Edgar M. Landis, Myerstown, March 16, 1935.

SCHUYLKILL COUNTY

Charles S. Henry, Tower City, March 16, 1935.

ALLEGHENY COUNTY

Miss L. Adelaide Simpson, Pittsburgh, March 23, 1935.

LYCOMING COUNTY

C. Eugene Kemp, Williamsport, March 23, 1935.

ALLEGHENY COUNTY

Mrs. Thelma P. Lightfoot, Pittsburgh, March 24, 1935.

FRANKLIN COUNTY

Henry M. Riddlesberger, Waynesboro, April 1, 1935.

LACKAWANNA COUNTY

Miss Sara F. Hoadley, Scranton, April 1, 1935.

PHILADELPHIA COUNTY

Frank P. Will, Philadelphia, April 1, 1935.
Hugh F. Quinn, Philadelphia, April 25, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss M. M. Demond, 1124 Frick Bldg, Pittsburgh.
Wm. Fromm, Mt. Oliver.
Thomas J. Lawry, Emsworth.
Mrs. Anna G. Price, 7th Ave and Smithfield St., Pittsburgh,
Howard M. Soffel, 13 Southern Av., Pittsburgh.

BUTLER COUNTY

Albert H. Dunn, Petrolia.

DAUPHIN COUNTY

Miss Evelyn J. Long, Harrisburg.

DELAWARE COUNTY

Miss Helene M. O'Connor, Chester.
William J. Torrens, Collingdale.

ERIE COUNTY

Thomas E. Hughes, Erie.

MIFFLIN COUNTY

Ray C. Yoder, Burnham.

PHILADELPHIA COUNTY

Mrs. Sara F. Benner, 2115 South St., Philadelphia.
Clarence E. Blackburn, 1501 Integrity Bldg., Philadelphia.
Arthur Hale, 5348 Gainor Road, Philadelphia.
Mrs. Goldie L. Hellman, 1308 Widener Bldg., Philadelphia
Miss Elizabeth V. Martin, 4840 Frankford Av., Philadelphia.
Miss F. C. Stroebele, Stephen Girard Bldg., Philadelphia.
John K. Wildemore, Jr., 1541 Erie Av., Philadelphia.

VENANGO COUNTY

Miss Rebecca M. Parker, Oil City.

WASHINGTON COUNTY

Mrs. Mary Nallon Kogler, Allenport.

YORK COUNTY

H. Van Adams, West York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

WESTMORELAND COUNTY

Michael J. Skirpan, Monessen, February 25, 1935.

CAMBRIA COUNTY

G. M. Lang, Cresson, March 1, 1935.

ALLEGHENY COUNTY

Peter J. Glaser, Avalon, March 6, 1935.

LUZERNE COUNTY

Lewis Perna, Hazleton, March 6, 1935.

PHILADELPHIA COUNTY

Harry W. Hartley, Philadelphia, March 6, 1935.
Benj. F. Savage, Philadelphia, March 6, 1935.
Mrs. Lena S. Scheindlinger, Philadelphia, March 6, 1935.

WESTMORELAND COUNTY

Miss Mary S. Carnahan, Vandergrift, March 6, 1935.

ALLEGHENY COUNTY

Felix V. Klein, Pittsburgh, March 7, 1935.
William Pow, Pittsburgh, March 7, 1935.

DAUPHIN COUNTY

Miss Mary E. Womer, Harrisburg, March 7, 1935.

DELAWARE COUNTY

Edgar Earl Trout, Wayne, March 7, 1935.

JUNIATA COUNTY

C. H. Cupp, Mifflintown, March 7, 1935.

POTTER COUNTY

C. C. Valentine, Roulette, March 7, 1935.

ALLEGHENY COUNTY

M. R. Armstrong, Pittsburgh, March 9, 1935.
John I. Gearhart, Pittsburgh, March 9, 1935.
John J. Hess, Pittsburgh, March 9, 1935.
George G. Kaszer, Coraopolis, March 9, 1935.
F. Wayne Young, Pittsburgh, March 9, 1935.

CAMBRIA COUNTY

Mrs. Claire Westerman, Johnstown, March 9, 1935.

COLUMBIA COUNTY

D. N. Wise, Berwick, March 9, 1935.

DAUPHIN COUNTY

Miss Helen M. Brightbill, Harrisburg, March 9, 1935.

DELAWARE COUNTY

J. Clarence Dowdy, Prospect Park, March 9, 1935.
John Toram, Jr., Chester, March 9, 1935.

PHILADELPHIA COUNTY

Miss Ida Brody, Philadelphia, March 9, 1935.
Mrs. Anna T. Diringer, Philadelphia, March 9, 1935.
Joseph A. Lynch, Philadelphia, March 9, 1935.
Houston M. Pierson, Philadelphia, March 9, 1935.
W. Allen Roney, Philadelphia, March 9, 1935.
Miss Rose Smith, Philadelphia, March 9, 1935.

DAUPHIN COUNTY

Miss Marie E. Hartman, Harrisburg, March 16, 1935.

PHILADELPHIA COUNTY

Adolph T. Kohn, Philadelphia, March 26, 1935.

WASHINGTON COUNTY

Adam Wagner, Cecil, April 1, 1935.

POTTER COUNTY

M. J. Curran, Galeton, April 27, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Geo. J. Cochran, Forbes and Pride Sts., Pittsburgh.
A. W. Zahniser, Chamber of Commerce Bldg., Pittsburgh.

BEAVER COUNTY

Mrs. Josephine R. Walsh, Midland.

CHESTER COUNTY

Miss Edith A. Wood, West Grove.

DAUPHIN COUNTY

Miss Kathryn E. Boyles, Harrisburg.
Miss Jeanne E. Graham, Harrisburg.

ERIE COUNTY

Ben F. Anderson, Erie.
Roy D. McAllister, Erie.

LAWRENCE COUNTY

V. P. Travers, New Castle Junction.

LUZERNE COUNTY

Mrs. Ruth Daniels, Wilkes-Barre.

NORTHAMPTON COUNTY

J. R. Pursell, Jr., Easton.

PHILADELPHIA COUNTY

Miss Mary H. Charlesworth, 1728 Fairmount Ave., Philadelphia.
Archie Edelsohn, 502 S. 4th St., Philadelphia.
Miss Edythe Finkle, Franklin Trust Bldg., Philadelphia.
Joseph A. Fortescue, 6218 Lansdowne Ave., Philadelphia.
Miss Catharine H. Henry, 2052 Wheatsheaf Lane, Philadelphia.
Miss Katherine M. Hutelmyer, Fidelity-Phila. Trust Bldg., Philadelphia.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 25, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

WESTMORELAND COUNTY

H. C. Irwin, Greensburg, February 25, 1935.

SCHUYLKILL COUNTY

Nicholas Smith, Mahanoy City, February 28, 1935.

LACKAWANNA COUNTY

John F. Erhard, Scranton, March 1, 1935.

LEBANON COUNTY

Eugene Hoaster, Lebanon, March 2, 1935.

PHILADELPHIA COUNTY

Mrs. Isabel F. Groves, Philadelphia, March 5, 1935.

ALLEGHENY COUNTY

Miss Adelaide F. Bowden, Pittsburgh, March 6, 1935.
Mrs. B. M. Connelly, Sewickley, March 6, 1935.
L. H. Keil, Sharpsburg, March 6, 1935.

BLAIR COUNTY

Mrs. Elsie L. Hudson, Altoona, March 6, 1935.

DELAWARE COUNTY

Wm. J. Bunting, Jr., Upper Darby, March 6, 1935.
Joseph J. Carlin, Clifton Heights, March 6, 1935.
Edwin Penrose Hannum, Concordville, March 6, 1935.
Miss Mary H. Hoeger, Collingdale, March 6, 1935.

ERIE COUNTY

Claude B. Porter, Corry, March 6, 1935.

LUZERNE COUNTY

Wm. T. Hetler, Nescopeck, March 6, 1935.
Joseph VanDyke, Hazleton, March 6, 1935.

MONTGOMERY COUNTY

F. Kenneth Moore, Norristown, March 6, 1935.

NORTHAMPTON COUNTY

Wm. C. Bader, Bethlehem, March 6, 1935.

PHILADELPHIA COUNTY

Ellwood G. Dungan, Philadelphia, March 6, 1935.
George F. Rebe, Philadelphia, March 6, 1935.
Miss May P. Willet, Philadelphia, March 6, 1935.
Calvin B. Wood, Philadelphia, March 6, 1935.

WARREN COUNTY

Miss Mary E. Smith, Warren, March 6, 1935.

WESTMORELAND COUNTY

C. L. Cottom, New Kensington, March 6, 1935.

ALLEGHENY COUNTY

George N. Bauer, Pittsburgh, March 7, 1935.

BLAIR COUNTY

Mrs. Margarethe Hemminger, Altoona, March 7, 1935.

CHESTER COUNTY

Lloyd H. Coulston, Spring City, March 7, 1935.

DELAWARE COUNTY

John H. Fryer, Chester, March 7, 1935.
William R. Grace, Upper Darby, March 7, 1935.

LANCASTER COUNTY

Warren W. Worrest, Lancaster, March 7, 1935.

PHILADELPHIA COUNTY

Randolph Carr, Philadelphia, March 7, 1935.
Ferd. A. Chmelar, Philadelphia, March 7, 1935.
J. Raymond Kenney, Philadelphia, March 7, 1935.
William Levis, Philadelphia, March 7, 1935.
J. Ralph Satterthwaite, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

Miss Minnie E. Schuchart, Tamaqua, March 7, 1935.
Mrs. Myrkle A. Seitzinger, Gordon, March 7, 1935.

DELAWARE COUNTY

Mrs. Margaret C. Hoopes, East Lansdowne, March 8 1935.

WARREN COUNTY

A. W. Eaton, Warren, March 8, 1935.

ADAMS COUNTY

Edgar A. Moser, Gettysburg, March 9, 1935.

ALLEGHENY COUNTY

A. A. Chira, Pittsburgh, March 9, 1935.
Oliver P. DeBaugh, Pittsburgh, March 9, 1935.
Miss E. M. Graham, Pittsburgh, March 9, 1935.
Miss M. E. Gullen, Pittsburgh, March 9, 1935.
George J. Knorr, Pittsburgh, March 9, 1935.
Miss Elvira Lawrence, Pittsburgh, March 9, 1935.
William C. Mahan, Pittsburgh, March 9, 1935.
Harlan H. Pigott, Pittsburgh, March 9, 1935.
J. David Steiner, Pittsburgh, March 9, 1935.
Mrs. Elizabeth A. Yellig, Pittsburgh, March 9, 1935.

BEAVER COUNTY

Lee B. Cain, Freedom, March 9, 1935.

BLAIR COUNTY

Edwin L. Shellenberger, Altoona, March 9, 1935.

BUCKS COUNTY

Mrs. Ray G. Stahl, Southampton, March 9, 1935.

CARBON COUNTY

Mrs. Mabel R. Young, Weatherly, March 9, 1935.

CHESTER COUNTY

Miss Mildred E. Baldwin, West Chester, March 9, 1935
Frank Clemens, Oxford, March 9, 1935.

CLEARFIELD COUNTY

Miss K. L. Scollins, Houtzdale, March 9, 1935.

COLUMBIA COUNTY

Wm. P. Zehner, Bloomsburg, March 9, 1935.

CUMBERLAND COUNTY

Leon K. Wagner, Carlisle, March 9, 1935.

DAUPHIN COUNTY

J. Russell Sheffer, Harrisburg, March 9, 1935.

DELAWARE COUNTY

George R. Bottomley, March 9, 1935.
Miss Elleanore A. Caruthers, Yeadon, March 9, 1935.
Theron B. Eggleston, Upper Darby, March 9, 1935.
Wm. J. Fluharty, Media, March 9, 1935.
Clinton F. Keiter, Upper Darby, March 9, 1935.
James W. Lukens, Chester, March 9, 1935.
Miss Mabel E. Martin, Chester, March 9, 1935.
Charles Noll, Upper Darby, March 9, 1935.
Theodore C. Wells, Upper Darby, March 9, 1935.
Harry Werner, Glen Olden, March 9, 1935.

ERIE COUNTY

H. W. Jewell, Corry, March 9, 1935.
Walter A. Leib, Erie, March 9, 1935.
Miss Fleorence A. Schutte, Erie, March 9, 1935.

LACKAWANNA COUNTY

Edward G. Peck, Old Forge, March 9, 1935.
Mrs. Letha Phillips, Scranton, March 9, 1935.
C. H. Vonstorch, Scranton, March 9, 1935.
Miss Hannah C. Walsh, Scranton, March 9, 1935.
Henry P. Wetmore, Scranton, March 9, 1935.

LANCASTER COUNTY

Mrs. Dorothy M. Rudy, Lancaster, March 9, 1935.
O. K. Snyder, Mount Joy, March 9, 1935.

LAWRENCE COUNTY

Martin Leonhardt, New Castle, March 9, 1935.
Rudolf Mayer, Ellwood City, March 9, 1935.

LUZERNE COUNTY

Miss Irene D. Kemmerer, Kingston, March 9, 1935.
Chas. F. Kuhns, Wilkes-Barre, March 9, 1935.
Mrs. Anna B. Mahon, Plymouth, March 9, 1935.
Miss Sadie C. McNelis, Hazleton, March 9, 1935.
Miss Stella Zola, Wilkes-Barre, March 9, 1935.

LYCOMING COUNTY

Miss Elsie C. Woodward, Muncy, March 9, 1935.

McKEAN COUNTY

Miss Martha L. Skooglund, Kane, March 9, 1935.

MONROE COUNTY

Chas. P. Merwine, Mt. Pocono, March 9, 1935.

MONTGOMERY COUNTY

Sol Silberman, Jenkintown, March 9, 1935.

NORTHAMPTON COUNTY

Mrs. Olive Brassington, Easton, March 9, 1935.

PHILADELPHIA COUNTY

J. Gordon Baugh, 3rd, Philadelphia, March 9, 1935.
Miss Dorothy Bonx, Philadelphia, March 9, 1935.
George W. Brown, Philadelphia, March 9, 1935.
Chas. P. Cella, Philadelphia, March 9, 1935.
Norman S. Chamberlain, Philadelphia, March 9, 1935.
Richard W. Damerau, Philadelphia, March 9, 1935.
Michael S. Dowbenko, Philadelphia, March 9, 1935.
James A. Doyle, Philadelphia, March 9, 1935.
Mrs. Rose Marks Freedman, March 9, 1935.
Miss Lillian A. Joynt, Philadelphia, March 9, 1935.
Miss Leonore L. Little, Philadelphia, March 9, 1935.
John J. McShea, Philadelphia, March 9, 1935.
Culbert P. Moore, Philadelphia, March 9, 1935.
Howard L. Payne, Philadelphia, March 9, 1935.
Wm. L. Sowden, Jr., Philadelphia, March 9, 1935.
Roy W. Thacklinburg, Philadelphia, March 9, 1935.
Miss M. V. Tobin, Philadelphia, March 9, 1935.
C. H. Walters, Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

Miss Catharine E. Bridge, Pottsville, March 9, 1935.

WARREN COUNTY

Miss Jennie Ryan, Warren, March 9, 1935.
Miss Esther L. Stohl, Warren, March 9, 1935.

WASHINGTON COUNTY

Mrs. Minnie B. McGrew, Washington, March 9, 1935.

LAWRENCE COUNTY

William B. Park, Mahoningtown, March 10, 1935.

PHILADELPHIA COUNTY

Emanuel Nageli, Jr., Philadelphia, March 12, 1935.

ERIE COUNTY

Mrs. Thora E. Hesselink, Erie, March 14, 1935.

LUZERNE COUNTY

Mrs. Anita Shea Siani, Wilkes-Barre, March 14, 1935.

ALLEGHENY COUNTY

W. M. Hall, Pittsburgh, March 15, 1935.

CHESTER COUNTY

Leo A. Gotwals, Phoenixville, March 16, 1935.

PHILADELPHIA COUNTY

Geo. E. Bauer, Philadelphia, March 16, 1935.
Miss Margaret Dolan, Philadelphia, March 16, 1935.

BLAIR COUNTY

Miss Catherine R. Lytle, Altoona, March 17, 1935.

YORK COUNTY

George S. Dellinger, York, March 17, 1935.

LUZERNE COUNTY

R. R. VanHorn, Kingston, March 23, 1935.

LACKAWANNA COUNTY

Miss Mabel H. Jifkins, Scranton, March 24, 1935.

ERIE COUNTY

I. D. McQuistion, Erie, March 31, 1935.

ALLEGHENY COUNTY

L. A. McKee, Pittsburgh, April 1, 1935.
Chas. W. Morris, Pittsburgh, April 1, 1935.

FAYETTE COUNTY

Miss Anna Kate Harris, Connellsville, April 1, 1935.

FRANKLIN COUNTY

Thomas K. Scheller, Chambersburg, April 1, 1935.

LUZERNE COUNTY

Mrs. Melanie S. Conant, Pittston, April 1, 1935.

LYCOMING COUNTY

R. M. Moorehead, Williamsport, April 1, 1935.

NORTHAMPTON COUNTY

Robert G. Arnold, Easton, April 1, 1935.
H. M. Witemeyer, Bethlehem, April 1, 1935.

PHILADELPHIA COUNTY

Miss Georgeanna V. Dougherty, Philadelphia, April 1, 1935.
Chas. A. Fessler, Philadelphia, April 1, 1935.
Geo. W. Seeds, Philadelphia, April 1, 1935.

WASHINGTON COUNTY

F. I. Potter, Canonsburg, April 1, 1935.

WESTMORELAND COUNTY

Alex Eicher, Greensburg, April 1, 1935.

PHILADELPHIA COUNTY

Miss Annie E. Connell, Philadelphia, April 6, 1935.

LACKAWANNA COUNTY

Miss Margaret Galena, Scranton, April 11, 1935.

PHILADELPHIA COUNTY

J. Joseph George, Philadelphia, April 19, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 20, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Helen M. Bowman, Pittsburgh, Bowman Bldg.

BEAVER COUNTY

John S. Reno, Midland.

FRANKLIN COUNTY

Miss Almeda G. Yaukey, Waynesboro.

PHILADELPHIA COUNTY

Miss Margot I. Ahern, Philadelphia, 1907 Packard Bldg.
Miss Anna C. Mellon, Philadelphia, 2213 W. Glenwood Ave.
Mrs. Jean McC. Rogers, Philadelphia, Land Title Bldg.
Howard G. Tomlinson, Philadelphia, 4308 N. Broad St.

WARREN COUNTY

Miss Leah M. Jones, Sheffield.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 20, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

C. S. Lamb, Pittsburgh, February 21, 1935.

BEAVER COUNTY

G. W. Geier, Ambridge, Feburary 23, 1935.

COLUMBIA COUNTY

Frank D. Croop, Berwick, February 23, 1935.

ALLEGHENY COUNTY

Miss Lois M. Richardson, Pittsburgh, March 2, 1935.
Henry T. Hamilton, Pittsburgh, March 3, 1935.

WASHINGTON COUNTY

Thos. R. Bell, West Alexander, March 3, 1935.

ALLEGHENY COUNTY

Adolph Demme, Pittsburgh, March 6, 1935.
Harry W. Maybury, Pittsburgh, March 6, 1935.

FAYETTE COUNTY

Isaac Edwin Moyer, Brownsville, March 6, 1935.

LACKAWANNA COUNTY

Howard G. Isby Clarks Summit, March 6, 1935.

LUZERNE COUNTY

W. G. Alexander, Avoca, March 6, 1935.

NORTHAMPTON COUNTY

Mrs. Laura G. Wilson, Easton, March 6, 1935.

ALLEGHENY COUNTY

Miss Anna Apolenak, Pittsburgh, March 7, 1935.
R. R. Richeimer, Bellevue, March 7, 1935.

LEBANON COUNTY

George E. Seltzer, Lebanon, March 7, 1935.

McKEAN COUNTY

A. Vern Miller, Mount Jewett, March 7, 1935.

PHILADELPHIA COUNTY

William H. Bauer, Philadelphia, March 7, 1935.

FAYETTE COUNTY

William H. Showman, Connellsville, March 8, 1935.

ALLEGHENY COUNTY

Michael R. Bretsnyder, Homestead, March 9, 1935.
A. B. Campbell, McKeesport, March 9, 1935.
Gilbert Colussy, Bridgeville, March 9, 1935.
N. R. Comley, Pittsburgh, March 9, 1935.
David O. Eaton, Pittsburgh, March 9, 1935.
Henry E. Gardner, Etna, March 9, 1935.
Merle D. Jordan, Pittsburgh, March 9, 1935.
Miss Irene M. Roberts, Pittsburgh, March 9, 1935.

BLAIR COUNTY

Albert G. Lauver, Hollidaysburg, March 9, 1935.

BRADFORD COUNTY

Mrs. Muriel A. Clayton, Athens, March 9, 1935.

ERIE COUNTY

Mrs. Viola E. Sink, Erie, March 9, 1935.

FAYETTE COUNTY

Mrs. Hazel M. S. Hansel, Uniontown, March 9, 1935.

LANCASTER COUNTY

Mrs. Marian C. Parker, Lancaster, March 9, 1935.
Arthur M. Smith, Lancaster, March 9, 1935.

LAWRENCE COUNTY

Bruce S. Miller, New Castle, March 9, 1935.

LUZERNE COUNTY

Lewis Smith, Pittston, March 9, 1935.

NORTHUMBERLAND COUNTY

Alvin W. Carpenter, Sunbury, March 9, 1935.

PERRY COUNTY

Stanley P. Scholl, Landisburg, March 9, 1935.

PHILADELPHIA COUNTY

Ernest L. Boyer, Philadelphia, March 9, 1935.
William Brownlow, March 9, 1935.
Eugene A. Gridley, Philadelphia, March 9, 1935.
Miss Mildred Higgins, March 9, 1935.
Winfield S. Kalesse, Philadelphia, March 9, 1935.
Frank W. Lewis, Philadelphia, March 9, 1935.
Maurice H. Matsinger, Philadelphia, March 9, 1935.
George S. Neill, Philadelphia, March 9, 1935.
Thomas A. Nolan, Philadelphia, March 9, 1935.
Charles J. Odgers, Jr., Philadelphia, March 9, 1935.
Fred C. Stuetz, Philadelphia, March 9, 1935.

SOMERSET COUNTY

Roy Grant Gramling, Windber, March 9, 1935.

TIOGA COUNTY

Robert B. Bailey, Wellsboro, March 9, 1935.

WYOMING COUNTY

Omar H. Allen, Meshoppen, March 9, 1935.

FAYETTE COUNTY

Frank W. Protzman, Uniontown, March 10, 1935.

SCHUYLKILL COUNTY

Mrs. Laura M. Shoener, Orwigsburg, March 10, 1935.

ALLEGHENY COUNTY

Chas. E. Redman, Glassport, March 12, 1935.

PHILADELPHIA COUNTY

Paul J. Brown, Philadelphia, March 16, 1935.

ELK COUNTY

Floyd D. Roof, Ridgway, March 17, 1935.

SCHUYLKILL COUNTY

Joseph Koval, Mahanoy City, March 17, 1935.

ALLEGHENY COUNTY

J. F. Cunningham, Pittsburgh, March 19, 1935.
Charles D. Siegle, Pittsburgh, March 19, 1935.

PHILADELPHIA COUNTY

Samuel U. Levin, Philadelphia, March 19, 1935.

LYCOMING COUNTY

Joseph Snowiss, Williamsport, March 25, 1935.

NORTHUMBERLAND COUNTY

Thomas A. Foltz, Shamokin, March 25, 1935.

PHILADELPHIA COUNTY

Peter E. O'Connor, Philadelphia, March 25, 1935.

LACKAWANNA COUNTY

Miss Emma E. Mayer, Scranton, March 26, 1935.

TIOGA COUNTY

Guy B. Clark, Westfield, March 27, 1935.

ALLEGHENY COUNTY

Mrs. Alicia A. Kaufman, Pittsburgh, March 31, 1935.

MERCER COUNTY

J. H. McClimans, Greenville, March 31, 1935.

ALLEGHENY COUNTY

Miss Margaret Cagney, Pittsburgh, April 1, 1935.
C. C. Phillips, Pittsburgh, April 1, 1935.
J. Robb Snyder, Pittsburgh, April 1, 1935.
Maurice Walsh, Pittsburgh, April 1, 1935.

DELAWARE COUNTY

Miss Myrtle M. LaRue, Chester, April 1, 1935.

ALLEGHENY COUNTY

Geo. F. Marlier, Pittsburgh, April 2, 1935

BUTLER COUNTY

C. M. Miller, Butler, April 4, 1935.

PHILADELPHIA COUNTY

William E. Douglass, Philadelphia, April 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 19, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BERKS COUNTY

E. L. Chalmers, Wyomissing.

CLEARFIELD COUNTY

Miss Helen L. Beckett, DuBois.

CLINTON COUNTY

Miss Ruth S. Egeland, Woolrich.

JEFFERSON COUNTY

Mrs. Dee Smith, Brookville.

LANCASTER COUNTY

Daniel B. Strickler, Lancaster.

SCHUYLKILL COUNTY

Mrs. Verna B. Snyder, Snyders.

VENANGO COUNTY

Miss M. E. Smith, Oil City.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 19, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ARMSTRONG COUNTY

M. M. Crawford, Apollo, February 21, 1935.

LEBANON COUNTY

Thomas J. Shaak, Lebanon, February 21, 1935.

INDIANA COUNTY

Hugh A. Jackson, Saltsburg, February 23, 1935.

ALLEGHENY COUNTY

Mrs. Lillian D. McCullough, Pittsburgh, February 26, 1935.

LUZERNE COUNTY

Carl J. Dapper, Duryea, February 26, 1935.

BUTLER COUNTY

Frank W. Smith, Butler, February 28, 1935.

MERCER COUNTY

Quinton J. Burnett, Greenville, March 1, 1935.

BLAIR COUNTY

Matthew M. Morrow, Altoona, March 2, 1935.

DAUPHIN COUNTY

John W. Metzger, Middletown, March 2, 1935.

ERIE COUNTY

Miss Olivia Mahoney, Erie, March 2, 1935.

BERKS COUNTY

Miss Helen Buckwalter, Reading, March 3, 1935.

CAMBRIA COUNTY

M. B. Silverstone, Johnstown, March 3, 1935.

MONTGOMERY COUNTY

Horace K. Thomas, Royersford, March 3, 1935.

ALLEGHENY COUNTY

Dennis J. Madigan, Swissvale, March 4, 1935.
F. C. Bauer, Pittsburgh, March 5, 1935.

CRAWFORD COUNTY

Harold D. Jones, Titusville, March 5, 1935.

ALLEGHENY COUNTY

P. D. Rand, Pittsburgh, March 6, 1935.

BERKS COUNTY

J. Brooke Althouse, Temple, March 6, 1935.
Edwin W. Moyer, Reading, March 6, 1935.
Mrs. Rose L. Schlappig, Reading, March 6, 1935.
Albert M. Tucker, Reading, March 6, 1935.
C. W. Willman, Mt. Penn, March 6, 1935.

BLAIR COUNTY

Miss Annie K. Miller, Altoona, March 6, 1935.

BUTLER COUNTY

Wilbret J. McCaslin, Butler, March 6, 1935.
Miss Olive J. Tomb, Butler, March 6, 1935.

CHESTER COUNTY

Frank F. Walker, Berwyn, March 6, 1935.

COLUMBIA COUNTY

Mrs. Mary A. Kreischer, Catawissa, March 6, 1935.

INDIANA COUNTY

Miss Iva M. Cunningham, Indiana, March 6, 1935.

LEHIGH COUNTY

Tilden A. J. Kelchner, Allentown, March 6, 1935.

LUZERNE COUNTY

J. Harold Flannery, Pittston, March 6, 1935.
Miss M. T. Thompson, Wilkes-Barre, March 6, 1935.

MONTGOMERY COUNTY

C. Walton Hale, Bryn Mawr, March 6, 1935.

NORTHAMPTON COUNTY

W. L. Moore, Easton, March 6, 1935.

WESTMORELAND COUNTY

J. A. Walton, Greensburg, March 6, 1935.

ALLEGHENY COUNTY

Miss Anna G. Behm, Wilkinsburg, March 7, 1935.
Mrs. M. V. Bothwell, Pittsburgh, March 7, 1935.
Miss Clara C. Morris, Pittsburgh, March 7, 1935.

CHESTER COUNTY

George L. Anderson, West Chester, March 7, 1935.
Miss Rosalind R. Long, Coatesville, March 7, 1935.

COLUMBIA COUNTY

C. E. Kreisher, Catawissa, March 7, 1935.

LEBANON COUNTY

William K. Bowman, Palmyra, March 7, 1935.

LEHIGH COUNTY

Michael Felegy, Allentown, March 7, 1935.
Miss Edith H. Flueso, Allentown, March 7, 1935.
Clarence T. Schneck, Allentown, March 7, 1935.

NORTHAMPTON COUNTY

Miss Mary E. Peffer, Bethlehem, March 7, 1935.

PHILADELPHIA COUNTY

Herbert J. Littig, Philadelphia, March 7, 1935.

WESTMORELAND COUNTY

Miss Rebecca McCormick, Greensburg, March 7, 1935.
Clyde McCutcheon, Vandergrift, March 7, 1935.
Curtis H. Miller, Irwin, March 7, 1935.

JEFFERSON COUNTY

Antonio Marinaro, Reynoldsville, March 8, 1935.

ALLEGHENY COUNTY

Mrs. Gertrude W. Berringer, Wilkinsburg, March 9, 1935.
Robert C. Dixon, Millvale, March 9, 1935.
Mrs. Nelle Thom Fuller, Wilkinsburg, March 9, 1935.
John Haniak, Pittsburgh, March 9, 1935.
Miss Anne L. Madden, Pittsburgh, March 9, 1935.
Verner J. Martin, Pittsburgh, March 9, 1935.
Geo. W. Miller, Wilkinsburg, March 9, 1935.

ARMSTRONG COUNTY

Harry Braun, Leechburg, March 9, 1935.
O. W. Rush, Ford City, March 9, 1935.

BEAVER COUNTY

Wm. Haberfeld, Beaver Falls, March 9, 1935.

BEDFORD COUNTY

Mrs. Marie Ernest Dively, Bedford, March 9, 1935.

BERKS COUNTY

Miss M. K. Frank Reading, March 9, 1935.
Daniel G. Rothermel, Reading, March 9, 1935.

BUTLER COUNTY

Walter E. Siebert, Butler, March 9, 1935.

CHESTER COUNTY

I H. Albright, Cochranville, March 9, 1935.
Horace H. Lamborn, Berwyn, March 9, 1935.
Mrs. Josephine F. Warihay, West Chester, March 9, 1935.

CRAWFORD COUNTY

Miss Effie Bailey, Meadville, March 9, 1935.
Mrs. Anna A. Corliss, Townville, March 9, 1935.

DAUPHIN COUNTY

Miss Helen L. Wilson, Harrisburg, March 9, 1935.

ELK COUNTY

Joseph L. Trambley, Johnsonburg, March 9, 1935.

ERIE COUNTY

F. O. Reed, Erie, March 9, 1935.

INDIANA COUNTY

James G. Kring, Indiana, March 9, 1935.

LANCASTER COUNTY

Roy R. Frey, Elizabethtown, March 9, 1935.
Mrs. Elsie M. Rutter, Gap, March 9, 1935.

LEBANON COUNTY

Miss Mollie A. Heisey, Lebanon, March 9, 1935.

LEHIGH COUNTY

Miss Dorothy M. T. Rieker, Allentown, March 9, 1935.
C. Arthur Wagner, Allentown, March 9, 1935.
Samuel T. Waidelich, Lynnport, March 9, 1935.

LUZERNE COUNTY

Miss Mary C. Mullen, Wilkes-Barre, March 9, 1935.

McKEAN COUNTY

Miss Harriet G. Clay, Bradford, March 9, 1935.
Raymond Woodrum, Bradford, March 9, 1935.

MERCER COUNTY

Stanley A. Gillespie, Greenville, March 9, 1935.

MONTGOMERY COUNTY

Mrs. Eleanor B. Mullin, Ardmore, March 9, 1935.

NORTHAMPTON COUNTY

Herbert C. Cann, Bangor, March 9, 1935.
Mrs. Martha Flagler, Raubsville, March 9, 1935.
W. L. Mitchell, Pen Argyl, March 9, 1935.
Mrs. Ethel Y. Rockwell, Bangor, March 9, 1935.
H. P. Wierbach, Easton, March 9, 1935.
Miss Mary A. Yurasek, Bethlehem, March 9, 1935.

NORTHUMBERLAND COUNTY

Mrs. Margaret S. Bassler, Sunbury, March 9, 1935.
David C. Bender, Milton, March 9, 1935.
George B. Kerstetter, Gowen City, March 9, 1935.

PHILADELPHIA COUNTY

Miss Anna E. Carroll, Philadelphia, March 9, 1935.
John J. Mahoney, Jr., Philadelphia, March 9, 1935.
John C. Mullin, Philadelphia, March 9, 1935.
James A. Ratigan, Philadelphia, March 9, 1935.
William F. Weniger, Philadelphia, March 9, 1935.

POTTER COUNTY

Fred A. Stebbins, Coudersport, March 9, 1935.

SCHUYLKILL COUNTY

Miss Mary C. Dimmerling, Pottsville, March 9, 1935.
E. J. Flaherty, Pottsville, March 9, 1935.

TIOGA COUNTY

William H. Milo, Knoxville, March 9, 1935.

UNION COUNTY

Mrs. Caroline N. Allen, Allenwood, March 9, 1935.

VENANGO COUNTY

J. W. Burns, Oil City, March 9, 1935.

WESTMORELAND COUNTY

Daniel H. Edwards, Greensburg, March 9, 1935.

MONTGOMERY COUNTY

Fred F. Renninger, Glenside, March 10, 1935.

LEHIGH COUNTY

Robert L. Schiffert, Allentown, March 15, 1935.

MONTGOMERY COUNTY

Clyde I. Freece, Oaks, March 16, 1935.

NORTHAMPTON COUNTY

M. N. Kressman, Easton, March 16, 1935.

NORTHUMBERLAND COUNTY

Anthony J. Pilecki, Shamokin, March 19, 1935.

MONTGOMERY COUNTY

Norman W. Gray, Conshohocken, March 24, 1935.
Raymond A. Kline, Red Hill, March 30, 1935.

ALLEGHENY COUNTY

Charles A. Lewis, Pittsburg, March 31, 1935.

CHESTER COUNTY

Mrs. Fanny C. Ludwick, Honey Brook, April 1, 1935.

ERIE COUNTY

Carl G. Wright, Erie, April 27, 1935.

LEHIGH COUNTY

Charles A. Slifer, Allentown, April 27, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES

That the Senate da advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. RANKIN, Mr. President, I move that the Executive Session do now rise.

Mr. LANIUS, Mr. President, I second the motion.

The motion was agreed to.

BILLS INTRODUCED

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 379, entitled:

An Act providing for the purchase and distribution of milk to undernourished and needy children in the public schools; imposing duties on boards of school directors, teachers, principals, medical inspectors and the Department of Welfare; and making an appropriation.

Which was committed to the Committee on Public Health..

Mr. GRAFF read in his place and presented to the Chair, Senate Bill No. 380, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the costs of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 381, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 382, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 383, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the Counties of Erie and Crawford.

Which was committed to the Committee on Highways.

Mr. HUNSICKER, read in his place and presented to the Chair, Senate Bill No. 384, entitled:

An Act maknig an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary, for Nervous Diseases, of Philadelphia.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 385, entitled:

An Act making an appropriation to the Philadelphia Orthopaedic Hospital and Infirmary for Nervous Diseases, of Philadelphia.

Which was committed to the Committee on Appropriations.

Mr. CAVALCANTE, read in his place and presented to the Chair, Senate Bill No. 386, entitled:

An Act to amend section seven hundred and twelve of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto," empowering directors to lease poor farms for the purpose of extracting coal, oil and gas, and to dispose of the money received without approval of the court.

Which was committed to the Committee on Judiciary Special.

Mr. McCREESH read in his place and presented to the Chair Senate Bill No. 387 entitled:

An act making an appropriation to the Mercy Hospital of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

RESOLUTION MEMORIALIZING CONGRESS TO ABOLISH THE FEDERAL GASOLINE TAX

Mr. WOODWARD. Mr. President, I move that the Senate do now proceed to the consideration of Senate Concurrent Resolution Serial No. 113, relative to memoralizing Congress to abolish the Federal gasoline tax, which was reported from the Committee on Federal Relations, on February 19th.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

The resolution was read as follows:

In the Senate, February 18, 1935.

The taxing of fuel used in the operation of motor vehicles has, from its arliest inception, been considered justified because of the dedication of funds arising therefrom to the construction and maintenance of modern smooth

surfaced highways, specially enjoyed by those who are called upon to pay the tax.

The government of the United States now exacts one hundred and seventy millions of dollars during each year from this source of taxation, which is expended for general governmental purposes, which sum should properly be diverted to the several states for use upon their highways.

Fourteen States of this Union already have petitioned their Senators and Representatives in Congress in an effort to bring about an abolition of the Federal tax on motor vehicle fuels, therefore be it

Resolved (if the House of Representatives concur), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact appropriate Federal legislation to forthwith abolish the Federal tax of one cent per gallon on motor vehicle fuels.

Resolved, That a copy of this resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this Senate.

On the question,

Will the Senate agree to the resolution?

Mr. WOODWARD. Mr. President, as one member of the fast disappearing band of elder statesmen I feel it to be my duty to instruct the Democratic floor leader in his duties to his party. On that fatal day in January when triumphant Democracy was hailed into the seat of Government I had my back against the wall in the main corridor of the Capitol, watching for the procession; and, to my delight, at the very head of the procession was the Grand Marshal, the Senator from Northampton. Unfortunately, ever since that event I have detected a certain atmosphere of imperialism which has gathered about the head of the Senator from Northampton.

In those happy days when there were only seven Democrats on the other side of the aisle, when we called one another by the name of Herman and Warren and Henry and Charlie, when everything was in common, if a member of the Senate had a resolution, he could write the resolution and the Democrats or the Republicans were all for it,—they did not even listen to it. All that is now changed; this gap is yawning between old friends. And this resolution, which I thought was to help Governor Earle's tax program, is looked upon with suspicion by the Democratic floor leader. Is it possible that he has become so imperialistic that he now regards his chief as the President in the White House rather than the Governor in his mansion on the Susquehanna River?

This resolution, which is anxiously awaited by Speaker Byrnes and the Vice President—whose names escapes me—will, of course, diminish the Federal revenue; but I trust that the Democratic leader, the Senator from Northampton, will recognize that just as charity begins at home so also loyalty begins at home, and I beg of him to be loyal to his Governor and forget imperialism and the White House.

Mr. McGINNIS. Mr. President, I cannot believe that this is any of our business. I am sure that the Senate of the United States will resent any intrusion of word from this Senate, and I think we would resent any intrusion from the Senate of the United States, to tell us what we should do.

This is an emergncy we are in these days, and Congress is having its troubles the same as we are having our troubles; and I feel that it is not our business to interfere with or suggest to the Congress of the United States what they should do in these troublesome times.

And the question recurring,

Will the Senate agree to the resolution?

A division being called for, thirty Senators voted in the affirmative and ten Senators in the negative,

Whereupon, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the House of Representaiives for its concurrence.

NOMINATIONS BY THE GOVERNOR

The Chair cleared his table and laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BERKS COUNTY

Charles D. Fisher, Reading.

CAMBRIA COUNTY

Edgar Giles, Johnstown.

LEHIGH COUNTY

Eugene K. Twinning, Allentown.

NORTHAMPTON COUNTY

Mrs. Cora A. Smith, Bath.

PHILADELPHIA COUNTY

Miss Margaret E. Brusstar, S. E. Cor. 15th and Locust St., Philadelphia.

Mrs. Rose E. Landberg, 2548 E. Allegheny Av., Philadelphia.

YORK COUNTY

Mrs. L. Grace Hyson, Bridgeton.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BUTLER COUNTY

Mrs. Maude McCullough, Callery, February 27, 1935.

BERKS COUNTY

Miss Bessie M. Hartman, Reading, March 1, 1935.

ARMSTRONG COUNTY

Ray E. Hoyt, Worthington, March 2, 1935.

PHILADELPHIA COUNTY

W. G. Flood, Philadelphia, March 2, 1935.

BERKS COUNTY

Adam M. Ruth, Sinking Spring, March 4, 1935.

ALLEGHENY COUNTY

Giuseppe Cuda, Pittsburgh, March 5, 1935.

LEHIGH COUNTY

Leigh W. Schadt, Allentown, March 5, 1935.

ALLEGHENY COUNTY

Maurice E. Golomb, Pittsburgh, March 6, 1935.
Jesse L. Watson, Pittsburgh, March 6, 1935.

BEDFORD COUNTY

Cyrus H. Sell, Woodbury, March 6, 1935.

BERKS COUNTY

Miss Ada E. Fox, Reading, March 6, 1935.
James E. Keen, Reading, March 6, 1935.
Miss Edna M. Rauch, Reading, March 6, 1935.
P. A. Roberts, Reading, March 6, 1935.
William M. Stottlemyer, Reading, March 6, 1935.

BUCKS COUNTY

Francis J. Byers, Bristol, March 6, 1935.

CAMBRIA COUNTY

John Vukobratovich, Johnstown, March 6, 1935.

ERIE COUNTY

Miss Clara B. Roth, Erie, March 6, 1935.

LEHIGH COUNTY

Geza Bolez, Allentown, March 6, 1935.

MONTGOMERY COUNTY

Lewis C. Detwiler, Norristown, March 6, 1935.

NORTHAMPTON COUNTY

Miss Mildred E. Milchsack, Bethlehem, March 6, 1935.

NORTHUMBERLAND COUNTY

W. J. Bryan Bloom, Sunbury, March 6, 1935.

PHILADELPHIA COUNTY

Roland B. Haig, Philadelphia, March 6, 1935.
Chas. H. MacBride, Philadelphia, March 6, 1935.
F. Clyde Michel, Philadelphia, March 6, 1935.

VENANGO COUNTY

J. Guy McCutcheon, Franklin, March 6, 1935.

ALLEGHENY COUNTY

Glenn E. Beynon, Pittsburgh, March 7, 1935.
J. W. Cashdollar, Bellevue, March 7, 1935.
Milton H. Hazlett, Tarentum, March 7, 1935.

BERKS COUNTY

Robert R. Boone, Reading, March 7, 1935.
Miss Elsie Hartline, Reading, March 7, 1935.
Miss Loretta L. Klusewitz, Reading, March 7, 1935.
Robert M. Long, Reading, March 7, 1935.
Miss Gertrude E. Moyer, Reading, March 7, 1935.
Mrs. H. M. O'Neil, Kutztown, March 7, 1935.
Jacob N. Tobias, Wyomissing, March 7, 1935.
Mrs. Marguerite R. Young, Reading, March 7, 1935.

CAMBRIA COUNTY

Miss Dorothy E. Doubt, Johnstown, March 7, 1935.

CRAWFORD COUNTY

Edward DePascale, Meadville, March 7, 1935.
Mrs. Mildred Terrill, Conneautville, March 7, 1935.

DELAWARE COUNTY

Miss Evelyn Powell, Upper Darby, March 7, 1935.

PHILADELPHIA COUNTY

Frank Pollard, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

Miss Katharine M. Reiley, Pottsville, March 7, 1935.

MERCER COUNTY

William A. Maitland, Sharone, March 8, 1935.

ALLEGHENY COUNTY

Miss Dorothy C. Bandi, Pittsburgh, March 9, 1935.
Miss Della V. Berberich, Pitsburgh, March 9, 1935.
R. W. Clark, Homestead, March 9, 1935.
Miss Aileen Eckstein, Pittsburgh, March 9, 1935.
Mark Jorden, Pittsburgh, March 9, 1935.
Glenn H. Lindquist, Tarentum, March 9, 1935.
Geo. F. McCartney, Edgewood, March 9, 1935.
A. M. Mitchell, Pittsburgh, March 9, 1935.
Chas. E. Nicklas, Pittsburgh, March 9, 1935.
Edward M. Nolan, Pittsburgh, March 9, 1935.
Miss Myra Richards, Pittsburgh, March 9, 1935.
Miss Agnes B. Shaw, Pittsburgh, March 9, 1935.
J. W. Spilker, Pittsburgh, March 9, 1935.
Mrs. Ida N. Urias, Wilkinsburg, March 9, 1935.

BERKS COUNTY

Mrs. Ruth W. Adams, Reading, March 9, 1935.
Jacob W. Albright, Hamburg, March 9, 1935.
Walter C. Brooke, Boyertown, March 9, 1935.
J. Paul Burkhart, Bernville, March 9, 1935.
A. L. Crouse, Sinking Spring, March 9, 1935.
James E. Dalton, Reading, March 9, 1935.
Charles J. Fisher, Reading, March 9, 1935.
John P. German, Reading, March 9, 1935.
Abner B. Greenawalt, Kempton, March 9, 1935.
Mrs. Minnie A. Grim, Topton, March 9, 1935.
Jos. F. Lillis, Reading, March 9, 1935.
O. W. Lindgren, Reading, March 9, 1935.
Miss Naomi Lutz, Reading, March 9, 1935.
Walter L. Potteiger, West Lawn, March 9, 1935.
Nelson L. Rothermel, Temple, March 9, 1935.
Mrs. Freda K. Scholl, Temple, March 9, 1935.
Mrs. Cassie M. Seyfert, Strausstown, March 9, 1935.
Robert P. Weiherer, Reading, March 9, 1935.
Charles A. Yerger, Reading, March 9, 1935.

BUCKS COUNTY

Joseph W. Davenport, Langhorne, March 9, 1935.
John P. Taylor, Bristol, March 9, 1935.

DELAWARE COUNTY

Miss Leone A. Johnson, Media, March 9, 1935.
Miss Mary T. Walsh, Lansdowne, March 9, 1935.

FAYETTE COUNTY

Miss Emilie A. Schuler, Connellsville, March 9, 1935.
George H. Sunderman, Uniontown, March 9, 1935.

LANCASTER COUNTY

Henry B. Howell, Lancaster, March 9, 1935.

LEHIGH COUNTY

Miss Lillian M. Christman, Emaus, March 9, 1935.
Miss Veronica M. Coyle, Allentown, March 9, 1935.
R. J. Kichline, Slatington, March 9, 1935.
Paul J. Knerr, Cooperstown, March 9, 1935.
Miss Helen R. Larkin, Allentown, March 9, 1935.
Lesher Y. Raymond, Allentown, March 9, 1935.
Samuel Weil, Allentown, March 9, 1935.

LUZERNE COUNTY

Robert J. Wright, W. Hazleton, March 9, 1935.

MERCER COUNTY

Albert D. Beck, Sharon, March 9, 1935.

MONTGOMERY COUNTY

Miss Katherine P. Gallagher, Norristown, March 9, 1935.
Miss Catherine Sukalski, Norristown, March 9, 1935.

NORTHAMPTON COUNTY

Willis E. Diehl, Bethlehem, March 9, 1935.

NORTHUMBERLAND COUNTY

Wm. H. Ressler, Shamokin, March 9, 1935.

PHILADELPHIA COUNTY

Miss Helen Lambeck, Philadelphia, March 9, 1935.
Miss M. A. McGovern, Philadelphia, March 9, 1935.
Linwood K. Moses, Philadelphia, March 9, 1935.
Miss P. Walford, Philadelphia, March 9, 1935.

WARREN COUNTY

Mrs. Helen A. Branch, Warren, March 9, 1935.

WESTMORELAND COUNTY

Miss Lida B. Adair, Vandergrift, March 9, 1935.

YORK COUNTY

James F. Lind, York, March 9, 1935.
Mrs. Myrtus E. Mickley Olp, York, March 9, 1935.
H. E. Starner, New Freedom, March 9, 1935.

ALLEGHENY COUNTY

Fred Miller, McKeesport, March 10, 1935.

PHILADELPHIA COUNTY

Paschal J. Girard, Philadelphia, March 10, 1935.

YORK COUNTY

Milton H. Gross, Manchester, March 10, 1935.

JEFFERSON COUNTY

Felix C. V. Gatti, Punxsutawney, March 12, 1935.

ALLEGHENY COUNTY

Gilbert F. Wagner, Pittsburgh, March 16, 1935.

ARMSTRONG COUNTY

Harry L. Murphy, Kittanning, March 16, 1935.

PHILADELPHIA COUNTY

Miss Iola S. Ranck, Philadelphia, March 16, 1935.
Miss Emma V. Sudell, Philadelphia, March 16, 1935.

WASHINGTON COUNTY

Miss Susan Cook, Monongahela, March 16, 1935.

SOMERSET COUNTY

R. Stuart Shaver, Stoystown, March 19, 1935.

LACKAWANNA COUNTY

Miss Winifred Clark, Scranton, March 21, 1935.

LEHIGH COUNTY

Miss Anna M. Guth, Allentown, March 21, 1935.

LUZERNE COUNTY

W. J. Parry, Luzerne, March 21, 1935.

ALLEGHENY COUNTY

Chas. M. Miller, Pittsburgh, March 23, 1935.

LEHIGH COUNTY

William T. Ruth, Allentown, March 23, 1935.

MERCER COUNTY

G. R. Johnston, Sharon, March 24, 1935.

ALLEGHENY COUNTY

Wister L. Lynch, Pittsburgh, March 25, 1935.

BERKS COUNTY

Miss Cora C. Mays, Reading, March 25, 1935.

VENANGO COUNTY

Marshall Phipps, Franklin, March 27, 1935.

LEHIGH COUNTY

Harrison A. Bolich, Allentown, March 28, 1935.

JEFFERSON COUNTY

Harold D. Roper, Punxsutawney, March 31, 1935.

BUCKS COUNTY

Alvin T. Lippincott, Cornwells Hgts., April 1, 1935.

CHESTER COUNTY

Chas. F. Innis, Coatesville, April 1, 1935.

DAUPHIN COUNTY

Miss Clara I. Miller, Harrisburg, April 1, 1935.

LEHIGH COUNTY

Frank T. Sterner, Allentown, April 1, 1935.

LUZERNE COUNTY

Adam L. Knies, White Haven, April 1, 1935.

MERCER COUNTY

Miss Florence A. Flinn, Sharon, April 1, 1935.

MONTGOMERY COUNTY

Joseph H. Johnson, Royersford, April 1, 1935.
Robert H. Nagle, Pottstown, April 1, 1935.

PHILADELPHIA COUNTY

Max Rosenbluth, Philadelphia, April 1, 1935.
LeRoy A. Worrell, Philadelphia, April 1, 1935.

YORK COUNTY

Mrs. Charlotte L. Rupp, York, April 1, 1935.

NORTHAMPTON COUNTY

Miss Isabelle V. Kirkpatrick, Easton, April 7, 1935.

DELAWARE COUNTY

Mrs. Catherine L. Fossett, Media, April 16, 1935.

MONTGOMERY COUNTY

Oliver T. Watson, Hatboro, April 24, 1935.

GEORGE H. EARLE.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. RANKIN. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

JUDGE OF THE COUNTY COURT OF THE FIFTH JUDICIAL DISTRICT

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

G. Malcolm McDonald, 300 Bevington Road, Pittsburgh, Allegheny County, as Judge of the County Court of the Fifth Judicial District, composed of the County of Allegheny, vice Richard A. Kennedy, deceasd, to serve until the first Monday in January, 1936.

GEORGE H. EARLE.

MEMBERS OF THE BOARD OF GAME COMMISSIONERS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Samuel Castner, of Williamsport, Lycoming County, as a member of the Board of Game Commissioners, vice Ralph L. Eckenstein, resigned, for the term of six years.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

BERKS COUNTY

Charles D. Fisher, Reading.

CAMBRIA COUNTY

Edgar Giles, Johnstown.

LEHIGH COUNTY

Eugene K. Twining, Allentown.

NORTHAMPTON COUNTY

Mrs. Cora A. Smith, Bath.

PHILADELPHIA COUNTY

Miss Margaret E. Brusstar, S. E. Cor. 15th and Locust St., Phila.
Mrs. Rose E. Landberg, 2548 E. Allegheny Ave., Phila.

YORK COUNTY

Mrs. L. Grace Hyson, Bridgeton.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BUTLER COUNTY

Mrs. Maude McCulluogh, Callery, February 27, 1935.

BERKS COUNTY

Miss Bessie M. Hartman, Reading, March 1, 1935.

ARMSTRONG COUNTY

Ray E. Hoyt, Worthington, March 2, 1935.

PHILADELPHIA COUNTY

W. G. Flood, Philadelphia, March 2, 1935.

BERKS COUNTY

Adam M. Ruth, Sinking Spring, March 4, 1935.

ALLEGHENY COUNTY

Giuseppe Cuda, Pittsburgh, March 5, 1935.

LEHIGH COUNTY

Leigh W. Schadt, Allentown, March 5, 1935.

ALLEGHENY COUNTY

Maurice E. Colomb, Pittsburgh, March 6, 1935.
Jesse L. Watson, Pittsburgh, March 6, 1935.

BEDFORD COUNTY

Cyrus H. Sell, Woodbury, March 6, 1935.

BERKS COUNTY

Miss Ada E. Fox, Reading, March 6, 1935.
James E. Keen, Reading, March 6, 1935.
Miss Edna M. Rauch, Reading, March 6, 1935.
P. A. Roberts, Reading, March 6, 1935.
William M. Stottlemyer, Reading, March 6, 1935.

BUCKS COUNTY

Francis J. Byers, Bristol, March 6, 1935.

CAMBRIA COUNTY

John Vukobratovich, Johnstown, March 6, 1935.

ERIE COUNTY

Miss Clara B. Roth, Erie, March 6, 1935.

LEHIGH COUNTY

Geza Bolez, Allentown, March 6, 1935.

MONTGOMERY COUNTY

Lewis C. Detwiler, Norristown, March 6, 1935.

NORTHAMPTON COUNTY

Miss Mildred E. Milchsack, Bethlehem, March 6, 1935.

NORTHUMBERLAND COUNTY

W. J. Bryan Bloom, Sunbury, March 6, 1935.

PHILADELPHIA COUNTY

Roland B. Haig, Philadelphia, March 6, 1935.
Chas. H. MacBride, Philadelphia, March 6, 1935.
F. Clyde Michel, Philadelphia, March 6, 1935.

VENANGO COUNTY

J. Guy McCutcheon, Franklin, March 6, 1935.

ALLEGHENY COUNTY

Glenn E. Beynon, Pittsburgh, March 7, 1935.
J. W. Cashdollar, Bellevue, March 7, 1935.
Milton H. Hazlett, Tarentum, March 7, 1935.

BERKS COUNTY

Robert R. Boone, Reading, March 7, 1935.
Miss Elsie Hartline, Reading, March 7, 1935.
Miss Loretta L. Klusewitz, Reading, March 7, 1935.
Robert M. Long, Reading, March 7, 1935.
Miss Gertrude E. Moyer, Reading, March 7, 1935.
Mrs. H. M. O'Neil, Kutztown, March 7, 1935.
Jacob N. Tobias, Wyomissing, March 7, 1935.
Mrs Marguerite R. Young, Reading, March 7, 1935.

CAMBRIA COUNTY

Miss Dorothy E. Doubt, Johnstown, March 7, 1935.

CRAWFORD COUNTY

Edward DePascale, Meadville, March 7, 1935.
Mrs. Mildred Terrill, Conneautville, March 7, 1935.

DELAWARE COUNTY

Miss Evelyn Powell, Upper Darby, March 7, 1935.

PHILADELPHIA COUNTY

Frank Pollard, Philadelphia, March 7, 1935.

SCHUYLKILL COUNTY

Miss Katharine M. Reiley, Pottsville, March 7, 1935.

MERCER COUNTY

William A. Maitland, Sharon, March 8, 1935.

ALLEGHENY COUNTY

Miss Dorothy C. Bandi, Pittsburgh, March 9, 1935.
Miss Della V. Berberich, Pittsburgh, March 9, 1935.
R. W. Clark, Homestead, March 9, 1935.
Miss Aileen Eckstein, Pittsburgh, March 9, 1935.
Mark Jorden, Pittsburgh, March 9, 1935.
Glenn H. Lindquist, Tarentum, March 9, 1935.
Geo. F. McCartney, Edgewood, March 9, 1935.
A. M. Mitchell, Pittsburgh, March 9, 1935.
Chas. E. Nicklas, Pittsburgh, March 9, 1935.
Edward M. Nolan, Pittsburgh, March 9, 1935.
Miss Myra Richards, Pittsburgh, March 9, 1935.
Miss Agnes B. Shaw, Pittsburgh, March 9, 1935.
J. W. Spilker, Pittsburgh, March 9, 1935.
Mrs. Ida N. Urias, Wilkinsburg, March 9, 1935.

BERKS COUNTY

Mrs. Ruth W. Adams, Reading, March 9, 1935.
Jacob W. Albright, Hamburg, March 9, 1935.
Walter C. Brooke, Boyertown, March 9, 1935.
J. Paul Burkhart, Bernville, March 9, 1935.
A. L. Crouse, Sinking Spring, March 9, 1935.
James E. Dalton, Reading, March 9, 1935.
Charles J. Fisher, Reading, March 9, 1935.
John P. German, Reading, March 9, 1935.
Abner B. Greenawalt, Kempton, March 9, 1935.
Mrs. Minnie A. Grim, Topton, March 9, 1935.
Jos. F. Lillis, Reading, March 9, 1935.
O. W. Lindgren, Reading, March 9, 1935.
Miss Naomi Lutz, Reading, March 9, 1935.
Walter L. Potteiger, West Lawn, March 9, 1935.
Nelson L. Rothermel, Temple, March 9, 1935.
Mrs. Freda K. Scholl, Temple, March 9, 1935.
Mrs. Cassie M. Seyfert, Strausstown, March 9, 1935.
Robert P. Weiherer, Reading, March 9, 1935.
Charles A. Yerger, Reading, March 9, 1935.

BUCKS COUNTY

Joseph W. Davenport, Langhorne, March 9, 1935.
John P. Taylor, Bristol, March 9, 1935.

DELAWARE COUNTY

Miss Leone A. Johnson, Media, March 9, 1935.
Miss Mary T. Walsh, Lansdowne, March 9, 1935.

FAYETTE COUNTY

Miss Emilie A. Schuler, Connellsville, March 9, 1935
George H. Sunderman, Uniontown, March 9, 1035.

LANCASTER COUNTY

Henry B. Howell, Lancaster, March 9, 1935.

LEHIGH COUNTY

Miss Lillian M. Christman, Emaus, March 9, 1935.
Miss Veronica M. Coyle, Allentown, March 9, 1935.
R. J. Kichline, Slatington, March 9, 1935.
Paul J. Knerr, Coopersburg, March 9, 1935.
Miss Helen R. Larkin, Allentown, March 9, 1935.
Lesher Y. Raymond, Allentown, March 9, 1935.
Samuel Weil, Allentown, March 9, 1935.

LUZERNE COUNTY

Robert J. Wright, West Hazleton, March 9, 1935.

MERCER COUNTY

Albert D. Beck, Sharon, March 9, 1935.

MONTGOMERY COUNTY

Miss Katherine P. Gallapher, Norristown, March 9, 1935.
Miss Catherine Sukalski, Norristown, March 9, 1935.

NORTHAMPTON COUNTY

Willis E. Diehl, Bethlehem, March 9, 1935.

NORTHUMBERLAND COUNTY

Wm. H. Ressler, Shamokin, March 9, 1935.

PHILADELPHIA COUNTY

Miss Helen Lambeck, Philadelphia, March 9, 1935.
Miss M. A. McGovern, Philadelphia, March 9, 1935.
Linwood K. Moses, Philadelphia, March 9, 1935.
Miss P. Walford, Philadelphia, March 9, 1935.

WARREN COUNTY

Mrs. Helen A. Branch, Warren, March 9, 1935.

WESTMORELAND COUNTY

Miss Lida B. Adair, Vandergrift, March 9, 1935.

YORK COUNTY

James F. Lind, York, March 9, 1935.
Mrs. Myrtus E. Mickley Olp, York, March 9, 1935.
H. E. Starner, New Freedom, March 9, 1935.

ALLEGHENY COUNTY

Fred Miller, McKeesport, March 10, 1935.

PHILADELPHIA COUNTY

Paschal J. Girard, Philadelphia, March 10, 1935.

YORK COUNTY

Milton H. Gross, Manchester, March 10, 1935.

JEFFERSON COUNTY

Felix C. V. Gatti, Punxsutawney, March 12, 1935.

ALLEGHENY COUNTY

Gilbert F. Wagner, Pittsburgh, March 16, 1935.

ARMSTRONG COUNTY

Harry L. Murphy, Kittanning, March 16, 1935.

PHILADELPHIA COUNTY

Miss Iola S. Ranck, Philadelphia, March 16, 1935.
Miss Emma V. Sudell, Philadelphia, March 16, 1935.

WASHINGTON COUNTY

Miss Susan Cook, Monongahela, March 16, 1935.

SOMERSET COUNTY

R. Stuart Shaver, Stoystown, March 19, 1935.

LACKAWANNA COUNTY

Miss Winifred Clark, Scranton, March 21, 1935.

LEHIGH COUNTY

Miss Anna M. Guth, Allentown, March 21, 1935.

LUZERNE COUNTY

W. J. Parry, Luzerne, March 21, 1935.

ALLEGHENY COUNTY

Chas. M. Miller, Pittsburgh, March 23, 1935.

LEHIGH COUNTY

William T. Ruth, Allentown, March 23, 1935.

MERCER COUNTY

G. R. Johnston, Sharon, March 24, 1935.

ALLEGHENY COUNTY

Wister L. Lynch, Pittsburgh, March 25, 1935.

BERKS COUNTY

Miss Cora C. Mays, Reading, March 25, 1935.

VENANGO COUNTY

Marshall Phipps, Franklin, March 27, 1935.

LEHIGH COUNTY

Harrison A. Bolich, Allentown, March 28, 1935.

JEFFERSON COUNTY

Harold D. Roper, Puxsutawney, March 31, 1935.

BUCKS COUNTY

Alvin T. Liippincott, Cornwells Hgts, April 1, 1935.

CHESTER COUNTY

Chas. F. Innis, Coatesville, April 4, 1935.

DAUPHIN COUNTY

Miss Clara I. Miller, Harrisburg, April 1, 1935.

LEHIGH COUNTY

Frank T. Sterner, Allentown, April 1, 1935.

LUZERNE COUNTY

Adams L. Knies, White Haven, April 1, 1935.

MERCER COUNTY

Miss Florence A. Flinn, Sharon, April 1, 1935.

MONTGOMERY COUNTY

Joseph H. Johnson, Royersford, April 1, 1935.
Robert H. Nagle, Pottstown, April 1, 1935.

PHILADELPHIA COUNTY

Max Rosenbluth, Philadelphia, April 1, 1935.
LeRoy A. Worrell, Philadelphia, April 1, 1935.

YORK COUNTY

Mrs. Charlotte L. Rupp, York, April 1, 1935.

NORTHAMPTON COUNTY

Miss Isabelle V. Kirkpatrick, Easton, April 7, 1935.

DELAWARE COUNTY

Mrs. Catherine L. Fossett, Media, April 16, 1935.

MONTGOMERY COUNTY

Oliver T. Watson, Hatboro, April 24, 1935.

GEORGE H. EARLE.

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

MEMBERS MILK CONTROL BOARD

Charles T. Carpenter, of Glenmoore, Chester County, as a member of the Milk Control Board, to serve until April 30, 1935.

Paul O. Sunday, of R D 1, Carlisle, Cumberland County, as a member of the Milk Control Board, to serve until April 30, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 28, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

A. C. Marburger, of Evans City, Butler County, as a member of the Milk Control Board, vice John A. Barney, removed from office, to serve until April 30, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed, (Centre)	Thompson,
Clark,	Lanius,	Reed, (Dauphin)	Thompson,
Coyne,	Law,	Reed, (Washington)	(Westmoreland)
Ealy,	Mallery,	Rice,	Trainer,
Frey,	McClure,	Roberts,	Woodward,
Gelder,	McCreesh,		Ziesenheim,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. PYTKO. Mr. President, I move that the Executive Session do now rise.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 18, entitled:

An Act to provide for the hospitalization of tubercular patients in State and State-aided hospitals when State owned institutions established for that purpose are unable to provide therefor.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 86, entitled:

An Act to amend section one as reenacted, sections two and three as amended, sections four and five, and section six as amended of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies," by changing the personnel and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania; providing further for the distribution and use of unclaimed human bodies; fixing the time for the claiming and distribution of bodies and the duties of carriers of bodies; requiring those receiving bodies to give bond; and providing penalties.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON FINAL PASSAGE

Mr. SHAPIRO. Mr. President, I move that the Senate resume consideration of Senate Bill No. 8, entitled:

An Act providing for the fixing of the salary of county officers members of the board of viewers and the board of revision of taxes and the number salary and compensation of deputies assistants clerks and appointees in the several county offices with certain exceptions and clerks assistants assessor and appointees employed by the board of viewers and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue and repealing existing laws.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. SHAPIRO. Mr. President, this bill is a bill that relates to first-class counties only, and is a bill which provides that counties of the first class shall have the right to fix the number and compensation of officers for which they pay the bill. In other words, the bill provides that the revenue raising body shall fix the salaries and number of its own county employees.

Mr. HARVEY. Mr. President, I would like to interrogate the Senator from Philadelphia, Mr. Shapiro.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Shapiro, permit himself to be interrogated?

Mr. SHAPIRO. Mr. President, I will.

Mr. HARVEY. Mr. President, does that bill take third-class cities?

Mr. SHAPIRO. Mr. President, it does not; it takes in only first-class counties.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAY—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 89, entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporation of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May one thousand nine hundred and twenty-three, where there was a failure to register the name of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows viz:

YEAS—48

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	McGinnis,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAY—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 108, as follows:

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one) entitled "An act for the better government of cities of the first class of this Commonwealth" is hereby amended to read as follows

6. Regulations governing the reinstatement of persons who without fault or delinquency on their part have resigned or have been separated from the service Provided That persons who haye voluntarily resigned from the service shall not be reinstated within six months Provided however That the civil service commission shall not certify for appointment to the Director of Public Safety any policeman or fireman under probationary appointment or otherwise in the event of vacancies occurring in the department or any increase in the number of policemen and firemen required to be filled if there are available for appointment policemen or firemen who without fault or delinquency on their part have been separated from the service and whose separation from the service was not occasioned by reason of a finding of guilt by the commission after the filing of charges against the policeman or fireman And provided further That the civil service commission shall not hold any examination for any vacancies existing as aforesaid until such list of policemen and firemen separated as aforesaid shall have been exhausted by appointment to such vacancies

Section 2 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 114, entitled:

An Act making an appropriation to the Trustees of Lincoln University, Chester County.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 141, as follows:

An Act authorizing the abatement of certain tax penalties and interest on county city borough town township school district and poor district taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all penalties and interest imposed on delinquent county city borough town township school district and poor district taxes for the tax year one thousand nine hundred and thirty-four and all previous years assessed against any real estate may be abated by the authority levying the tax if said delinquent taxes are paid as hereinafter provided and if the taxes due on such real estate for the tax year one thousand nine hundred and thirty-five are paid at the time prescribed by law for the payment of taxes

In order to receive the benefits of this act twenty per centum of the delinquent taxes due for the tax year one thousand nine hundred and thirty-four and for all previous years shall be paid on or before the first day of July one thousand nine hundred and thirty-five twenty per centum on or before the first day of July one thousand nine hundred and thirty-six twenty per centum on or before the first day of July one thousand nine hundred and thirty-seven twenty per centum on or before the first day of July one thousand nine hundred and thirty-eight and the final twenty per centum on or before the first day of July one thousand nine hundred and thirty-nine.

If any taxpayer availing himself of the provisions of this act shall fail to pay any instalment of taxes as hereinbefore provided for the tax year one thousand nine hundred and thirty-four and all previous years as hereinafter provided then the penalties and interest due on such unpaid instalment or instalments shall not be abated

Any taxpayer may anticipate the payment of such delinquent taxes for the tax year one thousand nine hundred and thirty-four and previous years and receive the benefit of this act.

This act shall be construed to apply to all taxes whether or not liens for such taxes have been returned for non payment or have been filed in the office of the prothonotary of the county or proceedings for the collection of such taxes have been instituted in any court in said county

The benefits of this act shall extend to and accrue to any grantee transferee mortgagee or other party in interest in the real estate against which the above mentioned taxes have been assessed and levied

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. HUFFMAN. Mr. President, I ask unanimous consent to offer an amendment.

The PRESIDENT. Is there objection?

Mr. BATCHELOR. Mr. President, I object.

The PRESIDENT. The Chair hears objection.

And the question recurring.

Will the Senate agree to the bill?

BILLS RECOMMITTED

Mr. COYNE. Mr. President, I move that Senate Bill No. 141 be recommitted to the Committee on County Government.

Mr. BATCHELOR. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. HUFFMAN. Mr. President, the proposed amendment is to eliminate first class counties. Does that meet the objection of the Senator from Allegheny, Mr. Coyne?

Mr. COYNE. Mr. President, no, the object of recommitting the bill is for the purpose of amendment. We have several amendments.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

Mr. BUCKMAN. Mr. President, I move that Senate Bill No. 149 on third reading entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated

be recommitted to the Committee on Judiciary General for the purpose of amendment.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 153, entitled:

An Act to further amend section five hundred and thirty-one of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance, amending, revising, and consoldiating the law providing for the incorporation of insurance companies, and the regulation of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32

Aron,	Gelder,	Laulus,	Roberts,
Batchelor,	Graff,	McClure,	Rupp,
Baumer,	Harris,	Norton,	Salus,
Bennett,	Harvey,	Owlett,	Sones,
Boyd,	Homsher,	Prince,	Staudenmeier,
Buckman,	Howell,	Reed,	Trainer,
Clark,	Huffman,	(Dauphin)	Woodward,
Coyne,	Hunsicker	Rice,	Wosenheim,
Ealy			

NAYS—15

Cavalcante,	McCreesh,	Reed,	Thompson,
Chapman,	McGinnis,	(Washington)	(Centre)
Frey,	Miller,	Rodgers,	Thompson,
Kahle,	Pytko,	Shapiro,	(Westmoreland)
Law,	Rankin,		

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 174, entitled:

An Act making an appropriation to the Wilkes-Barre General Hospital, Wilkes-Barre, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 207, entitled:

An Act making an appropriation to the Florence Crittenton Shelter, of Wilkes-Barre, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and constitution of Senate Bill No. 209, entitled:

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 210, entitled:

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 211, entitled:

An Act making an appropriation to the Franklin Hospital, Franklin, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and constitution of Senate Bill No. 215, entitled:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire maintain and operate inclined plane passenger and vehicular traffic transportation facilities.

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk return said bill to the House of Representatives with information that the Senate has passed the same with amendments in which the concurrence of the House is requested.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 233, entitled:

An Act relating to the redemption of real estate purchased by counties at tax sale.

And said bill having been read at length the third time,

On the question,

Shall the bill pass finally?

Will the Senate agree to the bill?

Mr. REED. Mr. President, I ask unanimous consent to amend section 1, page 1, line 8, by inserting after the word "thereof" the following: "so long as the title thereto remains in the county;" also section 2, page 2, line 2, by inserting after the word "commissioners" the following: "so long as title remains in the county."

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 240, entitled:

An Act making an appropriation to the Department of Forests and Waters for the rebuilding and reconstruction of an aqueduct in Roosevelt Park.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 242, entitled:

An Act to amend sections four and fifteen of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison;' and providing for the appointment of a board which shall have in charge the enforcement of said law, and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," as amended; changing the qualifications of applicants for examination and registration, and changing violations of the act from misdemeanors to summary proceedings.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Senate present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 244, entitled:

An Act making an appropriation to the Berks County Tuberculosis Sanatorium, Reading, Berks County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL RECOMMITTED

Mr. ZEISENHEIM. Mr. President, I move that Senate Bill No. 245, on third reading entitled:

An Act to further amend section five of the act, approved the nineteenth day of February, one thousand nine hundred and twenty-six (P. L. 16), entitled "A supplement to the act, approved the twenty-seventh day of March, one thousand nine hundred and twenty-three (P. L. 34), entitled 'An act concerning alcoholic liquors; prohibiting the manufacture, advertising, furnishing, traffic in, and possession of intoxicating liquors for beverage purposes, and articles and substances designed or intended for use in the manufacture thereof; defining intoxicating liquor; providing for penalties, forfeitures, and the abatement of nuisances; and repealing existing alcoholic liquor laws and alcoholic liquor license laws'; providing for the registering of federal permits; also regulating, under permit, through a Pennsylvania Alcohol Permit Board created in the Department of Welfare, the manufacture, production, distillation, development, use in manufacture, denaturization, redistillation, recovery, reuse, holding in bond, holding in storage by bailees for hire, sale at wholesale, and transportation for hire, of any alcohol or alcoholic liquid, by certain persons; also providing for fees and the disposition thereof; also authorizing the inspection of the records of permittees and purchasers of said alcohol or alcoholic liquid, also declaring certain places nuisances and providing for their abatement; also providing penalties; and also repealing all acts or parts of acts inconsistent with this act," permitting limited wine making in homes for home consumption.

be recommitted to the Committee on Law and Order for the purpose of amendment.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 275, entitled:

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 277, entitled:

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 278, entitled:

An Act making an appropriation for the purchase of a history of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard, and providing for the distribution thereof.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows viz:

YEAS—33

Aron,	Ealy,	Hunsicker,	Salus,
Batchelor,	Frey,	McClure,	Shapiro,
Baumer,	Gelder,	Miller,	Staudenmeier,
Bennett,	Graff,	Norton,	Thompson,
Boyd,	Harris,	Owlett,	(Westmoreland)
Buckman,	Harvey,	Rankin,	Trainer,
Chapman,	Homsher,	Reed,	Woodward,
Clark,	Howell,	(Dauphin)	Ziesenheim,
Coyne,	Huffman,	Rice,	

NAYS—14

Cavalcante,	McCreesh,	Reed,	Rupp,
Kahle,	McGinnis,	(Washington)	Sones,
Lanius,	Prince,	Roberts,	Thompson,
Law,	Pytko,	Rodgers,	(Centre)

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 279, entitled:

An Act making an appropriation to the Pittston Hospital Association, of the city of Pittston, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows viz:

YEAS—47

Aron,	Graff,	Miller,	Rupp,
Batchelor,	Harris,	Norton,	Salus,
Baumer,	Harvey,	Owlett,	Shapiro,
Bennett,	Homsher,	Prince,	Sones,
Boyd,	Howell,	Pytko,	Staudenmeier,
Buckman,	Huffman,	Rankin,	Thompson,
Cavalcante,	Hunsicker,	Reed,	(Centre)
Chapman,	Kahle,	(Dauphin)	Thompson,
Clark,	Lanius,	Reed,	(Westmoreland)
Coyne,	Law,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,	Rodgers,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 286, entitled:

An Act to amend section one as amended of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorded in connection therewith; and modifying existing legislation which provide for raising revenue for State purpose," by imposing tax upon obligations of the Home Owners' Loan Corporation and certain other Federal agencies.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, I should like to say a few words as to this bill. This again raises the question whether our able and distinguished Democratic friend loves Rome more than Caesar. Now, we all know that the southern States get about 99% of their relief from the Federal Government,—I think Mississippi gets 99.9 per cent. South Carolina gets 99.8 per cent. and so on. And in the northern States they contribute dollar for dollar. This bill came about because the Federal Government proceeded to tax the State of Ohio on their liquor licenses, on the ground that it was primarily a Federal Government matter; and the Federal Government is slashing that money out of Ohio. It is not only on licenses; the Federal Government is attempting to collect a tax on the value of the stocks in the State Stores—on which you may know the cases before the Supreme Court.

Now then, this bill maintains that the securities of the H. O. L. C., another Federal enterprise in the securities field, are just as much proprietary—or of a private nature—as is the liquor business; and I hope if the Democrats believe that charity begins at home they will help the Commonwealth of Pennsylvania by voting for this bill. And I believe the Government might want it; and it certainly would be a very interesting test of whether what is sauce for the goose cannot be sauce for the gander.

Mr. CAVALCANTE. Mr. President, I desire to interrogate the Senator from Philadelphia, Mr. Woodward.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Woodward, permit himself to be interrogated?

Mr. WOODWARD. Mr. President, I will.

Mr. CAVALCANTE. Mr. President, I would like to know whether this amendment, if made to the general law, would be a matter of legislative function or judicial function.

Mr. WOODWARD. Mr. President, this is an amendment to Section 1 of the Act of 1913, the four-mill personal property tax, so that all loans, bonds and so forth heretofore or hereafter issued by the Federal Home Owners' Loan Cooperation, or by any other Federal board or agency, and so forth, exercising a proprietary rather than a governmental function, shall pay a tax of four mills on personal property.

Mr. CAVALCANTE. Mr. President, the fact that when the H. O. L. C. bonds are issued they are to be considered as proprietary bonds,—will that make it a matter of legislative action or of judicial action?

Mr .WOODWARD. Judicial, eventually.

Mr. CAVALCANTE. Mr. President, if it is a judicial matter, then, for what purpose is this act in the Assembly?

Mr. WOODWARD. Mr. President, this act is to bring within the limits of the four-mills act a new set of securities which may be owned in Pennsylvania . You may have a large number, in your possession, of H. O. L. C. bonds,—you look very properous to me, and you are not paying any personal property tax on them. If this is signed by the Governor,—until the Supreme Court knocks it out,—you will have to pay a tax of four mills on your H. O. L. C. bonds. They tax us on our liquor; why should we not tax them on their bonds?

Mr. CAVALCANTE. Mr. President, will it take a legislative act for the proper Court to decide what are taxable under the present law as it now stands?

Mr. WOODWARD. Mr. President, it surely will.

Mr. SHAPIRO. Mr. President, I desire to interrogate the Senator from Philadelphia.

The PRESIDENT. Will the Senator from Philadelphia, Mr .Woodward, permit himself to be interrogated?

Mr. WOODWARD. Mr. President, with great pleasure.

Mr. SHAPIRO. Mr. President, I would like to know whether the Senator from Philadelphia, Mr. Woodward, feels that he should engage counsel to answer the questions that have been propounded.

Mr. WOODWARD. Mr. President, no; I have been in this body so long I have become judicial in my aspect.

Mr. HUFFMAN. Mr. President, I would not have this bill, which I think very important, become a party matter. After all, I see no reason why the H. O. L. C. bonds should not bear their burden of taxation; for, when it is analyzed, after all the man who holds the H. O. L. C. bonds is the one who heretofore held a first mortgage, or at least a mortgage, and upon that mortgage he had to pay a four mills tax.

The H. O. L. C. bonds at the present time are selling above par. The holder, therefore, is not the poor man who had to exchange his security from the mortgage holder for the bonds, but he is the man who holds a better security, guaranteed by the United States Government, a security that is selling above par; and there is a great deal of this security in Pennsylvania, and I see no reason why that man should not pay his proportionate share of taxes at the present time, under the present conditions, the same as he had to pay his share of taxes before, when he held the first mortgage.

And the question, recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—32.

Aron,	Gelder,	Law,	Staudenmeier,
Batchelor,	Graff,	McClure,	Thompson,
Bennett,	Harris,	Norton,	(Centre)
Boyd,	Harvey,	Owlett,	Thompson,
Buckman,	Homsher,	Prince,	(Westmoreland)
Chapman,	Howell,	Reed,	Trainer,
Clark,	Huffman,	(Dauphin)	Woodward,
Coyne,	Hunsicker,	Salus,	Ziesenheim,
Ealy,	Lanius,	Shapiro,	

NAYS—15.

Baumer,	McCreesh,	Rankin,	Roberts,
Cavalcante,	McGinnis,	Reed,	Rodgers,
Frey,	Miller,	(Washington)	Rupp,
Kahle,	Pytko,	Rice,	Sones,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 113, as follows:

An Act making an appropriation to the Chester County Hospital West Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred thousand dollars ($100,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Chester County Hospital West Chester Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hispital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 173, as follows:

An Act making an appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary is hereby specifically appropriated to the Downingtown Industrial and Agricultural School of Downingtown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 322, as follows:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm Chester County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Pennsylvania Epileptic Hospital and Colony Farm Chester County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGE

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, February 25, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 4, at nine o'clock; and when the House of Representative adjourn this week it reconvene on Monday evening, March 4, at nine o'clock.

RESOLUTION URGING ACTION ON CONSTITUTIONAL REVISION BILL

Mr. THOMPSON (Centre), offered the following resolution, which was trice read:

In the Senate, February 26, 1935.

Whereas, The matter of Constitutional Revision is a matter of great public consequence and the subject of much comment at the present time by the press and public, and

Whereas, The Committee to which the bill was referred, suggesting a method of Constitutional Revision proposes to terminate its hearings upon the said bill, during the week of March 4, and

Whereas, It is desirable to have as prompt action upon the said Committee's report as is feasible, now therefore be it

Resolved by the Senate of Pennsylvania, That the Senate remain in session during the week of March 4, 1935, until the said Committee has concluded its hearings and reported upon the said bill to the floor of the House.

Mr. THOMPSON (Centre). Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. OWLETT. Mr. President, I object.

The PRESIDENT. The Chair hears objection.

The yeas and nays were required by Mr. THOMPSON (Centre) and Mr. PYTKO and were as follows, viz:

YEAS—19

Baumer,	Law,	Rankin,	Rodgers,
Cavalcante,	McCreesh,	Reed,	Rupp,
Frey,	McGinnis,	(Washington)	Thompson,
Huffman,	Miller,	Rice,	(Centre)
Kahle,	Pytko,	Roberts,	Trainer,
Lanius,			

NAYS—28

Aron,	Ealy,	McClure,	Shapiro,
Batchelor,	Gelder,	Norton,	Sones,
Bennett,	Graff,	Owlett,	Staudenmeier,
Boyd,	Harris,	Prince,	Thompson,
Buckman,	Harvey,	Reed,	(Westmoreland)
Chapman,	Homsher,	(Dauphin)	Woodward,
Clark,	Howell,	Salus,	Ziesenheim,
Coyne,	Hunsicker,		

So the question was determined in the negative.

The PRESIDENT. The Chair is of the opinion that the proper committee to handle the resolution would be the Committee on Rules. It is therefore referred to the Committee on Rules.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from Committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations reported as committed, Senate Bill No. 265, entitled:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital, of Reading, Pennsylvania.

BILLS INTRODUCED

Mr. SONES. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SONES read in his place and presented to the Chair, Senate Bill No. 388, entitled:

An Act making an appropriation to the Home for the Friendless, of the City of Williamsport, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 389, entitled:

An Act making an appropriation to the Florence Crittenton Mission, of the City of Williamsport, Lycoming County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 390, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 391, entitled:

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. RODGERS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 392, entitled:

An Act to further amend section three hundred and nine of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by changing the basis for compensation of weekly wages.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair, Senate Bill No. 393, entitled:

An Act to amend article three of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by providing for autopsies in cases of death.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair, Senate Bill No. 394, entitled:

An Act to amend sections three hundred and seven and four hundred and ten as amended, and section three hundred and ten of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by denying the right to compensation to non-resident alien dependents.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair, Senate Bill No. 395, entitled:

An Act to further amend section four hundred and twenty-two of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation, and providing procedure for the determination of liability and compensation thereunder," by modifying the rules of evidence before the workmen's compensation board and referees.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair, Senate Bill No. 396, entitled:

An Act to amend clause (g) of section three hundred and six of the act approved the second day of June, one thousand nine hundred and fifteen, (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended; by modifying the rule as to compensation in cases of hernia.

Which was committed to the Committee on Judiciary Special.

Also read in his place and presented to the Chair, Senate Bill No. 397, entitled:

An Act to further amend sections four hundred and thirteen and four hundred and thirty-four of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing precedure for the determination of liability and compensation thereunder," by further defining the limitations of the review modification, setting aside and reinstating of agreements and awards, and on the setting aside of final receipts.

Which was committed to the Committee on Judiciary Special.

Mr. PYTKO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 398, entitled:

An Act requiring the corporate authorities of cities of the first, second and third class cities having paid or part paid fire departments to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen and the the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors and the manner and method whereby such elections may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

Which was committed to the Committee on Municipal Government.

Mr. STAUDENMEIER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STAUDENMEIER read in his place and presented to the Chair Senate Bill No. 399, entitled:

An Act to amend sections two and fifteen of the Act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-seven (P. L. 381), entitled "An Act Concerning Arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto;" by prescribing the time for making application to stay proceeding pending arbitration, by authorizing appeals from orders granting or refusing such stays, or from orders directing or refusing to direct the parties to proceed to arbitration, and regulating such appeals.

Which was committed to the Committee on Judiciary General.

Mr. GRAFF. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection. The Chair hears none.

Mr. GRAFF read in his place and presented to the Chair Senate Bill No. 400, entitled:

An Act to amend paragraph one of section one, and paragraph one of section six of the act approved the thirty-first day of May, one thousand nine hundred and thirty-three (P. L. 1116), entitled "An act for the protection of the public health and to prevent fraud and deception in the manufacture, sale, offering for sale, exposing for sale, and having in possession with intent to sell, of adulterated or delaterious ice cream, custard ice cream, french ice cream, french custard, frozen custard, sherbet ice and fruit ice including coated ice cream and the coating thereof;! fixing standards for ice cream, custard ice cream, french ice cream, french custard, frozen custard, sherbet, ice and fruit ice, and to prevent the sale of imitation ice cream, and defining said imitation ice cream; providing penalties for the violation thereof; and providing for the enforcement thereof," increasing the amount of butter fat required in ice cream and certain annual license fees.

Which was committed to the Committee on Public Health.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess until 4:30 this afternoon.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 15 (Senate Bill No. 401), entitled:

An Act abolishing the office of collector of delinquent county taxes where the same now exists in counties of the second class providing for the collection of such taxes by the county treasurers, and providing for their compensation.

Which was committed to the Committee on County Government.

House Bill No. 441 (Senate Bill No. 402), entitled:

An Act to amend sections one, two, three, four and five of the act approved the second day of March, one thousand nine hundred and thirty-three (P. L. 6), entitled "An act to enable persons, associations, partnerships and corporations engaged in farming, and raising, breeding, fattening and marketing livestock, to borrow money and secure the repayment thereof by the execution and recordation of chattel mortgages on livestock, farm machinery, farm equipment, and crops; and designating the operation and effect of the lien of such mortgages," extending the provisions of said act generally to persons, associations, partnerships and corporations; providing for bonds with confessions of judgments; changing fees and agencies from whom borrowings may be made; regulating the assignment and release of such mortgages and generally revising and supplementing the provisions thereof.

Which was committed to the Committee on Agriculture.

House Bill No. 442 (Senate Bill No. 403), entitled:

An Act to permit certain cooperative associations to give chattel mortgages on rotating stocks of goods or inventories, to secure loans from banks for cooperatives organized under the Farm Credit Act of 1933, or from Federal intermediate credit banks organized under the Agriculture Credits Act of 1923.

Which was committed to the Committee on Agriculture.

House Bill No. 815 (Senate Bill No. 404), entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177), entitled "Administrative Code of 1929," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard.

Which was committed to the Committee on Military Affairs.

House Bill No. 682 (Senate Bill No. 405), entitled:

An Act to amend section one of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (P. L. 653), entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth, by requiring the use of lights on all boats at certain hours, further regulating the mooring of boats without lights.

Which was committed to the Committee on Public Utilities.

House Bill No. 817 (Senate Bill No. 406), entitled:

An Act to amend section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 662), entitled "An act relating to retirement from the Pennsylvania National Guard," by including service in United States Navy or Marine Corps in preferred classifications.

Which was committed to the Committee on Military Affairs.

House Bill No. 851 (Senate Bill No. 407), entitled:

An Act to amend paragraphs one and two of section one of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 681), entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs," altering qualification requirements for the award of such medals.

Which was committed to the Committee on Military Affairs.

House Bill No. 852 (Senate Bill No. 408), entitled:

An Act to amend section ninety-eight of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "Fish Law of 1925," prohibiting the purchase, sale and exposing for sale of certain pike and fillets thereof.

Which was committed to the Committee on Game and Fisheries.

NOMINATIONS BY THE GOVERNOR

The Chair cleared his table and laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as a Notary Public, for a term of four years to compute from the date set opposite his name:

MERCER COUNTY

Alexander Green, Sharon, March 2, 1935.

GEORGE H. EARLE.

REPORTS FROM COMMITTEE

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on State Government, reported as committed Senate Bill No. 51, entitled:

An Act to amend sections two hundred and twelve, two hundred and thirteen, two hundred and fourteen, seven hundred and one, and seven hundred and nine of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by exempting the Department of Internal Affairs from the provisions of said sections.

Also, from the Committee on Appropriations reported as committed, Senate Bill No. 102, entitled:

An Act authorizing the Department of Highways to pay damages heretofore occasioned as a result of the destruction of private property by fire; and making an appropriation therefore.

Mr. HUNSICKER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUNSICKER, from the Committee on State Government reported as committed Senate Bill No. 148, entitled:

An Act authorizing counties, cities, boroughs, townships, poor districts, school districts or other municipalities or incorporated districts to rent, lease and hire suitable office and warehousing space, and provide suitable accommodations therein, within said districts or municipalities, for distributing funds and merchandise, or both, by emergency relief boards.

Mr. FREY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FREY, from the Committee on State Government reported as amended Senate Bill No. 99, entitled:

An Act requiring the Department of Revenue to prepare and distribute to counties banks and trust companies lists of corporations, joint stock associations, limited partnerships, banks and trust companies taxable for State purposes.

Mr. McCLURE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCLURE, from the Committee on State Government reported as committed Senate Bill No. 281, entitled:

An Act to amend section two hundred two as amended, and to repeal sections four hundred seven and one thousand two hundred eight, of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled: "An act providing for the reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions, defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions, and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards, and commissions shall be determined," by abolishing the State Aeronautics Commission as therein constituted in the Department of Internal Affairs.

Mr. THOMPSON (Centre). Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. THOMPSON, from the Committee on State Government reported as committed Senate Bill No. 168, entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building, and defining the duties of the said commission.

Mr. STAUDENMAIER. Mr. President, may I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STAUDENMAIER, from the Committee on State Government reported as committed, Senate Bill No. 172, entitled:

An Act directing the Director of the Legislative Reference Bureau to appoint a Legislative Budget clerk to be present in the office of the Budget Secretary during the preparation of the biennial budgets, in order to gather information, facts and statistics for the use of the General Assembly, its committees and members; and making an appropriation.

BILL RECOMMITTED

Mr. STAUDENMAIER. Mr. President, I move that Senate Bill No. 172, just reported from Committee on State Government, be recommitted to the Committee on Appropriations.

Mr. NORTON. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. HOMSHER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER, from the Committee on Executive Nominations, reported with a favorable recommendation the following nomination by his Excellency, the Governor of the Commonwealth:

NOTARY PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, February 26, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following person for reappointment as a Notary Public, for a term of four years to compute from the date set opposite his name :

MERCER COUNTY

Alexander Green, Sharon, March 2, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. SONES

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. SONES

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—48

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Miller,	Rupp,
Baumer,	Harvey,	Norton,	Salus,
Bennett,	Homsher,	Owlett,	Shapiro,
Boyd,	Howell,	Prince,	Sones,
Buckman,	Huffman,	Pytko,	Staudenmeier,
Cavalcante,	Hunsicker,	Rankin,	Thompson,
Chapman,	Kahle,	Reed,	(Centre)
Clark,	Lanius,	(Dauphin)	Thompson,
Coyne,	Law,	Reed,	(Westmoreland)
Ealy,	Mallery,	(Washington)	Trainer,
Frey,	McClure,	Rice,	Woodward,
Gelder,	McCreesh,	Roberts,	Ziesenheim.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HUNSICKER. Mr. President, I move that the Executive Session now rise.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

REPORT FROM COMMITTEE

Mr. STAUDENMEIER. Mr. President, this morning there were six bills that were pertaining to amendments suggested to the Workmen's Compensation Act of 1915, which were referred by the Chair to the Committee on Judiciary Special. On investigation I learned that bills similar, or, at least, somewhat similar in nature are already in the Committee on Labor and Industry; and in order that both sets of bills may receive intelligent consideration, and may be considered with each other and contrasted, and that any amendment to the Compensation Act at all will be enacted during this session, and that we may have the best thought contained in all sets of bills, I respectfully ask that the Chair recommit these bills to the Committee on Labor and Industry.

Mr. STAUDENMEIER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection. The Chair hears none.

Mr. STAUDENHEIER, from the Committee on Judiciary Special reported as committed, Senate Bill No. 392, entitled:

An Act to further amend section three hundred and nine of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by changing the basis for computation of weekly wages.

Also from the Committee on Judiciary Special reported as committed, Senate Bill No. 393, entitled:

An Act to amend article three of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by providing for autopsies in cases of death.

Also from the Committee on Judiciary Special reported as committed, Senate Bill No. 394, entitled:

An Act to amend sections three hundred and seven and four hundred and ten as amended, and section three hundred and ten of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the

course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by denying the right to compensation to non-resident alien dependents.

Also from the Committee on Judiciary Special reported as committed, Senate Bill No. 395, entitled:

An Act to further amend section four hundred and twenty-two of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by modifying the rules of evidence before the workmen's compensation board and referees.

Also from the Committee on Judiciary Special reported as committed, Senate Bill No. 396, entitled:

An Act to amend clause (g) of section three hundred and six of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," as amended by modifying the rule as to compensation in cases of hernia.

Also from the Committee on Judiciary Special reported as committed, Senate Bill 397, entitled:

An Act to further amend sections four hundred and thirteen and four hundred and thirty-four of the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled: "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment, establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder." by further defining the limitations of the review modification, setting aside and reinstating of agreements and awards, and on the setting aside of final receipts.

The PRESIDENT. The Chair understands that public hearings are to be held on these bills and others by the Committee on Labor and Industry. So that all bills of this character may be considered at such hearings, these bills are recommitted to the Committee on Labor and Industry, Senate Bills Nos. 392, 393, 394, 395, 396 and 397.

BILLS INTRODUCED

Mr. HARVEY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARVEY read in his place and presented to the Chair, Senate Bill No. 409, entitled:

An Act providing a system for the examination of jurors in criminal cases, specifying the number of preemptory challenges allowed and the time and manner of making such challenges; and repealing inconsistent legislation.

Which was committed to the Committee on Judiciary General.

Mr. HUFFMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUFFMAN read in his place and presented to the Chair Senate Bill No. 410, entitled:

An Act to amend section five hundred and eighteen of the act, approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of these municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revision and consolidating the law relating thereto; and repealing existing laws," by abolishing the payment of taxes into court on appeals from assessments.

Which was committed to the Committee on County Government.

Mr. REED, (Dauphin). Mr. President, I ask unanimous consent to read a bill in place at this time.

Mr. PRESIDENT. Is there objection? The Chair hears none.

Mr. REED, read in his place and presented to the Chair Senate Bill No. 411, entitled:

An Act to amend section seven hundred and twenty-two of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth providing for the titling, including liens, encumbrances, and legal claims; registeration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, alderman, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, exempting the Sons of Veterans Reserve from the payment of fees for registration and certificates of title of motor vehicles owned and used by them.

Which was committed to the Committee on Highways.

Mr. MALLERY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 412, entitled:

An Act to amend the act approved the eleventh day of June, one thousand nine hundred and thirty-one (P. L. 497), entitled "An act regulating and licensing the sale, transfer, and possession of certain firearms; prescribing penalties, procedure and rules of evidence; conferring powers and imposing duties on courts of quarter sessions, sheriffs and heads of police departments; and to make uniform the law with reference thereto," by requiring the registration of all firearms regulated by said act; providing for the issuing of all licenses and registration by the Pennsylvania State Police; abolishing all license fees; and prescribing penalties.

Which was committed to the Committee on Judiciary General.

Mr. MILLER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER read in his place and presented to the Chair Senate Bill No. 413, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair Senate Bill No. 414, entitled:

An Act making an appropriation to the Shamokin State Hospital, Shamokin, Pennsylvania.

Which was commited to the Committee on Appropriations.

Mr. FREY (by request). Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. FREY read in his place and presented to the Chair, Senate Bill No. 415, entitled:

An Act providing when, how, and under what circumstances and conditions a claimant, being a county, municipality, township or school district may at a judicial sale on a tax or municipal claim bid in the real estate for record costs or postpone the sale; for the procedure, in such cases, by petition, rule, notice, hearing and decree of Court to sell said real estate freed and cleared of all taxes, municipal claims, liens, mortgages, ground rents, charges and estates and to prorate the proceeds of said sale if insufficient to pay all taxes and municipal claims in full; for the stay of proceedings; for redemption and priority thereof and of the status of liens during said period; and for the right of a tax of municipal claimant to purchase the real estate at the sale pursuant to said petition.

Which was committed to the Committee on County Government.

Mr. McGINNIS. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 416, entitled:

An Act to amend section thirteen of the act, approved the eleventh day of June, one thousand nine hundred thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examinations, licensors and registrations of persons and registrations of corporations engaging in the care, preparation and dispositions of the bodies of deceased persons and providing penalties," by prohibiting the issuance of corporate licenses to corporations not previously licensed.

Which was committed to the Committee on Public Health.

Mr. BOYD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BOYD read in his place and presented to the Chair, Senate Bill No. 417, entitled:

An Act relating to the practice of Naturopathy; providing a board of Naturopathic Education and Licensure in the Department of Public Instruction, and means and methods whereby the right to practice Naturopathy and any of its branches may be obtained, and for exemptions therefrom; providing for revocation or suspension of licenses by said Board and for appeals; and providing penalties for violation thereof.

Which was committed to the Committee on Public Health.

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session except those which were recommitted, be read the first time.

Mr. RANKIN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 51, entitled:

An Act to amend sections two hundred and twelve, two hundred and thirteen, two hundred and fourteen, seven hundred and one, and seven hundred and nine of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by exempting the Department of Internal Affairs from the provisions of said sections.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 99, entitled:

An Act requiring the Department of Revenue to prepare and distribute to counties, banks and trust companies, lists of corporations, joint stock associations, limited partnerships, banks and trust companies taxable for State purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading:

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 102, entitled:

An Act authorizing the Department of Highways to pay damage heretofore occasioned as a result of the destruction of private property by fire; and making an appropriation therefor.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 148, entitled:

An Act authorizing counties, cities, boroughs, townships, poor districts, school districts or other municipalities or incorporated districts to rent, lease and hire suitable office and ware-housing space, and provide suitable accommodations therein, within said district or municipalities, for distributing funds and merchandise, or both, by emergency relief boards.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 168, entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building, and defining the duties of the said commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 220, entitled:

An Act to amend sections one and two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended, regulating the appointment of registrars and designating the political parties from which such registrars shall be selected.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 247, entitled:

An Act making an appropriation to the Citizens General Hospital, New Kensington, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 265, entitled:

An Act making an appropriation to the Homepathic Medical and Surgical Hospital of Reading, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 281, entitled:

An Act to amend section two hundred two, as amended, and to repeal sections four hundred seven and one thousand two hundred eight, of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be constituted in the Department of Internal Affairs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Arts, Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 356, entitled:

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

DELEGATES TO AMERICAN LEGISLATORS' CONGRESS

The PRESIDENT. In behalf of the President Pro Tempore, the Chair announces the appointment of the Senator from Philadelphia, Mr. Woodward, and the Senator from Lehigh, Mr. Rupp, as delegates to represent the Senate of Pennsylvania at the American Legislators' Congress to be held in connection with the council of State Governments on Thursday, Friday and Saturday, February 28 and March 1 and 2, 1935, at the Mayflower Hotel, Washington, D. C.

QUESTION OF PERSONAL PRIVILEGE

Mr. OWLETT. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Tioga, Mr. Owlett, will state his question of personal privilege.

HEARING BY COMMITTEE ON CONSTITUTIONAL CHANGES

Mr. OWLETT. Mr. President, I merely want to explain to members of the Senate that the Committee on Constitutional Changes was ready to have a hearing tomorrow, but that all who have asked to be heard have requested that they be heard next week and not tomorrow.

It appears that the Pennsylvania Bar Association, which has asked to be heard next week, cannot, through its representatives, speak authoritatively until after they have held their executive meeting next Saturday, March 2nd; and the others, some six in number, have stated that they wish to be heard next week instead of tomorrow. That is why there is to be no hearing this week by the Committee on Constitutional Changes.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn.

Mr. HOMSHER. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:10 P. M. until 9 o'clock Monday evening, March 4, 1935.

HOUSE OF REPRESENTATIVES

TUESDAY, February 26, 1935.

The House met at 11:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend George W. Spotts, pastor of Trinity Reformed Church, Telford, Pa., offered the following prayer:

Almighty God, our Heavenly Father, Thou Who art the giver of every good and perfect gift placed here at our disposal as we labor here upon earth, we here meet in Thy Holy presence this morning in this legislative hall as men and women who bear the invested confidence of many people of the various districts of Pennsylvania who have chosen us to represent their cause in this law making body. May this responsibility be sensed by all of us.

Bless, we beseech Thee, the Governor of the Commonwealth and all others in authority.

All this we ask in the name of Him Who has brought light, life and immortality. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Van Allsburg the further reading was dispened with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WEISS. HOUSE BILL No. 1060.

An Act providing that public school buildings shall be the polling places of the election district in which they are located, and making general, municipal and primary election days school holidays.

Referred to the Committee on Elections.

My Mr. WEISS. HOUSE BILL No. 1061.

An Act requiring banks, trust companies, bank and trust companies, private bankers and building and loan associations to disclose the amount of deposits and investments of persons applying for or receiving unemployment relief under certain circumstances.

Referred to the Committee on Banking.

By Mr. WEISS. HOUSE BILL No. 1062.

An Act to amend Route number six hundred and thirty-nine of the act approved the fifth day of May, one thousand nine hundred and twenty-seven (P. L. 787), entitled "An act establishing certain public roads as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" as amended.

Referred to the Committee on Highways.

By Mr. WEISS. HOUSE BILL No. 1063.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" by adding thereto route 02201 in the Borough of Wilmerding, Allegheny County.

Referred to the Committee on Highways.

By Mr. TURNER. HOUSE BILL No. 1064.

An Act to amend section two thousand one hundred and twenty-three of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs;" amplifying contractural rights as to joint sewers.

Referred to the Committee on Boroughs and Townships.

By Mr. TURNER. HOUSE BILL No. 1065.

An Act to amend section one of the act, approved the sixth day of July, one thousand nine hundred and seventeen (P. L. 747), entitled "An act requiring all counties, cities, boroughs, townships, school districts, and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice," as amended; providing for the sale of municipal bonds at private sale under certain circumstances.

Referred to the Committee on Municipal Corporations.

By Mr. TURNER. HOUSE BILL No. 1066.

An Act making an appropriation to the Taylor Hospital, Ridley Park, Delaware County, Pennsylvania.

Referred to the Committe on Appropriations.

By Mr. PFAFF. HOUSE BILL No. 1067.

An Act to amend section twenty-five of the act, approved the tenth day of May, one thousand nine hundred and twenty-seven (P. L. 866), entitled "An act relative to the establishment and jurisdiction of magistrates' courts in Philadelphia, and creating a board of magistrates; providing for a chief magistrate; prescribing their powers and duties; providing for clerks; establishing a central administrative office; imposing upon the City of Philadelphia the cost of establishment and maintenance of magistrates' courts, including payment of all salaries; fixing salaries and restricting magistrates to duties of office; and repealing certain prior acts," by changing the time of holding the election for the office of chief city magistrate and the term thereof, and terminating the term of the chief magistrate now in office.

Referred to the Committee on Cities.

By Mr. DUFFORT. HOUSE BILL No. 1068.

An Act making an appropriation out of the Motor License Fund to cities of the first class for highway purposes.

Referred to the Committe on Appropriations.

By Mr. HARMUTH. HOUSE BILL No. 1069.

An Act to amend sections one two four twenty-seven and seventy-one of the act approved the seventh day of June one thousand nine hundred and one (P. L. 493), entitled "An act providing for the examination licensure and registration of persons firms or corporations engaged or engaging in the business or work of plumbing or house drainage and prescribing certain rules regulations and requirements for the construction of plumbing house drainage and cesspools in cities of the second class and impos-

ing fines penalties and forfeitures for violation thereof" as amended extending the provisions of said act to boroughs towns and townships of one thousand population or more extending the same to include building drainage imposing certain powers and duties on the Department of Health making further provisions for the administration of said act, extending the specifications increasing certain fees and payments and providing increased penalties including imprisonment.

Referred to the Committee on Public Health and Sanitation.

By Mr. WEIDEMAN. HOUSE BILL No. 1070.

An Act to amend sections five hundred and four, seven hundred and one, and clause fifteen of section one thousand five hundred and two of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto;" requiring one years residence in the ward for the commissioner elected from such ward; regulating the terms of office of certain commission officers; and providing for a special tax on fire districts.

Referred to the Committee on Boroughs and Townships.

By Mr. JOHN J. BAKER. HOUSE BILL No. 1071.

An Act to amend section one of article sixteen of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class;" as amended, further regulating the appointment, duties, compensation and removal of police magistrates in such cities.

Referred to the Committee on Cities.

By Mr. HORST. HOUSE BILL No. 1072.

An Act to amend section one, paragraphs thirteen and fourteen of section five, and section seven of the act, approved the thirtieth day of April, one thousand nine hundred and twenty-nine (P. L. 885), entitled "An act to provide for the incorporation and regulation of cooperative agricultural associations having capital stock; and defining agriculture so as to include persons engaged in agriculture, dairying, livestock raising, poultry raising, floriculture, mushroom growing, beekeeping, horticulture, and other allied occupations; and providing penalties," regulating the holding and vote of common stock of cooperative agricultural associations by similar corporations or associations.

Referred to the Committee on Agriculture.

By Mr. CARR. HOUSE BILL No. 1073.

An Act to amend section four of the act, approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 284), entitled "An act imposing a State tax, payable by those herein defined as manufacturers and distributors, on certain alcoholic beverages used or sold and delivered within the Commonwealth; prescribing the method and manner of evidencing the payment and collection of such tax; conferring powers and imposing duties on the Department of Revenue, and those using or engaged in the sale, at retail or wholesale, of alcoholic beverages taxable hereunder; and providing penalties," as amended; prohibiting the importation of beverages into this Commonwealth unless the State tax thereon has been paid.

Referred to the Committee on Ways and Means.

By Mr. SPROUL. HOUSE BILL No. 1074.

An Act fixing the salaries of members of the county board of prison inspectors in counties of the third class.

Referred to the Committee on Counties.

By Mr. YOURISHIN. HOUSE BILL No. 1075.

An Act providing for tenure of school employees, creating the State Tenure Board and District Tenure Board, controlling the methods of appointment of the members of such boards, their tenure of office qualification, powers and duties, conferring certain duties on the Department of Public Instruction, limiting and controlling the right of Public Instruction, limiting and controlling the right of the authorities of certain educational institutions to suspend, remove, discharge or transfer certain employees, and defining institutions under the provisions of this act.

Referred to the Committee on Education.

By Mr. YOURISHIN. HOUSE BILL No. 1076.

An Act providing for the purchase and distribution of milk to undernourished and needy children in the public schools; imposing duties on boards of school directors, teachers, principals, medical inspectors and the Department of Welfare; and making an appropriation.

Referred to the Committee on Education.

By Mr. SHREINER. HOUSE BILL No. 1077.

An Act making an appropriation to the Department of Highways for payment of property damages to motor vehicles occasioned by collision with an unlighted obstruction in the center of a State highway.

Referred to the Committee on Appropriations.

By Mr. WOODSIDE. HOUSE BILL No. 1078.

An Act relating to judgments by agreement.

Referred to the Committee on Judiciary General.

By Mr. EBERHARTER. (By request) HOUSE BILL No. 1079.

An Act to make unlawful the use of land in a manner which causes damage, injury, or destruction to the land or property of others, and to provide a remedy for the damage caused by such unlawful use of land.

Referred to the Committee on Judiciary General.

By Mr. HIRSCH. HOUSE BILL No. 1080.

An Act to amend sections two hundred and two, two hundred and three, four hundred and forty-eight, and one thousand eight hundred and six as amended, sections one thousand eight hundred and eleven, one thousand eight hundred and twelve, one thousand eight hundred and thirteen, and one thousand eight hundred and fourteen, and to repeal sections four hundred and thirty-four, four hundred and thirty-five, four hundred and thirty-six, and four hundred and thirty-seven of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," abolishing the Pennsylvania State Park and Harbor Commission of Erie, the Washington Crossing Park Commission, the Valley Forge Park Com-

mission, and the Fort Washington Park Commission as departmental administrative commissions, and making said commissions advisory commissions in the Department of Forests and Waters.

Referred to the Committee on Forestry.

By Mr. COHEN. HOUSE BILL No. 1081.

An Act to provide for the issuance and acceptance of certificates from duly licensed optometrists whenever such certificates may now or hereafter be required as to ocular and visual efficiency by any law of the Commonwealth and repealing inconsistent, general, special and local laws.

Referred to the Committee on Education.

By Mr. COHEN. HOUSE BILL No. 1082.

An Act to amend section one, and sections five, six, nine, eleven and twelve as amended, of the act, approved the thirtieth day of March, one thousand nine hundred and seventeen (P. L. 21), entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania, and making certain exceptions: and providing a Board of Optometrical Education, Examination, and Licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," by further defining optometry; prescribing the qualifications of schools and courses in optometry; and further regulating the practice of optometry.

Referred to the Committee on Education.

By Mr. HOLLAND. HOUSE BILL No. 1083.

An Act to provide for the better protection of life and property by the examination and licensure by the Department of Public instruction of operators having charge of stationary steam boilers, pressure vessels, steam or internal combustion engines, turbines, and refrigerating machinery, and hoisting and portable machinery irrespective of the motive power, designating the requirements necessary to secure the licensure, providing for the collection of fees, making it a misdemeanor to operate or cause to be operated such apparatus without licensure, and providing penalties.

Referred to the Committee on Education.

By Mr. MOUL. HOUSE BILL No. 1084.

An Act to amend sections one and two of the supplement, approved the twenty-fifth day of June, one thousand nine hundred and thirty-one (P. L. 1371), entitled "A supplement to the act, approved the twenty-fifth day of June, one thousand nine hundred and thirteen (P. L. 555), entitled 'An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams and bodies of water wholly or partly within, or forming part of the boundary of, this Commonwealth; vesting certain powers and duties in the Water Supply Commission of Pennsylvania, for this purpose; and providing penalties for the violation of the provisions hereof,' by discontinuing the necessity of securing permits for the erection of certain dams."

Referred to the Committee on Forestry.

By Mr. BERNHARD. HOUSE BILL No. 1085.

An Act to establish as a State highway a certain section of public road in the County of Schuylkill, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. LYNCH. HOUSE BILL No. 1086.

An Act relating to unemployment relief; providing for the recovery of amounts paid to which the recipient is not entitled, and for summary convictions in such cases; imposing duties on the State Emergency Relief Board and on the Department of Justice; and prescribing penalties.

Referred to the Committee on Judiciary Special.

By Mr. LYNCH. HOUSE BILL No. 1087.

An Act to amend sections four hundred thirteen and seven hundred ten of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," changing the registration year for the registration of motor vehicles.

Referred to the Committee on Highways.

By Mr. WELLIVER. HOUSE BILL No. 1088.

An Act to amend the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 704), entitled "An act relating to limited power permits and limited water supply permits from the Water Supply Commission of Pennsylvania and the conditions thereof, to the flooding and use by holders of limited power permits of islands owned by the Commonwealth, to the unlawful use for water or steam power development of dams and changes in streams hereafter constructed or made otherwise than under limited power permits, and to the proceedings for the enforcement of this act," by adding section three and one-tenths thereto, providing that all moneys received from the annual charges on limited power permits and limited water supply permits shall be paid into the State Forests and Waters Fund.

Referred to the Committee on Forestry.

By Mr. BAINE. HOUSE BILL No. 1089.

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 1090.

An Act relating to search warrants, regulating their issuance, execution and return, prescribing the powers and duties of justices of the peace, aldermen and magistrates issuing them, and of officers executing them, inflicting penalties for unlawfully procuring, unlawfully executing, and unlawfully resisting the execution of a search warrant.

Referred to the Committee on Judiciary General.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 1091.

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1092.

An Act to amend section one of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 409), entitled "An act authorizing the Secretary of Highways to join two or more State highway routes, by the construction of connecting roads, under certain conditions, and providing for the payment of damages for land taken in the construction of such connecting roads," extending the permissive length of roads affected by the act.

Referred to the Committee on Highways.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1093.

An Act to amend section five of the act approved the twenty-eighth day of May, one thousand nine hundred and thirty-one (P. L. 202), entitled "An act providing for the licensing and registration of motor boats operated or navigated upon any public stream, artificial or natural body of water, or nontidal waters of any river within the Commonwealth; conferring powers and imposing duties on certain police officers and the Board of Fish Commissioners, including the enforcement of certain existing laws; and prescribing penalties;" as added changing the licensure year for motor boats.

Referred to the Committee on Fisheries.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1094.

An Act to amend the penal clause of section nine hundred and three, as amended, of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," changing the penalties for violation of said section.

Referred to the Committee on Highways.

By Mr. RHYS. HOUSE BILL No. 1095.

An Act to further amend sections ten and seventeen, of the act approved the fourteenth day of June, one thousand nine hundred and twenty-three (P. L. 710), entitled "An act allowing and regulating boxing, sparring, and wrestling matches and exhibitions; establishing a State Athletic Commission; making an appropriation therefor; and appropriating moneys received for monument and memorial purposes: and prescribing penalties," providing that decisions shall be rendered by referees; eliminating judges, revising the schedule of annual fees and providing fees in connection with amateur exhibitions.

Referred to the Committee on Military Affairs.

By Mr. STONE. HOUSE BILL No. 1096.

An Act making an appropriation to the Northern Tier Home, Harrison Valley, Potter County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FINNERTY. HOUSE BILL No. 1097.

An Act making an appropriation to the Chestnut Hill Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MENTZER. HOUSE BILL No. 1098.

An Act to amend sections one of the act, approved the seventh day of April, one thousand nine hundred and thirty-three (P. L. 26), entitled "An act empowering counties, cities, boroughs, towns and townships to borrow money from the Reconstruction Finance Corporation to finance certain projects, and prescribing the manner of such borrowing," enlarging the powers of such municipal subdivisions by authorizing them to borrow money for such projects from the Public Works Administration or any other agency of the Government of the United States.

Referred to the Committee on Municipal Corporations.

By Mr. STONE. HOUSE BILL No. 1099.

An Act making an appropriation to the Coudersport General Hospital.

Referred to the Committee on Appropriations.

By Mr. BRENNAN. HOUSE BILL No. 1100.

An Act making an appropriation to the Home for the Friendless, of the city of Williamsport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BRENNAN. HOUSE BILL No. 1101.

An Act making an appropriation to the Florence Crittenton Mission, of the city of Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCREARY. HOUSE BILL No. 1102.

An Act providing for, requiring and regulating the payment over to counties of fees, commissions and mileage received and collected, or required to be collected, by county officers paid on a salary basis; and requiring all county officers acting as agents for the State and the Federal Government, to pay over to counties all fees heretofore collected for their own use; imposing certain charges on counties; imposing penalties; and repealing existing laws.

Referred to the Committee on Counties.

By Mr. McCREARY. HOUSE BILL No. 1103.

An Act to amend section one thousand four hundred and twelve of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; requiring counties to pay the tuition of children moved into other school districts by poor districts.

Referred to the Committee on Education.

By Mr. McELROY. HOUSE BILL No. 1104.

An Act making an appropriation to the McKeesport Hospital, McKeesport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DIEHL. HOUSE BILL No. 1105.

A Supplement to the act approved the twenty-fifth day of June, one thousand nine hundred and thirteen (P. L. 555), entitled "An act providing for the regulation of dams, or other structures or obstructions, as defined herein, in, along, across, or projecting into all streams and bodies of water wholly or partly within, or forming part of the boundary of, this Commonwealth; vesting certain powers and duties in the Water Supply Commission of Pennsylvania, for this purpose; and providing penalties for the violation of the provisions hereof;" providing for the payment of fees for the granting of permits under the provisions of said act; regulating the collection and disposition of such fees; and limiting the time such permits are effective.

Referred to the Committee on Forestry.

By Mr. WASSERMAN. HOUSE BILL No. 1106.

An Act making an appropriation to the Friendship Home for Girls, one thousand nine hundred and thirty-nine North Twenty-second Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DIEHL. HOUSE BILL No. 1107.

An Act to stay certain proceedings upon judgments entered either upon a mortgage or upon an obligation secured by a mortgage pending the recovery of a deficiency judgment; to provide for the procedure in such cases; and to empower courts out of which such proceedings issue to make appropriate orders relating thereto.

Referred to the Committee on Judiciary General.

By Mr. DIEHL. HOUSE BILL No. 1108.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Blair.

Referred to the Committee on Highways.

By Mr. MOORE. HOUSE BILL No. 1109.

An Act requiring specifications for the construction, alteration, or repair of public works of the Commonwealth, county, municipality or other subdivisions of the Commonwealth, to contain a provisions that the laborers or mechanics employed thereon, shall have been residents of this Commonwealth for at least sixty days prior to their employment; and prescribing penalties.

Referred to the Committee on State Government.

By Mr. MERRELL. HOUSE BILL No. 1110.

An Act to amend section sixty-two of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 427), entitled "An act to consolidate, revise and amend the laws of this Commonwealth relating to penal proceedings and pleadings," prohibiting the imposition of costs on a defendant in the case of a directed verdict of acquittal.

Referred to the Committee on Judiciary General.

By Mr. MERRELL. HOUSE BILL No. 1111.

An Act to amend section seven hundred and sixteen of the act, approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended; further regulating the use and control of hunting dogs.

Referred to the Committee on Game.

By Mr. JACKSON. HOUSE BILL No. 1112.

An Act making an appropriation to the Convalescent Hospital for Colored Women, Philadelphia, Pennsylvania, (formerly known as the Philadelphia Association for the Protection of Colored Women).

Referred to the Committee on Appropriations.

By Mr. MOOMAW. HOUSE BILL No. 1113.

An Act making an appropriation to the Children's Aid Society of Franklin County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FITCH. HOUSE BILL No. 1114.

An Act to amend the title of, and sections one and seventeen of the act approved the thirty-first day of May, one thousand nine hundred and thirty-three (P. L. 1103), entitled "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employes of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the second and third class; defining the powers and duties of civil service commissions for such purposes; and fixing penalties," extending the provisions of said act to cities of the first class.

Referred to the Committee on Cities.

By Mr. SOWERS. HOUSE BILL No. 1115.

An Act to limit the operation of the rules in Shelly's case, by providing that certain grants and devices in trust or otherwise, shall be construed not to create estates in fee.

Referred to the Committee on Judiciary General.

By Mr. HETRICK. HOUSE BILL No. 1116.

An Act to amend section four hundred and twenty-nine of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants, and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by changing the personnel and compensation of the Pennsylvania Securities Commission; and terminating the terms of the members of the commission now in office.

Referred to the Committee on State Government.

By Messrs HABBYSHAW AND WOODSIDE.

HOUSE BILL No. 1117.

An Act to further amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by prohibiting the issuance of certain registration plates, unless applied for on a form prescribed and furnished by the department and accompanied by extra fee.

Referred to the Committee on Appropriations.

By Mr. WOODSIDE. HOUSE BILL No. 1118.

An Act to amend section one of the act approved ninth day of May, one thousand nine hundred and thirteen (P. L. 197), entitled "An act to provide for the oral examination of a judgment debtor, for the purpose of discovering whether he has property which may be made subject to execution on the judgment;" defining the scope of the examination provided for in the act.

Referred to the Committee on Judiciary General.

By Mr. WOODSIDE. HOUSE BILL No. 1119.

An Act to further amend section five of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 551), entitled "An act relating to roads, highways, and bridges," decreasing minimum widths of certain roads.

Referred to the Committee on Highways.

By Mr. FITCH. HOUSE BILL No. 1120.

An Act making an appropriation to the Out-Patient Clinics of the Pennsylvania State College of Optometry of Philadelphia, Pennsylvania for maintenance.

Referred to the Committee on Appropriations.

By Mr. FITCH. HOUSE BILL No. 1121.

An Act making an appropriation to the Pennsylvania State College of Optometry of Philadelphia, Pennsylvania for optometrical education.

Referred to the Committee on Appropriations.

By Mr. WELSH. HOUSE BILL No. 1122.

An Act to amend section fifty-one of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to Consolidate, Revise and Amend the Penal Laws of this Commonwealth," by changing the fines and penalties thereunder.

Referred to the Committee on Judiciary General.

My Mr. HABERLEN. HOUSE BILL No. 1123.

An Act to protect the public morals and maintain standards of decent entertainment and amusement by prohibiting attorneys, prosecutors, plaintiffs, defendants, witnesses and jurors connected with notorious and sensational criminal and civil trials from appearing as actors, entertainers, lecturers or as exhibits on theatre and vaudeville stages or in night clubs, cabarets and other places of public entertainment and amusement.

Referred to the Committee on Judiciary General.

By Mr. KANE. HOUSE BILL No. 1124.

An Act making an appropriation to the Community Hospital of Kane, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KANE. HOUSE BILL No. 1125.

An Act making an appropriation to the Kane Summit Hospital Association, of Kane, McKean County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KANE. HOUSE BILL No. 1126.

An Act making an appropriation to the Bradford Hospital, Bradford, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. RUTH. HOUSE BILL No. 1127.

An Act to further amend section twenty-three of the act, approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies, and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax; and increasing the rate of tax imposed by the act.

Referred to the Committee on Ways and Means.

By Mr. RUTH. HOUSE BILL No. 1128.

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, county officers, and the Department of Revenue; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. HOOPES. HOUSE BILL No. 1129.

An Act regulating procedure in actions of assumpsit and trespass.

Referred to the Committee on Judiciary General.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. WEIDEMANN. (Concurrent)

RESOLUTION No. 68.

In the House of Representatives, February 25, 1935.

Resolved, (if the Senate concur), That the Legislative Reference Bureau is hereby directed to have printed, as a legislative document, three thousand copies of the First Class Township Law of June 24th, 1931, (P. L. 1206), with all amendments thereto, to be distributed as follows: 500 copies for the use of the Senate, 1,000 copies for the use of the House of Representatives, 300 copies for the use of the Legislative Reference Bureau, and the remaining copies to be distributed and sold by the Division of Documents, of the Department of Property and Supplies, in the manner provided by law.

Referred to the Committee on Boroughs and Townships.

By Mr. POWERS. RESOLUTION No. 69.

In the House of Representatives, February 25, 1935.

Whereas, The citizenry of Pennsylvania, while in no sense militaristic, have consistently believed sound and adequate National defense to be the best method of preventing war; and

Whereas, Large sums have been expended and are being expended by this Commonwealth for the maintenance and equipment of the National Guard; and

Whereas, Military training, compulsory and optional, has been introduced in many of our institutions of learning; and

Whereas, Organized and active pacific campaigns are being conducted in many Colleges and Universities directly antagonistic to the century old practice and belief by Pennsylvanians in preparedness; now therefore be it

Resolved, That the Members of the House of Representatives of the General Assembly view with approval the adoption and continuance of military training in the Colleges and Universities within this Commonwealth; and be it further

Resolved, That this body urge upon such institutions the suppression of pacifistic teachings and propaganda within their halls of learning.

Referred to the Committee on Education.

By Mr. SHUGARTS. RESOLUTION No. 70.

In the House of Representatives, February 25, 1935.

Whereas, The Honorable Gentleman from Erie, Mr. McCreary, made a statement in this House, stating why he was not going home over the week-end, and

Whereas, Later a resolution was introduced in this House by the Honorable Gentleman from Montour, Mr. Welliver, asking that the House work the full six days per week, and

Whereas, the press has been more or less panning the Members of this House ever since — several articles appearing in the newspapers relative to the above mentioned resolution, and

Whereas, The majority of the Members of this House realize the necessity of spending sometime with their respective families and constituents, and

Whereas, it costs considerable more to live in Harrisburg than it does at home, and

Whereas, We feel that probably those who would stay here all week are actuated more by other motives than by the legislation to be enacted.

Therefore, be it resolved, if the Members of this House agree, that the Speaker of the House appoint a special secret committee of three members, whose duty it shall be to watch over and report to this House the actions of those Members who are so desirous of staying in Harrisburg the full week.

Referred to the Committee on Rules.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

TAXES

A resolution from the Pennsylvania State Association of County Commissioners opposing the levying of a five mills tax on personal property.

A communication from the Pennsylvania State Association of County Commissioners opposing increase in gas tax.

Referred to the Committee on Appropriations.

FIRE DEPARTMENTS

A resolution from the City Council of McKeesport opposing passage of House Bill No. 597.

Referred to the Committee on Cities.

TAXES

A resolution from the City Council of McKeesport urging amendment of gas tax bill to exempt political subdivisions.

Referred to the Committee on Cities.

BLUE LAWS

Petitions from members of Carnegie churches protesting against legalizing of Sunday motion pictures.

Referred to the Committee on Law and Order.

PUBLIC UTILITIES

A resolution from the citizens of the Borough of Leetsdale addressed to Mr. Piole asking for a reduction in rates of Duquesne Light Company.

Referred to the Committee on Public Utilities.

TAXES

Communications from citizens of Perry County addressed to Mr. James L. Snyder protesting increase of gasoline tax.

A petition from citizens of Perry County urging return and protesting against diversion of motor vehicle fund.

Referred to the Committee on Ways and Means.

A communication and resolution from Tobacco Workers International Union, Wilkes-Barre, protesting tax on tobacco products.

Referred to the Committee on Ways and Means.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, February 25, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 4 at nine o'clock; and when the House of Representatives adjourn this week it reconvene on Monday evening, March 4, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO INVESTIGATE EMERGENCY RELIEF BOARDS

The SPEAKER. Pursuant to Resolution No. 53, the Chair appoints the following committee to investigate the operation of emergency relief boards in Franklin County: Messrs Moomaw, John A. Smith and Lynch.

LEAVE OF ABSENCE

Mr. Stott asked and obtained leave of absence for Mr. HOFFNER for the balance of the week.

REPORTS FROM COMMITTEES

Mr. MOOMAW, from the Committee on Military Affairs reported as committed, House Bill No. 1041, entitled:

An Act to amend section six of the act approved the third day of June, one thousand eight hundred and eighty-five (P. L. 62), entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," as amended, making ex-service women eligible to admission to said home.

Mr. OMINSKY, from the Committee on Judiciary General reported as committed, House Bill No. 553, entitled:

An Act relating to mob violence and lynching; making members of a mob and accessories thereto when death results guilty of murder, and guilty of a felony where no death results; providing for the enforcement of this act by district attorneys, the Attorney General and prosecutors designated by the Governor; fixing civil liabilities in such cases; and prescribing penalties.

Mr. FINNERTY, from the Committee on Judiciary Local reported as amended, House Bill No. 142, entitled:

An Act requiring school districts of the first class to cause to be taken the finger prints of certain pupils; and providing for the preservation, classification, and withdrawing of the same.

Mr. FLINCHBAUGH, from the Committee on Highways reported as amended, House Bill No. 937, entitled:

An Act to amend section seven hundred and eighteen of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the amount of the fee for uncollectible checks.

Miss BRANCATO, from the Committee on Cities reported as committed, House Bill No. 870, entitled:

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases.

Mr. HARKINS, from the Committee on Judiciary General reported as committed, House Bill No. 316, entitled:

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime; and making an appropriation.

Mr. ANDREWS, from the Committee on Cities reported as committed House Bill No. 462, entitled:

An Act to validate and confirm certain contracts, expenditures or payments heretofore made, ratified or approved by councils of cities of the third class; and to direct payments thereunder by the fiscal officers of such cities in certain cases.

Mr. BARBER, from the Committee on Judiciary General reported as committed House Bill No. 233, entitled:

An Act to amend and reenact the act, approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases; providing for the continuance of return days of writs of execution; and authorizing sales thereon without issuance of further writs," extending the provisions thereof for two years; and exempting mortgages issued under the National Housing Act.

Mr. MASON, from the Committee on Judiciary General reported as committed House Bill No. 306, entitled:

An Act providing for the registration of milk bottles and containers, forbidding refilling, using, selling, purchasing, giving, taking, retaining, destroying, disposing or trafficking in same without the written consent of owners, imposing penalties, fines and imprisonment, providing for issuing process in the nature of a search warrant; providing what will constitute prima facie proof, forbidding defacement, covering up, removing or concealing name, mark or device; defining procedure; providing disposition of fines; providing that appeal will not invalidate conviction for second offence, but that sentence shall await decisions of appeal, providing that the requiring, taking or accepting a deposit shall not be deemed a sale; providing that registration prior to this act entitles registrants to benefits of act, and providing for the transfer of certificates of registration.

Mr. HART, from the Committee on Military Affairs reported as committed House Bill No. 1043, entitled:

An Act to amend section one, of the act approved the eighth day of April, one thousand eight hundred and sixty-seven (P. L. 50), entitled "An act to permit disabled soldiers to peddle, by procuring a license therefor, without charge," as amended, governing the issuing of licenses.

Mr. JACKSON, from the Committee on Military Affairs reported as committed House Bill No. 965, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs, to sell and convey a certain portion of the lands acquired for a State Military Cemetery.

Mr. PETERS, from the Committee on Military Affairs reported as committed House Bill No. 947 (Senate Bill No. 25), entitled:

An Act to amend section nine of the act approved the fifth day of January one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

Mr. HAGERTY, from the Committee on Cities re-reported as committed House Bill No. 525, entitled:

An Act relating to the appointment and compensation of court criers and tipstaves in counties of the first class, and repealing inconsistent acts.

Mr. KILROY, from the Committee on Cities re-reported as amended House Bill No. 530, entitled:

An Act to further amend sections four and nine of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county.

Mr. HOMER S. BROWN, from the Committee on Judiciary General reported as amended House Resolution No. 51.

BILLS RE-REFERRED

Mr. WEIDEMANN, returned from the Committee on Highways with the recommendation that it be re-referred to the Committee on Forestry, House Bill No. 755, entitled:

An Act to amend section eleven of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 551), entitled "An act relating to roads, highways and bridges," as amended, providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officer of any executive, or administrative department.

The SPEAKER. The bill is now re-referred to the Committee on Forestry.

Mr. GEORGE E. DOWNEY, returned from the Committee on Military Affairs with the recommendation that it be re-referred to the Committee on Forestry, House Bill No. 273, entitled:

An Act authorizing the purchase by the Department of Forests and Waters of certain lands within the bounds of the Commonwealth from the Federal government for specific purposes, and making an appropriation.

The SPEAKER. The bill is now re-referred to the Committee on Forestry.

BILL ON FIRST READING

Agreeable to order,

The House proceeded to the first reading and consideration of House Bill No. 334, entitled:

An Act to amend section forty-nine of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor, sales and morgtages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of nonresident and foreign fiduciaries; the appointment, bonds, right, powers, duties, and liabilities of trustees durante absentia; the recording and resignation of decrees, reports and other proceedings, and the fees thereof; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing for the settlement of estates of three hundred dollars or less without administration.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeable to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 300, entitled:

An Act To amend sub heading (e) of article five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An Act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended authorizing appropriations to veterans organizations for certain purposes

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sub heading (e) of article five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred one) is hereby further amended by adding thereto after section four hundred and thirty-nine the following new section

Section 440 Appropriations to Veterans Organizations for Claim Presentation Expenses The board of commissioners may appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War a sum of money for the use of the recognized and authorized service officer of the camp post or chapter to assist honorably discharged soldiers sailors or marines and members of the Enlisted Marine Corps in preparing and presenting claims for benefits provided by this Commonwealth of the Government of the United States to honorably discharged ex-service men or women

On the question,

Will the House agree to the section?

Mr. MOOMAW. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Section 1, Page 2, Line 16, by striking out the word Marine, and inserting in lieu thereof the word Nurses.

Amend Section 1, Page 2, Line 18, by inserting after the word Commonwealth and before the word, of, the word and.

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend sub heading (e) of article five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended, authorizing appropriations to veterans' organizations for certain purposes.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 877, entitled:

An Act validating writs of scire facias to revive municipal claims entered by boroughs and townships of the first class where more than five years have elapsed since the original claims were filed or a prior revival thereof made

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any borough or township of the first class has heretofore filed in the office of the prothonotary of the proper county an amicable writ of scire facias to revive any municipal claim and such writ of scire facias shall not have been filed within the period of five years from the time the original claim was filed or within five years after any prior revival of such claim then in any such case such action in filing such amicable writ of scire facias is hereby ratified confirmed and made valid notwithstanding that the same was not filed within the time required by law and that the lien of such municipal claim was lost and the lien of any such municipal claim shall be deemed revived from the date such amicable writ of scire facias was filed in the office of the prothonotary and such lien may be proceeded upon further revived and collected as provided by law Provided however That the lien of any such municipal claim shall not reattach against any real estate transferred to any purchaser during the time when the lien of the same was lost

Section 2 This act shall become effective immediately upon final enactment

The title was read as follows:

An Act validating writs of scire facias to revive municipal claims entered by boroughs and townships of the first class where more than five years have elapsed since the original claims were filed or a prior revival thereof made.

On the question,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 1 of title, by inserting after the word "Validating" the following: "amicable"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 666, entitled:

An Act appropriating the moneys in the State Forests and Waters Fund

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the moneys in the State Forests and Waters Fund from time to time are hereby specifically appropriated to the Department of Forests and Waters for the development of the State forest and park lands and waters under the jurisdiction of the Department of Forests and Waters

On the question,

Will the House agree to the section?

Mr. LaRUE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 1, line 7, by inserting between the words "and" and "waters" the following: "other lands and"

Amend sec. 1, page 1, line 8, by inserting after the word "Waters" the following: "and for payment to the Government of the United States of such proportion of direct profits derived from the sale of land or its products resulting from Emergency Conservation Work projects and for the payment of net profits accruing from the administration of lands acquired from the Federal Government and its agencies as may be required by Federal law or order or as may be agreed upon from time to time by the Secretary of the United States Department of Agriculture and the Secretary of the Pennsylvania Department of Forests and Waters."

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to.

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-five

An act appropriating the moneys in the State Forests and Waters Fund

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 678, as follows:

An Act to amend section twenty-one and to repeal section forty-five of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred nine) entitled "An act relating to county rates and levies and township rates and levies" as amended abolishing imprisonment for failure to pay taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-one of the act approved the fifteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws five hundred nine) entitled "An act relating to county rates and levies and township rates and levies" as last amended by the act approved the twenty-second day of April one thou-

sand nine hundred and thirty-one (Pamphlet Laws forty-two) is hereby further amended to read as follows

Section 21 If any person copartnership association or corporation shall neglect or refuse to make payment of the amount due by him or it for such tax within thirty days from the time of demand so made it shall be the duty of the collector aforesaid to levy such amount by distress and sale of the goods and chattels of such delinquent giving ten days public notice of such sale by written or printed advertisements [and in case goods and chattels sufficient to satisfy the same with the costs cannot be found such collector shall be authorized to take the body of such delinquent and convey him to the jail of the proper county there to remain until the amount of such tax together with the costs shall be paid or secured to be paid or until he shall be otherwise discharged by due course of law] No failure to demand or to collect any taxes by distress and sale of goods and chattels [or by imprisonment of the delinquent] shall invalidate any return made or lien filed for nonpayment of taxes or any tax sale had for the collection of such taxes on such return or lien

This section shall extend to all collectors of delinquent taxes acting under general or local laws

Section 2 That section forty-five of said act and the amendments thereto are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 853, as follows:

A Supplement to an act approved the eighth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred forty-three) entitled "An act relating to the collection of city county school and poor taxes within the territorial limits of cities of the second class A establishing the office of collector of taxes therein defining its duties and powers changing the powers of and imposing duties upon cities of the second class A counties school districts and poor districts and the officers thereof and imposing penalties"

Whereas unnecessary expense and confusion has resulted in cities of the second class A through the preparation mailing out and collection separately and at different times of separate tax statements covering respectively city school county and poor taxes upon the same properties and persons instead of combining such statements and providing for the privilege of installment payments now therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after January first one thousand nine hundred and thirty-seven the proper authorities of the county school district and poor districts charged with the levying of taxes within the territorial limits of cities of the second class A shall annually levy their respective taxes and cause the same to be collected at the same time or times as required by existing law for the levy and collection of city taxes in such cities Provided however That all taxables shall have the right to make payment of all such taxes by installment payments thereon as provided under existing law

Section 2 Upon all such taxes the taxables shall be allowed the same discounts for prompt payment and shall be subject to the same penalties for delay or delinquency in payment as is now provided under existing law in the case of city taxes in such cities

Section 3 It shall be the duty of the collector of taxes in the issuing of tax statements to include so far as practicable all city school county and poor taxes against the same properties or persons upon one statement for each year

Section 4 All acts or parts of acts general local or special inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 275, as follows:

An Act to amend section two thousand one hundred twenty of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" providing for and regulating joint sewer improvements

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two thousand one hundred twenty of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended to read as follows

Section 2120 [AGREEMENTS FOR] BUILDING JOINT SEWERS (a) Boroughs may [enter into agreements] jointly with other municipalities or townships or both [for the purpose of building] build and construct sewers including trunk line sewers or drains and sewerage treatment works [Such agreement shall provide for the joint maintenance of the same] and may connect into such system existing sewers and may assess their respective portions of the cost thereof or so much thereof as may be legally assessable upon property benefited by the improvement either by viewers as is provided in the case of boroughs by section two thousand one hundred and two of this act or by the foot-front rule as provided in sections two thousand one hundred and eight and two thousand one hundred and nine of this act Any portion of the cost of such an improvement not assessed or not assessable shall be paid by the respective cities boroughs and townships joining as may be agreed upon

(b) The boroughs cities and townships joining or contemplating joining in any such improvement in order to facilitate the building of the same and securing preliminary surveys and estimates may by ordinance or resolution provide for the appointment of a joint sewer board composed of one representative from each of the boroughs cities and townships joining which shall act generally as the advisory and administrative agency in the construction of such improvement and its subsequent operation and maintenance The members of such board shall serve for terms of six years each from the dates of their respective appointments and until their successors are appointed The joint sewer board shall organize by the election of a chairman vice-chairman secretary and treasurer The several boroughs cities and townships may in the ordinances and resolutions creating the joint sewer board authorize the board to appoint an engineer a solicitor and such other assistants as are deemed necessary and agree to the share of the compensation of such persons each borough city and township is to pay The members of the joint sewer board shall receive no compensation but shall be entitled to actual expenses to be paid by the respective boroughs cities and townships which such members represent

(c) The joint sewer board shall have power to adopt rules and regulations to govern its proceedings and shall prepare and suggest any practical measures and plans by means of which the joint improvement may be carried to successful completion and the future development of the system so as to conform to a general plan assured and safeguarded It shall have power to prepare a joint agreement or agreements for submission to and adoption by the several boroughs cities and townships defining the advisory and administrative powers of the board setting

forth the consents of the several boroughs cities and townships to the proposed improvement the manner in which preliminary and final plans specifications and estimates for the proposed improvement shall be prepared and adopted how proposals for bids shall be advertised and contracts let the manner in which the costs of the improvement and other incidental and preliminary expenses in connection therewith and the future cost of operation and maintenance shall be equitably shared apportioned and paid and all such other matters including the preparation and submission of annual and other budgets as may be deemed necessary or required by law to carry the proposed improvement to completion and to assure future maintenance and operation thereof But nothing herein contained shall authorize the board to make any improvement or expend any public moneys which has not first been authorized by all of the boroughs cities and townships proceeding with the improvement

(d) In any case where it shall be necessary to acquire appropriate injure or destroy private property lands property or material to build any such joint sewer improvement and the same cannot be acquired by purchase or gift the right of eminent domain shall vest in the borough city or township where such property is located In any case where it shall be necessary to acquire injure or destroy property in any territory not within the limits of any of the boroughs cities or townships joining in the improvement then the right of eminent domain shall be vested in any borough city or township adjacent to such territory where such property is located Damages for any property taken injured or destroyed shall be assessed as provided by the general laws relating to the boroughs cities and townships exercising the right of eminent domain and shall be paid by the several boroughs cities and townships joining in the same proportion as other costs of the improvement

(e) Each of the boroughs joining in any such improvement shall have power to incur or increase its indebtedness not exceeding the constitutional limits for the purpose of paying its share or portion of the cost of such improvement in the manner now provided by law for the incurring of indebtedness

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 276, entitled:

An Act To amend section three thousand two hundred and forty of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for and regulating joint sewer improvements

The first section was read as follows:

Section 1. Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three thousand two hundred and forty of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 3240 [Agreements for] Building Joint Sewers (a) Cities may [enter into agreements] jointly with other municipalities or townships or both [for the purpose of building] build and construct sewers or drains and sewage treatment works [Such agreements shall provide for the joint maintenance of the same] and may connect into such system existing sewers and may assess their respective portions of the cost thereof or so much thereof as may be legally assessable upon property benefited by the improvement either by viewers as is provided in the case of cities by sections three thousand two hundred and eight three thousand two hundred and nine and three thousand two hundred and ten of this act or by the foot-front rule or assessed valuation of as provided in section three thousand two hundred and three of this act Any portion of the cost of such an improvement not assessed or not assessable shall be paid by the respective cities boroughs and townships joining as may be agreed upon

(b) The cities boroughs and townships joining or contemplating joining in any such improvement in order to facilitate the building of the same and securing preliminary surveys and estimates may by ordinance or resolution provide for the appointment of a joint sewer board composed of one representative from each of the cities boroughs and townships joining which shall act generally as the advisory and administrative agency in the construction of such improvement and its subsequent operation and maintenance The members of such board shall serve for terms of six years each from the dates of their respective appointments and until their successors are appointed The joint sewer board shall organize by the election of chairman vice-chairman secretary and treasurer The several cities boroughs and townships may in the ordinances and resolutions creating the joint sewer board authorize the board to appoint an engineer a solicitor and such other assistants as are deemed necessary and agree to the share of the compensation of such persons each city borough and township is to pay The members of the joint sewer board shall receive no compensation but shall be entitled to actual expenses to be paid by the respective cities boroughs and townships which such members represent

(c) The joint sewer board shall have power to adopt rules and regulations to govern its proceedings and shall prepare and suggest any practical measures and plans by means of which the joint improvement may be carried to successful completion and the future development of the system so as to conform to a general plant assured and safeguarded It shall have power to prepare a joint agreement or agreements for submission to and adoption by the several cities boroughs and townships defining the advisory and administrative powers of the board setting forth the consents of the several cities boroughs and townships to the proposed improvement the manner in which preliminary and final plans specifications and estimates for the proposed improvement shall be prepared and adopted how proposals for bids shall be advertised and contracts let the manner in which the costs of the improvement and other incidental and preliminary expenses in connection therewith and the future cost of operation and maintenance shall be equitably shared apportioned and paid and all such other matters including the preparation and submission of annual and other budgets as may be deemed necessary or required by law to carry the proposed improvement to completion and to assure future maintenance and operation thereof But nothing herein contained shall authorize the board to make any improvement or expend any public moneys which has not first been authorized by all of the cities boroughs and townships proceeding with the improvement

(d) In any case where it shall be necessary to acquire appropriate injure or destroy private property lands property or material to build any such joint sewer improvement and the same cannot be acquired by purchase or gift the right of eminent domain shall vest in the city borough or township where such property is located In any case where it shall be necessary to acquire injure or destroy property in any territory not within the limits of any of the cities boroughs or townships joining in the improvement then the right of eminent domain shall be vested in any city borough or township adjacent to such territory where such property is located Damages for any property taken injured or destroyed shall be assessed as provided by the general laws relating to the cities boroughs and townships exercising the right of eminent domain and shall be paid by the several cities boroughs and townships joining in the same proportion as other costs of the improvement

(e) Each of the cities joining in any such improvement shall have power to incur or increase its indebtedness not exceeding the constitutional limits for the purpose of pay-

ing its share or portion of the costs of such improvement in the manner now provided by law for the incurring of indebtedness

On the question,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 2, by inserting after the word "sewers" the following: "including trunk-line sewers.

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section three thousand two hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto;" providing for and regulating joint sewer improvements.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 277, as follows:

An Act to amend section one thousand five hundred and forty of the act approved the first day of May one thousand nine hundred and thirty-three (Pamphlet Laws one hundred three) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating therto" providing for and regulating joint sewer improvements

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand five hundred and forty of the act approved the first day of May one thousand nine hundred and thirty-three (Pamphlet Laws one hundred three) entitled "An act concerning townships of the second class and amending revising consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 1540 [Agreements for] Building Joint Sewers (a) Townships may [enter into agreements] jointly with municipalities or other townships [for the purpose of building] build or construct sewers including trunk-line sewers or drains and [sewage-disposal plants] sewage treatment work [Such agreement shall provide for the joint maintenance of the same] and may connect into such system existing sewers and may assess their respective portions of the cost thereof or so much thereof as may be legally assessable upon property benefited by the improvement as is provided in the case of townships by sections one thousand five hundred and nine one thousand five hundred and ten and one thousand five hundred and eleven of this act Any portion of the cost of such an improvement not assessed or not assessable shall be paid by the respective townships cities and boroughs joining as may be agreed upon

(b) The townships cities and boroughs joining or contemplating joining in any such improvement in order to facilitate the building of the same and securing preliminary surveys and estimates may by resolution or ordinance provide for the appointment of a joint sewer board composed of one representative from each of the townships cities and boroughs joining which shall act generally as the advisory and administrative agency in the construction of such improvement and its subsequent operation and maintenance The members of such board shall serve for terms of six years each from the dates of their respective appointments and until their successors are appointed The joint sewer board shall organize by the election of a chairman vice-chairman secretary and treasurer The several townships cities and boroughs may in the resolutions and ordinances creating the joint sewer board authorize the board to appoint an engineer a solicitor and such other assistants as are deemed necessary and agree to the share of the compensation of such persons each township city and borough is to pay The members of the joint sewer board shall receive no compensation but shall be entitled to actual expenses to be paid by the respective townships cities and boroughs which such members represent

(c) The joint sewer board shall have power to adopt rules and regulations to govern its proceedings and shall prepare and suggest any practical measures and plans by means of which the joint improvement may be carried to successful completion and the future development of the system so as to conform to a general plan assured and safeguarded It shall have power to prepare a joint agreement or agreements for submission to and adoption by the several townships cities and boroughs defining the advisory and administrative powers of the board setting forth the consents of the several townships cities and boroughs to the proposed improvement the manner in which preliminary and final plans specifications and estimates for the proposed improvement shall be prepared and adopted how proposals for bids shall be advertised and contracts let the manner in which the costs of the improvement and other incidental and preliminary expenses in connection therewith and the future cost of operation and maintenance shall be equitably shared apportioned and paid and all such other matters including the preparation and submission of annual and other budgets as may be deemed necessary or required by law to carry the proposed improvement to completion and to assure future maintenance and operation thereof But nothing herein contained shall authorize the board to make any improvement or expend any public moneys which has not first been authorized by all of the townships cities and boroughs proceeding with the improvement

(d) In any case where it shall be necessary to acquire appropriate injure or destroy private property lands property or material to build any such joint sewer improvement and the same cannot be acquired by purchase or gift the right of eminent domain shall vest in the township city or borough where such property is located In any case where it shall be necessary to acquire injure or destroy property in any territory not within the limits of any of the townships cities or boroughs joining in the improvement then the right of eminent domain shall be vested in any township city or borough adjacent to such territory where such property is located Damages for any property taken injured or destroyed shall be assessed as provided by the general laws relating to the townships cities and boroughs exercising the right of eminent domain and shall be paid by the several townships cities and boroughs jointly in the same proportion as other costs of the improvements

(e) Each of the townships joining in any such improvement shall have power to incur or increase its indebtedness not exceeding the constitutional limits for the purpose of paying its share or portion of the cost of such improvement in the manner now provided by law for the incurring of indebtedness

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 278, as follows:

An Act to amend section two thousand four hundred forty of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand two hundred six) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" providing for and regulating joint sewer improvements

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two thousand four hundred forty of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand two hundred six) entitled "An act concerning townships of the first class amending revising consolidation and changing the law relating thereto" is hereby amended to read as follows

Section 2440 [AGREEMENTS FOR] BUILDING JOINT SEWERS (a) Townships may [enter into agreements] jointly with municipalities or other townships or both [for the purpose of building] build and construct sewers including trunk-line sewers or drains and [sewage-disposal plants] sewage treatment works [Such agreement shall provide for the joint maintenance of the same] and may connect into such system existing sewers and may assess their respective portions of the cost thereof or so much thereof as may be legally assessable upon property benefited by the improvement as is provided in the case of townships by sections two thousand four hundred eight two thousand four hundred nine and two thousand four hundred ten of this act Any portion of the cost of such an improvement not assessed or not assessable shall be paid by the respective townships cities and boroughs joining as may be agreed upon

(b) The townships cities and boroughs joining or contemplating joining in any such improvement in order to facilitate the building of the same and securing preliminary surveys and estimates may be resolution or ordinance provide for the appointment of a joint sewer board composed of one representative from each of the townships cities and boroughs joining which shall act generally as the advisory and administrative agency in the construction of such improvement and its subsequent operation and maintenance The members of such board shall serve for terms of six years each from the dates of their respective appointments and until their successors are appointed The joint sewer board shall organize by the election of a chairman vice-chairman secretary and treasurer The several townships cities and boroughs may in the resolutions and ordinances creating the joint sewer board authorize the board to appoint an engineer a solicitor and such other assistants as are deemed necessary and agree to the share of the compensation of such persons each township city and borough is to pay The members of the joint sewer board shall receive no compensation but shall be entitled to actual expenses to be paid by the respective townships cities and boroughs which such members represent

(c) The joint sewer board shall have power to adopt rules and regulations to govern its proceedings and shall prepare and suggest any practical measures and plans by means of which the joint improvement may be carried to successful completion and the future development of the system so as to conform to a general plan assured and safeguarded It shall have power to prepare a joint agreement or agreements for submission to and adoption by the several townships cities and boroughs defining the advisory and administrative powers of the board setting forth the consents of the several townships cities and boroughs to the proposed improvement the manner in which preliminary and final plans specifications and estimates for the proposed improvement shall be prepared and adopted how proposals for bids shall be advertised and contracts let the manner in which the costs of the improvement and other incidental and preliminary expenses in connection therewith and the future cost of operation and maintenance shall be equitably shared apportioned and paid and all such other matters including the preparation and submission of annual and other budgets as may be deemed necessary or required by law to carry the proposed improvement to completion and to assure future maintenance and operation thereof But nothing herein contained shall authorize the board to make any improvement or expend any public moneys which has not first been authorized by all of the townships cities and boroughs proceeding with the improvement

(d) In any case where it shall be necessary to acquire appropriate injure or destroy private property lands property or material to build any such joint sewer improvement and the same cannot be acquired by purchase or gift the right of eminent domain shall vest in the township city or borough where such property is located In any case where it shall be necessary to acquire injure or destroy property in any territory not within the limits of any of the townships cities or boroughs joining in the improvement then the right of eminent domain shall be vested in any township city or borough adjacent to such territory where such property is located Damages for any property taken injured or destroyed shall be assessed as provided by the general laws relating to the townships cities and boroughs exercising the right of eminent domain and shall be paid by the several townships cities and boroughs joining in the same proportion as other costs of the improvement

(e) Each of the townships joining in any such improvement shall have power to incur or increase its indebtedness not exceeding the constitutional limits for the purpose of paying its share or portion of the cost of such improvement in the manner now provided by law for the incurring of indebtedness

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 835, (Senate Bill No. 118), entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECONSIDER VOTE

Mr. NAGEL. Mr. Speaker, my colleague, Mr. Reising, and myself having voted with the majority on the vote taken by this House on House Bill No. 255 and having voted under a misapprehension and a misunderstanding, I offer the following motion and ask for its immediate consideration.

I move that the vote by which House Bill No. 255, Printer's No. 75, entitled:

An Act to prevent fraud and deception in the shipping, marketing and sale of anthracite coal; providing standards for anthracite coal; and providing penalties for the violation of this act.

was defeated on final passage be reconsidered.

Mr. REISING. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentlemen vote?

Mr. NAGEL. Mr. Speaker, I voted with the majority.

Mr. REISING. I voted with the majority, Mr. Speaker.

On the question,

Will the House agree to the motion?

Mr. MASON. Mr. Speaker, I would like to interrogate the gentleman from Beaver, Mr. Reising.

The SPEAKER. Will the gentleman from Beaver permit himself to be interrogated?

Mr. REISING. I will, Mr. Speaker.

Mr. MASON. Mr. Speaker, will the gentleman from Beaver state what is the purpose of the reconsideration of the vote by which this bill was defeated on final passage?

Mr. REISING. Yes. The purpose of the motion to reconsider, Mr. Speaker, is to bring out clearly and distinctly whether or not there is a difference in the quality of the stripped coal and the coal that is not known as stripped coal.

Mr. MASON. Mr. Speaker, may I ask the gentleman that if the reconsideration of this bill is granted, there is any intent to amend the bill to his knowledge?

Mr. REISING. Mr. Speaker, not to my knowledge.

Mr. MASON. Mr. Speaker, will the gentleman from Beaver state whether or not the bill would then be reconsidered in its original form as it was defeated yesterday?

Mr. REISING. Mr. Speaker, as far as I am concerned, yes.

Mr. MASON. Mr. Speaker and members of the House. I rise to oppose the motion to reconsider the vote by which this bill was defeated.

I simply wish to call your attention to the fact that last week, after I had spoken against the bill in question, it was placed upon the postponed calendar, that yesterday, subsequent to debate, the bill was defeated by a vote of eighty-six in favor as against one hundred and five in opposition to the bill, that there is no intent, according to the remarks of the gentleman from Beaver, to amend the bill so that it can be placed in proper form, and that, therefore, we are simply cluttering up the functions of this House by needless debate and needless argument upon a bill which has already been considered in the form in which it would again be reconsidered.

I, therefore, ask you to vote against the motion to reconsider.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. NAGLE and Mr. STARK and were as follows:

YEAS—91

Achterman,	Dilley,	Long,	Ruffennach,
Alexander,	Eberharter,	Lovett,	Ruth,
Aukerman,	Eroe,	Lynch,	Sarraf,
Baine,	Falkenstein,	McDermott,	Scanlon,
Baker, F. T.,	Finnerty,	McElroy,	Shaw,
Baker, J J.,	Fitch,	McHenry,	Shepard,
Bradley,	Flanagan,	Melchiorre,	Simon,
Brancato,	Flinchbaugh,	Mentzer,	Sinwell,
Brown, H. S.,	Furman,	Moomaw,	Smith, J. A.,
Brown, J. E.,	Haberlen,	Mooney,	Smith, W. G.,
Brumbaugh,	Hagerty,	Moran,	Stank,
Burke,	Haluska,	Moul,	Stevens,
Cannon,	Hamilton, F. P.,	Nagel,	Tronzo,
Caputo,	Harkins,	Ominsky,	Tumelty,
Carson,	Harmuth,	Patterson, C.,	Van Sickle,
Chervenak,	Hirsch,	Patterson, J. W.,	Walker,
Coakley,	Holland,	Pearson,	Weiss,
Cochran,	Holstrom,	Pfaff,	Welliver,
Cohen,	Kilroy,	Piole,	Westrick,
Coolahan,	Kinney,	Powers,	Yourishin,
Decker,	Klingler,	Reising,	Zappala,
Dent,	Kobelak,	Rinn,	Sarig.
Diehl,	Larue,	Robinson,	

NAYS—102

Allen,	Gates,	McKinney,	Sloan,
Altenburg,	Gerard,	Merrell,	Snyder, F. E.,
Arnold,	Gillette,	Moore,	Snyder, J. L.,
Atkins,	Green,	Muir,	Sowers,
Baldi,	Greenstein,	Munley,	Sproul,
Barnhardt,	Habbyshaw,	Nothnagle,	Stewart,
Bernhard,	Hamilton, R. S.,	O'Neill,	Stockham,
Blumberg,	Hart,	Panton,	Stott,
Boose,	Hartman,	Parks,	Sumney,
Boyd, R.,	Hefferon,	Perry,	Surface,
Boyer,	Hermansen,	Peters,	Tahl,
Brennan,	Hetrick,	Phillips,	Terry,
Brownfield,	Hindman,	Reynolds,	Trout,
Carr,	Hoopes,	Rhys,	Turner,
Castor,	Horst,	Roan,	Van Allsburg,
Coleman,	Jackson,	Rooney,	Wall,
Condon,	Jones,	Root,	Wasserman,
Conner,	Kane,	Schrock,	Weidemann,
Cordier,	Kelso,	Schrope,	White,
Davies,	Linderman,	Schwab,	Wickersham,
Denning,	Longaker,	Schwartz,	Wilson,
Downey, G. E.,	Male,	Shortz,	Witkin,
Duffort,	Mallen,	Shreiner,	Wood,
Ederer,	Mason,	Siegel,	Woodside,
Ferko,	McCreary,	Simpson,	Yeakel,
Forrest,	McDevitt,		

So the question was determined in the negative and the motion was not agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 817, entitled:

An Act to amend section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 662), entitled "An act relating to retirement from the Pennsylvania National Guard," by including service in United States Navy or Marine Corps in preferred classifications.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Ferko,	McDermott,	Shortz,
Alexander,	Finnerty,	McDevitt,	Shreiner,
Allen,	Fitch,	McElroy,	Shugarts,
Altenburg,	Flanagan,	McHenry,	Siegel,
Arnold,	Flinchbaugh,	McKinney,	Simon,
Atkins,	Forrest,	Melchiorre,	Simpson,
Aukerman,	Furman,	Mentzer,	Sinwell,
Baine,	Gates,	Merrell,	Sloan,
Baker, F. T.,	Gerard,	Moomaw,	Smith, J. A.,
Baker, J J.,	Gillette,	Mooney,	Smith, W. G.,
Barber,	Green,	Moore,	Snyder, F. E.,
Barnhardt,	Greenstein,	Moran,	Snyder, J. L.,
Bernhard,	Habbyshaw,	Moul,	Sowers,
Blumberg,	Haberlen,	Muir,	Sproul,
Boose,	Hagerty,	Munley,	Stank,
Boyd, R.,	Haluska,	Murrin,	Stevens,
Boyer,	Hamilton, F. P.,	Nagel,	Stewart,
Bradley,	Hamilton, R. S.,	Nothnagle,	Stockham,
Brancato,	Harkins,	O'Keefe,	Stone,
Brennan,	Harmuth,	Ominsky,	Stott,
Brown, H. S.,	Hart,	O'Neill,	Sumney,
Brown, J. E.,	Hartman,	Panton,	Surface,
Brownfield,	Hefferon,	Parks,	Tahl,
Brumbaugh,	Hermansen,	Patterson, C.,	Terry,
Burke,	Hetrick,	Patterson, J. W.,	Tronzo,
Cannon,	Hindman,	Pearson,	Trout,
Caputo,	Hirsch,	Perry,	Tumelty,
Carr,	Hoffner,	Peters,	Turner,
Carson,	Holland,	Pfaff,	Van Allsburg,
Castor,	Holstrom,	Phillips,	Van Sickle,
Coakley,	Hoopes,	Piole,	Walker,
Cochran,	Horst,	Powers,	Wall,
Cohen,	Jackson,	Reising,	Wasserman,
Coleman,	Jones,	Reynolds,	Weidemann,
Condon,	Kane,	Rhys,	Weiss,
Conner,	Kelso,	Rinn,	Welliver,
Coolahan,	Kilroy,	Roan,	Welsh,
Cordier,	Kinney,	Robinson,	Westrick,
Davies,	Klingler,	Rooney,	White,

Decker,	Kobelak,	Root,	Wickersham,
Denning,	Larue,	Ruffennach,	Wilson,
Dent,	Linderman,	Ruth,	Witkin,
Diehl,	Long,	Sarraf,	Wood,
Dilley,	Longaker,	Scanlon,	Woodside,
Downey, G. E.,	Lovett,	Schrock,	Yeakel,
Duffort,	Lynch,	Schrope,	Yourishin,
Eberharter,	Male,	Schwab,	Zappala,
Ederer,	Mallen,	Schwartz,	Zimmerman,
Eroe,	Mason,	Shaw,	Sarig,
Falkenstein,	McCreary,	Shepard,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 442, entitled:

An Act to permit certain cooperative associations to give chattel mortgages on rotating stocks of goods or inventories to secure loans from banks for cooperatives organized under the Farm Credit Act of 1933 or from Federal Intermediate credit banks organized under the Agricultural Credits Act of 1923

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, under the Act of March 2, 1933, enabling legislation was passed to permit the farmers and stock raisers of Pennsylvania to avail themselves of the Federal credit corporations, under the Agricultural Adjustment Act.

Today we are offering House Bill No. 442 to expand the field of these credit corporations to apply to cooperative organizations of farmers and agriculturists. We are asking in the expansion of this field that farmers may band themselves together for the purchase of farm supplies and likewise for the marketing of farm products. It applies very much in the purchase of feeds, the purchase of fertilizers and in the marketing of potatoes and apples and several of the farm crops, but in addition it has a very potential field in the dairy industry. It permits cooperative dairy organizations over a flush period of milk production to pile up cream and butter in cold storage and from the fund borrowed on chattel mortgages to be able to pay the farmers for those products,

We are asking that the farmers of Pennsylvania be placed in the same category as the farmers of the other states in this credit field, namely Delaware, Maryland, Virginia and West Virginia, so that the benefits may accrue to those cooperative organizations operating for the benefit of these farmers in Pennsylvania as well as in the other states.

We of the agricultural group ask you to help in the passage on this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Eroe,	Mason,	Shepard,
Alexander,	Falkenstein,	McCreary,	Shortz,
Allen,	Ferko,	McDermott,	Shreiner,
Altenburg,	Finnerty,	McDevitt,	Shugarts,
Andrews,	Fitch,	McElroy,	Siegel,
Arnold,	Flanagan,	McHenry,	Simon,
Atkins,	Flinchbaugh,	McKinney,	Simpson,
Aukerman,	Flynn,	Melchiorre,	Sinwell,
Baine,	Forrest,	Mentzer,	Sloan,
Baker, F. T.,	Furman,	Merrell,	Smith, J. A.,
Baker, J J.,	Gates,	Moomaw,	Smith, W. G.,
Baldi,	Gerard,	Mooney,	Snyder, F. E.,
Barber,	Gillette,	Moore,	Snyder, J. L.,
Barnhardt,	Green,	Moran,	Sowers,
Bernhard,	Greenstein,	Moul,	Sproul,
Blumberg,	Habbyshaw,	Muir,	Stank,
Boose,	Haberlen,	Munley,	Stevens,
Boyd, R.,	Hagerty,	Murrin,	Stewart,
Boyer,	Haluska,	Nagel,	Stockham,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stone,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stott,
Brennan,	Harkins,	Ominsky,	Sumney,
Brown, H. S.,	Harmuth,	O'Neill,	Surface,
Brown, J. E.,	Hart,	Panton,	Tahl,
Brownfield,	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holland,	Phillips,	Walker,
Chervenak,	Holstrom,	Piole,	Wall,
Coakley,	Hoopes,	Powers,	Wasserman,
Cochran,	Horst,	Reising,	Weidemann,
Cohen,	Jackson,	Reynolds,	Weiss,
Coleman,	Jones,	Rhys,	Welliver,
Conner,	Kane,	Rinn,	Welsh,
Coolahan,	Kelso,	Roan,	Westrick,
Cordier,	Kilroy,	Robinson,	White,
Davies,	Kinney,	Root,	Wickersham,
Decker,	Klingler,	Ruffennach,	Wilson,
Denning,	Kobelak,	Ruth,	Witkin,
Dent,	Larue,	Sarraf,	Wood,
Diehl,	Linderman,	Scanlon,	Woodside,
Dilley,	Long,	Schrock,	Yeakel,
Downey, G. E.,	Longaker,	Schrope,	Yourishin,
Downey, J. J.,	Lovett,	Schwab,	Zappala,
Duffort,	Lynch,	Schwartz,	Zimmerman,
Eberharter,	Male,	Shaw,	Sarig,
Ederer,	Mallen,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 815, as follows:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing

the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring certain qualifications for the Adjutant General and establishing a board for the determination and payment of minor damages caused by the National Guard

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and seven of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" is hereby amended to read as follows

Section 207 Appointment The Governor shall nominate and by and with the advice and consent of two-thirds of all the members of the Senate appoint

(a) The Secretary of the Commonwealth the Attorney General the Superintendent of Public Instruction the Adjutant General the Insurance Commissioner the Secretary of Banking the Secretary of Agriculture the Secretary of Forests and Waters the Secretary of Mines the Secretary of Highways the Secretary of Health the Superintendent of the Pennsylvania State Police the Secretary of Labor and Industry the Secretary of Welfare the Secretary of Property and Supplies the Secretary of Revenue and the members of all independent administrative boards and commissions

The Adjutant General shall have the rank of Brigadier General of the Adjutant Generals Department in the Pennsylvania National Guard No Adjutant General shall be appointed who shall not have served at least ten years as a commissioned officer in the Pennsylvania National Guard or equivalent length of service in the United States Army at least five years of which service shall have been as a commissioned officer

(b) Except as in this act otherwise provided the members of all departmental administrative bodies boards and commissions and the officers who shall fill the departmental administrative offices mentioned in this article

(c) Except as in this act otherwise provided the members of all advisory boards and commissions.

Section 2 That section one thousand four hundred and two of said act is hereby amended by adding thereto the following clause

(j) Appoint a board of not less than three commissioned officers of the Pennsylvania National Guard for the purpose of investigating claims for damages based on injuries to persons or damages to property arising out of accident or negligence and incident to the organization training discipline maintenance and service of the Pennsylvania National Guard and upon the recommendation of the board so appointed to adjust and pay such claims for damages Provided however That each such claim shall be in an amount not exceeding two hundred and fifty dollars ($250) And provided further, however That all claims paid hereunder shall be subject to audit by the Department of the Auditor General

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the pill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Eroe,	McCreary,	Shepard,
Alexander,	Falkenstein,	McDermott,	Shortz,
Allen,	Ferko,	McDevitt,	Shreiner,
Altenburg,	Finnerty,	McElroy,	Shugarts,
Andrews,	Fitch,	McHenry,	Siegel,
Arnold,	Flanagan,	McKinney,	Simon,
Atkins,	Flinchbaugh,	Melchiorre,	Simpson,
Aukerman,	Forrest,	Mentzer,	Sinwell,
Baine,	Furman,	Merrell,	Sloan,
Baker, F. T.,	Gates,	Moomaw,	Smith, J. A.,
Baker, J. J.,	Gerard,	Mooney,	Smith, W. G.,
Baldi,	Gillette,	Moore,	Snyder, F. E.,
Barber,	Green,	Moran,	Snyder, J. L.,
Barnhardt,	Greenstein,	Moul,	Sowers,
Bernhard,	Habbyshaw,	Muir,	Sproul,
Blumberg,	Haberlen,	Munley,	Stank,
Boose,	Hagerty,	Murrin,	Stevens,
Boyd, R.,	Haluska,	Nagel,	Stewart,
Boyer,	Hamilton, F. P.,	Nothnagle,	Stockham,
Bradley,	Hamilton, R. S.,	O'Keefe,	Stone,
Brancato,	Harkins,	Ominsky,	Stott,
Brennan,	Harmuth,	O'Neill,	Sumney,
Brown, H. S.,	Hart,	Panton,	Surface,
Brown, J. E.,	Hartman,	Parks,	Tahl,
Brownfield,	Hefferon,	Patterson, C.,	Terry,
Brumbaugh,	Hermansen,	Patterson, J. W.,	Tronzo,
Burke,	Hetrick,	Pearson,	Trout,
Cannon,	Hindman,	Perry,	Tumelty,
Caputo,	Hirsch,	Peters,	Turner,
Carr,	Hoffner,	Pfaff,	Van Allsburg,
Carson,	Holland,	Phillips,	Van Sickle,
Castor,	Holstrom,	Piole,	Walker,
Chervenak,	Hoopes,	Powers,	Wall,
Coakley,	Horst,	Reising,	Wasserman,
Cochran,	Jackson,	Reynolds,	Weidemann,
Cohen,	Jones,	Rhys,	Weiss,
Coleman,	Kane,	Rinn,	Welliver,
Condon,	Kelso,	Roan,	Welsh,
Conner,	Kilroy,	Robinson,	Westrick,
Coolahan,	Kinney,	Rooney,	White,
Cordier,	Klingler,	Root,	Wickersham,
Davies,	Kobelak,	Ruffennach,	Wilson,
Decker,	Larue,	Ruth,	Witkin,
Denning,	Linderman,	Sarraf,	Wood,
Dent,	Long,	Scanlon,	Woodside,
Diehl,	Longaker,	Schrock,	Yeakel,
Dilley,	Lovett,	Schrope,	Yourishin,
Downey, G. E.,	Lynch,	Schwab,	Zappala,
Duffort,	Male,	Schwartz,	Zimmerman,
Eberharter,	Mallen,	Shaw,	Sarig,
Ederer,	Mason,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 682, entitled:

An Act to amend section one of the act approved the twenty-fourth day of April, one thousand nine hundred and twenty-nine (P. L. 653), entitled "An act regulating the operation of certain boats upon lakes wholly within the Commonwealth, by requiring the use of lights on all boats at certain hours," further regulating the mooring of boats without lights.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Eroe,	Mason,	Shepard,
Alexander,	Falkenstein,	McCreary,	Shortz,
Allen,	Ferko,	McDermott,	Shreiner,
Altenburg,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Forrest,	Melchiorre,	Sinwell,
Baker, F. T.,	Furman,	Mentzer,	Sloan,
Baker, J. J.,	Gates,	Merrell,	Smith, J. A.,
Baldi,	Gerard,	Moomaw,	Smith, W. G.,
Barber,	Gillette,	Mooney,	Snyder, F. E.,
Barnhardt,	Green,	Moore,	Snyder, J. L.,
Bernhard,	Greenstein,	Moran,	Sowers,
Blumberg,	Habbyshaw,	Moul,	Sproul,
Boose,	Haberlen,	Muir,	Stank,
Boyd, R.,	Hagerty,	Munley,	Stevens,
Boyer,	Haluska,	Murrin,	Stewart,
Bradley,	Hamilton, F. P.	Nagel,	Stockham,
Brancato,	Hamilton, R. S.,	Nothnagle,	Stone,
Brennan,	Harkins,	O'Keefe,	Stott,
Brown, H. S.,	Harmuth,	Ominsky,	Sumney,
Brown, J. E.,	Hart,	O'Neill,	Surface,
Brownfield,	Hartman,	Panton,	Tahl,
Brumbaugh,	Hefferon,	Parks,	Terry,
Burke,	Hermansen,	Patterson, C.,	Tronzo,
Cannon,	Hetrick,	Patterson, J. W.,	Trout,
Caputo,	Hindman,	Pearson,	Tumelty,
Carr,	Hirsch,	Perry,	Turner,
Carson,	Hoffner,	Peters,	Van Allsburg,
Castor,	Holland,	Pfaff,	Van Sickle,
Chervenak,	Holstrom,	Phillips,	Walker,
Coakley,	Hoopes,	Piole,	Wall,
Cochran,	Horst,	Powers,	Wasserman,
Cohen,	Jackson,	Reising,	Weidemann,
Coleman,	Jones,	Reynolds,	Weiss,
Condon,	Kane,	Rhys,	Welliver,
Conner,	Kelso,	Rinn,	Welsh,
Coolahan,	Kilroy,	Roan,	Westrick,
Cordier,	Kinney,	Robinson,	White,
Davies,	Klingler,	Rooney,	Wickersham,
Decker,	Kobelak,	Root,	Wilson,
Denning,	Larue,	Ruffennach,	Witkin,
Dent,	Linderman,	Ruth,	Wood,
Diehl,	Long,	Sarraf,	Woodside,
Dilley,	Longaker,	Scanlon,	Yeakel,
Downey, G. E.,	Lovett,	Schrock,	Yourishin,
Downey, J. J.,	Male,	Schrope,	Zappala,
Duffort,	Mallen,	Schwab,	Zimmerman,
Eberharter,		Schwartz,	Sarig,
Ederer,		Shaw,	

NAYS—1

Lynch,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 852, entitled:

An Act to amend section ninety-eight of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," prohibiting the purchase, sale and exposing for sale of certain pike and fillets thereof.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Eroe,	Mallen,	Shaw,
Alexander,	Falkenstein,	Mason,	Shepard,
Allen,	Ferko,	McCreary,	Shortz,
Altenburg,	Finnerty,	McDermott,	Shreiner,
Atkins,	Fitch,	McDevitt,	Shugarts,
Aukerman,	Flanagan,	McElroy,	Siegel,
Baine,	Flinchbaugh,	McHenry,	Simon,
Baker, F. T.,	Flynn,	McKinney,	Simpson,
Baker, J. J.,	Furman,	Melchiorre,	Sloan,
Baldi,	Gates,	Mentzer,	Smith, J. A.,
Barber,	Gerard,	Merrell,	Smith, W. G.,
Barnhardt,	Gillette,	Moomaw,	Snyder, F. E.,
Bernhard,	Green,	Mooney,	Snyder, J. L.,
Blumberg,	Greenstein,	Moore,	Sowers,
Boose,	Habbyshaw,	Moran,	Spangler,
Boyd, R.,	Haberlen,	Moul,	Stank,
Boyer,	Hagerty,	Muir,	Stevens,
Bradley,	Haluska,	Munley,	Stewart,
Brancato,	Hamilton, F. P.,	Murrin,	Stockham,
Brennan,	Hamilton, R. S.,	Nagel,	Stone,
Brown, H. S.,	Harkins,	Nothnagle,	Stott,
Brown, J. E.,	Harmuth,	O'Keefe,	Sumney,
Brownfield,	Hart,	Ominsky,	Surface,
Brumbaugh,	Hartman,	O'Neill,	Tahl,
Burke,	Hefferon,	Panton,	Terry,
Cannon,	Hermansen,	Parks,	Tronzo,
Caputo,	Hetrick,	Patterson, C.,	Trout,
Carr,	Hindman,	Patterson, J. W.,	Tumelty,
Carson,	Hirsch,	Pearson,	Turner,
Castor,	Hoffner,	Perry,	Van Allsburg,
Chervenak,	Holland,	Peters,	Van Sickle,
Coakley,	Holstrom,	Pfaff,	Walker,
Cochran,	Hoopes,	Phillips,	Wall,
Cohen,	Horst,	Piole,	Wasserman,
Coleman,	Jackson,	Powers,	Weidemann,
Condon,	Jones,	Reising,	Weiss,
Conner,	Kane,	Rhys,	Welliver,
Coolahan,	Kelso,	Rinn,	Welsh,
Cordier,	Kilroy,	Roan,	Westrick,
Davies,	Kinney,	Robinson,	Wheeler,
Decker,	Klingler,	Rooney,	Wickersham,
Denning,	Kobelak,	Root,	Wilson,
Dent,	Larue,	Ruffennach,	Witkin,
Diehl,	Linderman,	Ruth,	Wood,
Dilley,	Long,	Sarraf,	Woodside,
Downey, G. E.,	Longaker,	Scanlon,	Yeakel,
Downey, J. J.,	Lovett,	Schrock,	Yourishin,
Duffort,	Lynch,	Schrope,	Zappala,
Eberharter,	Male,	Schwab,	Zimmerman,
Ederer,		Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 266, entitled:

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto," authorizing counties to appropriate moneys for the support of the Boy Scouts of America.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. NAGEL. Mr. Speaker and members of the House, I am heartily in sympathy with this great American movement. I have great admiration for the oath of the Boy Scouts and the activities they take in this line. I firmly believe that in fostering this Boy Scout movement we are building up the finest American citizens that is

possible. We have here before us this morning a bill for our consideration, House Bill No. 266, which would make it possible for our county commissioners to allocate money to this wonderful movement, but there are things that we must consider in casting our vote on this bill.

Many of our counties are in poor straits owing to their inability to collect sufficient funds to carry on the activities of the county government. We have been sent here for the purpose of alleviating this situation. This movement of the Boy Scouts, you will understand, is very well taken care of. The Rotary Club, the Kiwanis Club and community organizations are doing this job in a magnificent manner and I really believe that the Boy Scouts are not coming to us today holding their hands out and asking charity from our various counties.

Futhermore, in this Bill No. 266 there is no limitation whatever placed upon the amount that our county commissioners can give to this movement. Then there is another serious feature about this. There is great sympathy for the Boy Scout movement, and when the county commissioners are pressed for this they are put on the spot and politics will enter into it, and they will feel obliged to appropriate money which they do not have to spare from the county treasury for this movement, and which this movement does not need, but they will do so very often in order that they may secure votes for reelection or for some other political purpose.

Therefore, I ask you members of the House, not to penalize the Boy Scouts but to protect our county commissioners and not put them on the spot, but rather place ourselves on the spot as representatives and vote against this bill.

Mr. STOCKHAM. Mr. Speaker and members of the House, the remarks that were first, are thoroughly endorsed.

The Boy Scout movement need not be discussed upon the floor of this House, nor the needs for the scouting movement. I think that everyone is in accord. This bill does not in any way make it mandatory upon the Board of County Commissioners in any county to give or to appropriate funds for the Boy Scouts. It has been the policy in the past of some boards of county commissioners to make such contributions, and it has been the attitude of other boards of county commissioners to refrain from making such contributions, because there was no authority.

This bill does not purpose to do something for the Boy Scouts just at this time but this bill does allow the boards of county commissioners of this Commonwealth to so endorse and to so help the Boy Scout movement, when and where they may see fit.

The Boy Scout movement is not political. The Boy Scout movement never puts anyone on the spot, and the Boy Scout movement deserves approbation by a vote of this House for this bill. It in no way jeopardizes the financial condition of any county, and any board of county commissioners at any time can make such an appropriation or refrain from the same according to their own dictates, and according to the conditions as they see fit as would relate to their finances.

So, Mr. Speaker, I feel that this is a broad bill, that this bill does not in any way inflict upon the boards of county commissioners anything that would be derogatory or anything that should embarrass them in their position, and, gentlemen, I appeal to each and every one of you to vote "aye" on this bill as a bill that is worthy of your very serious consideration because of the very fact of what the Boy Scouts mean to this country. So, gentleman I ask you to vote "yes" to this bill.

Mr. HOMER S. BROWN. Mr. Speaker and members of the House, my objections to this bill are twofold. I concur in the objection raised by the gentleman from Beaver and my further objection is that we should be slow in appropriating or passing legislation that will allow the public funds to be used by private organizations.

The Boy Scouts of America is a laudable organization. Its preamble and its constitution are worthy of all consideration, but organizations are controlled by men and not by the laws which they are sometimes supposed to represent.

In Allegheny County the Boy Scouts, through their executive officers, have not seen fit to treat all citizens alike and all boys alike, and I am opposed to any legislation that will allow the public funds to be used by organizations regardless of what the constitution of the organization may be that may make discrimination because of race, creed or color, and for that reason and in addition to reasons presented by the gentleman from Beaver County I am opposed to this bill.

Mr. HOLLAND. Mr. Speaker and members of the House, I think that today when people are starving is no time for us to appropriate money for a movement of this kind. We are merely passing the buck. We are passing the buck to the county commissioners and asking them to appropriate money, and you all know that pressure will be brought to bear upon those county commissioners by the powers that be to appropriate large sums for this movement. I think that we should not pass the buck to the county commissioners; therefore, we should vote down this bill in the House. We have people to feed. It is time to keep that money to feed the poor people and not help to send the buck back to the county commissioners to appropriate money in another way.

I ask every member to vote against this bill.

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, the Boy Scouts of America are strong for the same reason that the Salvation Army is strong and that the Volunteer Firemen of this Commonwealth are strong. They are strong because they have been able to stand upon their own feet and support themselves as patriotic organizations. The moment that we patronize them, the moment that those organizations are given the opportunity to feed at the public crib, that moment they deteriorate to the point of becoming mercernary. We ruin the very cause that we try to uphold in this bill by the passage of anything that would permit the Boy Scouts or any of these humanitarian organizations to be supported from public funds.

Mr. KANE. Mr. Speaker and members of the House, in rising to further the remarks of my colleague from Bucks, I would like to call the attention of the House to the fact that we have shown the greatest liberality in appropriating moneys from time to time for various organizations of veterans of wars and for the support of members of military organizations. We have shown the greatest liberality in appropriating moneys to assist lawyers to investigate other lawyers. We have not been panicky about economy on many a measure which has come before this House. We are passing a lot of legislation at the present time which is going to hinder the employment of young people in the pursuit of commercial enterprizes. Here is a move-

ment which offers a training to young people who are not permitted to be employed. The expense is not mandatory; it is optional to the counties whether they appropriate this money or not. I ask the members of this House to vote for this measure to allow, where necessary, the appropriation of money for these young soldiers of peace who may yet profit by that appropriation.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—77

Alexander,	Gillette,	Merrell,	Snyder, F. E.,
Allen,	Green,	Moore,	Snyder, J. L.,
Arnold,	Greenstein,	Nothnagle,	Sproul,
Baldi,	Habbyshaw,	Pearson,	Stewart,
Bernhard,	Hagerty,	Perry,	Stockham,
Blumberg,	Hamilton, R. S.,	Phillips,	Stott,
Boose,	Hefferon,	Piole,	Terry,
Boyd, R.,	Hetrick,	Powers,	Trout,
Brennan,	Holstrom,	Rinn,	Turner,
Carr,	Jones,	Roan,	Wall,
Castor,	Kane,	Robinson,	Wasserman,
Condon,	Kinney,	Root,	Weidemann,
Cordier,	Linderman,	Schrock,	White,
Davies,	Longaker,	Schrope,	Wickersham,
Denning,	Mallen,	Schwab,	Witkin,
Downey, G. E.,	Mason,	Schwartz,	Woodside,
Duffort,	McDermott,	Shaw,	Yeakel,
Ederer,	McDevitt,	Siegel,	Zappala,
Ferko,	McKinney,	Simpson,	Zimmerman,
Forrest,			

NAYS—109

Achterman,	Eroe,	Male,	Sarraf,
Altenburg,	Falkenstein,	McCreary,	Scanlon,
Andrews,	Finnerty,	McElroy,	Shepard,
Aukerman,	Flinchbaugh,	McHenry,	Shortz,
Baine,	Furman,	Melchiorre,	Shreiner,
Baker, F. T.,	Gates,	Mentzer,	Shugarts,
Baker, J J.,	Haberlen,	Moomaw,	Simon,
Barber,	Haluska,	Mooney,	Sinwell,
Barnhardt,	Hamilton, F. P.,	Moran,	Smith, J. A.,
Boyer,	Harkins,	Moul,	Smith, W. G.,
Bradley,	Hart,	Munley,	Sowers,
Brancato,	Hartman,	Murrin,	Stank,
Brown, H. S.,	Hermansen,	Nagel,	Stevens,
Brown, J. E.,	Hindman,	O'Keefe,	Sumney,
Brownfield,	Hirsch,	Ominsky,	Surface,
Brumbaugh,	Holland,	Panton,	Tronzo,
Cannon,	Hoopes,	Parks,	Tumelty,
Caputo,	Horst,	Patterson, C.,	Van Allsburg,
Carson,	Jackson,	Patterson, J. W.,	Van Sickle,
Chervenak,	Kelso,	Peters,	Weiss,
Coakley,	Kilroy,	Pfaff,	Welliver
Cochran,	Klingler,	Reising,	Welsh,
Cohen,	Kobelak,	Reynolds,	Westrick,
Coleman,	Larue,	Rhys,	Wilson,
Decker,	Long,	Rooney,	Wood,
Dent,	Lovett,	Ruffennach,	Yourishin,
Diehl,	Lynch,	Ruth,	Sarig,
Dilley,			

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 441, entitled:

An Act to amend sections one two three four and five of the act approved the second day of March one thousand nine hundred and thirty-three (Pamphlet Laws six) entitled "An act to enable persons associations partnerships and corporations engaged in farming and raising breeding fattening and marketing livestock to borrow money and secure the reparment thereof by the execution and recordation of chattel mortgages on livestock farm machinery farm equipment and crops and designating the operation and effect of the lien of such mortgages" extending the provisions of said act generally to persons associations partnerships and corporations providing for bonds with confessions of judgments changing fees and agencies from whom borrowing may be made regulating the assignment and release of such mortgages and generally revising and supplementing the provisions thereof

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Should the bill pass finally?

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, I again refer to the act of March 2, 1933, with the statement that when this act was passed it was obviously the intention of the legislative body of this Commonwealth and likewise the Governor that it should be inclusive of all farm crops. It did not state specifically that apples and fruit crops would be included in the provisions of this act. Since Cumberland, Adams and Franklin counties are in the heart of a great apple belt in the southern part of this Commonwealth, we of that group would like to have you consider the placing of the apple, peach and fruit crop, together with other specific crops, under the provisions of this act, so that we may benefit from these Federal lending agencies according to the provisions as outlined in House Bill 442.

I ask your support of this bill.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—203

Achterman,	Ederer,	Mason,	Shepard,
Alexander,	Eroe,	McCreary,	Shortz,
Allen,	Falkenstein,	McDermott,	Shreiner,
Altenburg,	Ferko,	McDevitt,	Shugarts,
Andrews,	Finnerty,	McElroy,	Siegel,
Arnold,	Fitch,	McHenry,	Simon,
Atkins,	Flanagan,	McKinney,	Simpson,
Aukerman,	Flinchbaugh,	Melchiorre,	Sinwell,
Baine,	Forrest,	Mentzer,	Sloan,
Baker, F. T.,	Furman,	Merrell,	Smith, J. A.,
Baker, J J.,	Gates,	Moomaw,	Smith, W. G.,
Baldi,	Gerard,	Mooney,	Snyder, F. E.,
Barber,	Gillette,	Moore,	Snyder, J. L.,
Barnhardt,	Green,	Moran,	Sowers,
Bernhard,	Greenstein,	Moul,	Sproul,
Blumberg,	Habbyshaw,	Muir,	Stank,
Boose,	Haberlen,	Munley,	Stevens,
Boyd, R.,	Hagerty,	Murrin,	Stewart,
Boyer,	Haluska,	Nagel,	Stockham,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stone,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stott,
Brennan,	Harkins,	Ominsky,	Sumney,
Brown, H. S.,	Harmuth,	O'Neill,	Surface,
Brown, J. E.,	Hart,	Panton,	Tahl,
Brownfield	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holland,	Phillips,	Walker,
Chervenak,	Holstrom,	Piole,	Wall,
Coakley,	Hoopes,	Powers,	Wasserman,
Cochran,	Horst,	Reising,	Weidemann,
Cohen,	Jackson,	Reynolds,	Weiss,
Coleman,	Jones,	Rhys,	Welliver,
Condon,	Kane,	Rinn,	Welsh,
Conner,	Kelso,	Roan,	Westrick,
Coolahan,	Kilroy,	Robinson,	Wheeler,
Cordier,	Kinney,	Rooney,	White,
Davies,	Klingler,	Root,	Wickersham,
Decker,	Kobelak,	Ruffennach,	Wilson,
Denning,	Larue,	Ruth,	Witkin,
Dent,	Linderman,	Sarraf,	Wood,
Diehl,	Long,	Scanlon,	Woodside,
Dilley,	Longaker,	Schrock,	Yeakel,
Downey, G. E.,	Lovett,	Schrope,	Yourishin,

Downey, J. J.,	Lynch,	Schwab,	Zappala,
Duffort,	Male,	Schwartz,	Zimmerman,
Eberharter,	Mallen,	Shaw,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 15, entitled:

An Act abolishing the office of collector of delinquent county taxes where the same now exists in counties of the second class providing for the collection of such taxes by the county treasurers and providing for their compensation

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—127

Achterman,	Eberharter,	Long,	Schwab,
Alexander,	Eroe,	Lovett,	Shaw,
Allen,	Falkenstein,	Lynch,	Shepard,
Altenburg,	Finnerty,	Male,	Shortz,
Andrews,	Fitch,	McCreary,	Shreiner,
Arnold,	Flanagan,	McDermott,	Shugarts,
Atkins,	Furman,	McHenry,	Siegel,
Aukerman,	Gates,	Melchiorre,	Simon,
Baine,	Gerard,	Mentzer,	Sinwell,
Baker, F. T.,	Habbyshaw,	Moomaw,	Smith, J. A.,
Baker, J J.,	Haberlen,	Mooney,	Smith, W. G.,
Bradley,	Hagerty,	Moran,	Sproul,
Brancato,	Haluska,	Moul,	Stank,
Brown, H. S.,	Hamilton, F. P.,	Murrin,	Stevens,
Brown, J. E.,	Hamilton, R. S.,	Nagel,	Stockham,
Brownfield,	Harkins,	O'Keefe,	Sumney,
Brumbaugh,	Harmuth,	Ominsky,	Surface,
Burke,	Hartman,	O'Neill,	Terry,
Cannon,	Hermansen,	Panton,	Tronzo,
Caputo,	Hetrick,	Patterson, J. W.,	Tumelty,
Carson,	Hindman,	Pearson,	Van Sickle,
Cochran,	Hirsch,	Pfaff,	Walker,
Coleman,	Holland,	Piole,	Wall,
Coolahan,	Holstrom,	Powers,	Weiss,
Decker,	Jackson,	Reising,	Welliver,
Denning,	Kelso,	Rinn,	Welsh,
Dent,	Kilroy,	Robinson,	Westrick,
Diehl,	Kinney,	Ruffennach,	Woodside,
Dilley,	Klingler,	Ruth,	Yourishin,
Downey, G. E.,	Kobelak,	Scanlon,	Zappala,
Downey, J. J.,	Larue,	Schrock,	Sarig,
Duffort,	Linderman,	Schrope,	

NAYS—29

Baldi,	Longaker,	Perry,	Stott,
Boyd, R.,	Mallen,	Peters,	Trout,
Castor,	McKinney,	Phillips,	Weidemann,
Conner,	Merrell,	Simpson,	White,
Ederer,	Moore,	Sloan,	Wickersham,
Ferko,	Muir,	Snyder, F. E.,	Witkin,
Hoffner,	Nothnagle,	Stewart,	Zimmerman,
Kane,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 851, entitled:

An Act to amend paragraphs one and two of section one of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 681), entitled "An act providing for the award of drill and service medals and bars to officers and enlisted men of the Pennsylvania National Guard; imposing duties upon the Department of Military Affairs," altering qualification requirements for the award of such medals.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—203

Achterman,	Ederer,	Mason,	Shepard,
Alexander,	Eroe,	McCreary,	Shortz,
Allen,	Falkenstein,	McDermott,	Shreiner,
Altenburg,	Ferko,	McDevitt,	Shugarts,
Andrews,	Finnerty,	McElroy,	Siegel,
Arnold,	Fitch,	McHenry,	Simon,
Atkins,	Flanagan,	McKinney,	Simpson,
Aukerman,	Flinchbaugh,	Melchiorre,	Sinwell,
Baine,	Forrest,	Mentzer,	Sloan,
Baker, F. T.,	Furman,	Merrell,	Smith, J. A.,
Baker, J J.,	Gates,	Moomaw,	Smith, W. G.,
Baldi,	Gerard,	Mooney,	Snyder, F. E.,
Barber,	Gillette,	Moore,	Snyder, J. L.,
Barnhardt,	Green,	Moran,	Sowers,
Bernhard,	Greenstein,	Moul,	Sproul,
Blumberg,	Habbyshaw,	Muir,	Stank,
Boose,	Haberlen,	Munley,	Stevens,
Boyd, R.,	Hagerty,	Murrin,	Stewart,
Boyer,	Haluska,	Nagel,	Stockham,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stone,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stott,
Brennan,	Harkins,	Ominsky,	Sumney,
Brown, H. S.,	Harmuth,	O'Neill,	Surface,
Brown, J. E.,	Hart,	Panton,	Tahl,
Brownfield,	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holland,	Phillips,	Walker,
Chervenak,	Holstrom,	Piole,	Wall,
Coakley,	Hoopes,	Powers,	Wasserman,
Cochran,	Horst,	Reising,	Weidemann,
Cohen,	Jackson,	Reynolds,	Weiss,
Coleman,	Jones,	Rhys,	Welliver,
Condon,	Kane,	Rinn,	Welsh,
Conner,	Kelso,	Roan,	Westrick,
Coolahan,	Kilroy,	Robinson,	White,
Cordier,	Kinney,	Rooney,	Wickersham,
Davies,	Klingler,	Root,	Wilson,
Decker,	Kobelak,	Ruffennach,	Witkin,
Denning,	Larue,	Ruth,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,	Mallen,	Shaw,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

COMMITTEE MEETINGS

The Committee on Cities will hold a public hearing on House Bill No. 752 in the Senate Caucus Room instead of the House Caucus Room at 2.00 o'clock P. M.

The Committee on Cities will meet after the public hearing in room 323.

The Committee on Ways and Means will hold a public hearing on tax bills in the House from two to four this afternoon.

The Committee on Boroughs and Townships will meet tomorrow morning at 9.30 o'clock in room 325.

The Committee on Public Health and Sanitation will meet tomorrow morning at 9.30 o'clock in room 521.

The Committee on Labor will meet after this afternoon session in room 325.

The Executive Committee of the Liquor Control Board Investigating Committee will meet at 1.30 o'clock this afternoon in the House Caucus Room.

The Liquor Control Board Investigating Committee will hold a public hearing at 2.00 o'clock today in the House Caucus Room.

RECESS

The SPEAKER. If there are no objections the Chair is about to declare a recess until 4:00 o'clock this afternoon. Are there objections? The Chair hears none and declares a recess until 4:00 o'clock P. M.

AFTER RECESS

The House reconvened at 4:00 o'clock P. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

REPORTS FROM COMMITTEES

Mr. SHUGARTS, from the Committee on State Government reported as committed, House Bill No. 445, entitled:

An Act supplementing the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by providing additional credit for service and prior service for State employes who were formerly employed as teachers, principals or superintendents in the public school system of the Commonwealth.

Mr. LONGAKER, from the Committee on State Government reported as committed, House Bill No. 332, entitled:

An Act to amend section two of the act approved the second day of January, one thousand nine hundred and thirty-four (P. L. 200, 1933-34), entitled "An act authorizing officers, departments, boards and commissions of any political subdivision of the Commonwealth, and cities, counties, boroughs, incorporated towns, townships, school districts, to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances."

Mr. EROE, from the Committee on Cities, re-reported as amended, House Bill No. 227, entitled:

An Act requiring the corporate authorities of cities of the first, second and third class cities, having a paid or part paid fire department, to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen, and the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors, and the manner and method of whereby such election may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

Mr. KILROY, from the Committee on Cities, re-reported as amended, House Bill No. 476, entitled:

An Act providing for the fixing of the salary of county officers, including city commissioners, the members of the county board of viewers and the members of the board of revision of taxes, and the number, salary or compensation of all deputies, assistants, detectives, clerks and appointees in the several county offices, and clerks, assistants, assessors and appointees employed by the board of viewers and the board of revision of taxes, the warden, matrons, physicians, clerks, keepers and other employes of the county prisons, janitors, firemen, engineers, mechanics, and laborers of the court house and grounds, caretakers of the house or houses of detention, and janitors of court rooms, in the counties of the first class, from time to time, by the legislative body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid; and repealing existing laws.

Mr. CHERVENAK, from the Committee on State Government, reported as committed, House Resolution No. 59.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair wishes to inform the members of the House that we will adjourn tomorrow for the week. We expect to have a session at ten o'clock tomorrow morning, clean up the calendar and then adjourn for the balance of the week, but the members should be prepared for a four day session next week. We propose to begin four day sessions and adjourn Thursdays beginning next week.

The Chair felt he should make this announcement so that the members will come here next week prepared to stay until Thursday.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 677, entitled:

An Act to amend sections three hundred eleven, three hundred eighteen and three hundred twenty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," as amended; further amplifying the powers of the retirement board in counties of the second class; increasing the contributions of such counties, county poor districts and employes; and restricting rights to retire for disability in certain cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were read as follows, viz:

YEAS—193

Achterman,	Ederer,	Mallen,	Schwab,
Alexander,	Eroe,	Mason,	Shaw,
Allen,	Falkenstein,	McCreary,	Shepard,
Altenburg,	Ferko,	McDermott,	Shortz,
Arnold,	Finnerty,	McDevitt,	Shreiner,
Atkins,	Fitch,	McElroy,	Shugarts,
Aukerman,	Flanagan,	McHenry,	Siegel,
Baine,	Flinchbaugh,	McKinney,	Simon,
Baker, F. T.,	Forrest,	Melchiorre,	Simpson,
Baker, J J.,	Furman,	Mentzer,	Sinwell,
Baldi,	Gates,	Merrell,	Sloan,
Barber,	Gerard,	Moomaw,	Smith, J. A.,
Barnhardt,	Gillette,	Mooney,	Smith, W. G.,
Bernhard,	Green,	Moore,	Snyder, F. E.,
Baumberg,	Greenstein,	Moran,	Snyder, J. L.,
Boose,	Habbyshaw,	Moul,	Sproul,
Boyd, R.,	Haberlen,	Muir,	Stank,
Boyer,	Hagerty,	Munley,	Stevens,
Bradley,	Haluska,	Murrin,	Stewart,
Brancato,	Hamilton, F. P.,	Nagel,	Stockham,
Brennan,	Hamilton, R. S.,	Nothnagle,	Stone,
Brown, J. E.,	Harkins,	O'Keefe,	Sumney,
Brownfield,	Harmuth,	Ominsky,	Surface,
Brumbaugh,	Hartman,	O'Neill,	Tahl,
Burke,	Hefferon,	Panton,	Tronzo,
Cannon,	Hermansen,	Parks,	Trout,
Caputo,	Hetrick,	Patterson, C.,	Tumelty,
Carr,	Hindman,	Patterson, J. W.,	Turner,
Carson,	Hirsch,	Pearson,	Van Allsburg,
Castor,	Hoffner,	Perry,	Van Sickle,
Chervenak,	Holland,	Peters,	Walker,
Coakley,	Holstrom,	Pfaff,	Wall,
Cochran,	Hoopes,	Phillips,	Wasserman,
Cohen,	Horst,	Piole,	Weidemann,
Coleman,	Jackson,	Powers,	Weiss,
Condon,	Jones,	Reising,	Weilliver,
Conner,	Kane,	Reynolds,	Welsh,
Coolahan,	Kelso,	Rhys,	Westrick,
Cordier,	Kilroy,	Rinn,	White,
Davies,	Kinney,	Roan,	Wickersham,
Decker,	Klingler,	Robinson,	Wilson,
Denning,	Kobelak,	Rooney,	Witkin,
Dent,	Larue,	Root,	Wood.
Diehl,	Linderman,	Ruffennach,	Woodside,
Dilley,	Long,	Ruth,	Yeakel.
Downey, G. E.,	Longaker,	Sarraf,	Yourishin,
Downey, J. J.,	Lovett,	Scanlon,	Zappala,
Duffort,	Lynch,	Schrock,	Zimmerman,
Eberharter,	Male,	Schrope,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. COLEMAN. Mr. Speaker, I desire to call up at this time House Bill No. 353, Printer's No. 86, on page 11 of today's calendar, bill on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Coleman

The House resumed the consideration on final passage of House Bill No. 353, entitled:

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry, and imposing a penalty for violations of the act.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. COLEMAN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. COLEMAN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend sec. 2, page 1, line 10, by striking out the word "occupation".

Amend sec. 2, page 1, line 12, by striking out the word "occupation".

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

BILL ON THIRD READING

Agreeably to order,

The House Proceeded to the third reading and consideration of House Bill No. 450, entitled:

An Act to amend section two if the act approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled, 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premium paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," as amended; providing for payments to relief fund associations of fire departments and fire companies of cities, boroughs and townships which afford fire protection to near or adjacent boroughs and townships.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were read as follows, viz:

YEAS—200

Achterman,	Eroe,	Mason,	Shaw,
Alexander,	Falkenstein,	McCreary,	Shepard,
Allen,	Ferko,	McDermott,	Shortz,
Altenburg,	Finnerty,	McDevitt,	Shreiner,
Andrews,	Fitch,	McElroy,	Shugarts,
Arnold,	Flanagan,	McHenry,	Siegel,
Atkins,	Flinchbaugh,	McKinney,	Simon,
Aukerman,	Forrest,	Melchiorre,	Simpson,
Baine,	Forrest,	Mentzer,	Sinwell,
Baker, F. T.,	Furman,	Merrell,	Sloan,
Baker, J J.,	Gates,	Moomaw,	Smith, J. A.,
Baldi,	Gerard,	Mooney,	Smith, W. G.,
Barber,	Gillette,	Moore,	Snyder, F. E.,
Barnhardt,	Green,	Moran,	Snyder, J. L.,
Bernhard,	Greenstein,	Moul,	Sproul,
Boose,	Habbyshaw,	Muir,	Stank,
Boyd, R.,	Haberlen,	Munley,	Stevens,
Boyer,	Hagerty,	Murrin,	Stewart,
Bradley,	Haluska,	Nagel,	Stockham,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stone,
Brennan,	Hamilton, R. S.,	O'Keefe,	Stott,
Brown, H. S.,	Harkins,	Ominsky,	Sumney,
Brown, J. E.,	Harmuth,	O'Neill,	Surface,

Brownfield,	Hartman,	Panton,	Tahl,
Brumbaugh,	Hefferon,	Parks,	Terry,
Burke,	Hermansen,	Patterson, C.,	Tronzo,
Cannon,	Hetrick,	Patterson, J. W.,	Trout,
Caputo,	Hindman,	Pearson,	Tumelty,
Carr,	Hirsch,	Perry,	Turner,
Carson,	Hoffner,	Peters,	Van Allsburg,
Castor,	Holland,	Pfaff,	Van Sickle,
Chervenak,	Holstrom,	Phillips,	Walker,
Cochran,	Hoopes,	Piole,	Wall,
Cohen,	Horst,	Powers,	Wasserman,
Coleman,	Jackson,	Reising,	Weidemann,
Condon,	Jones,	Reynolds,	Weiss,
Conner,	Kane,	Rhys,	Welliver,
Coolahan,	Kelso,	Rinn,	Welsh,
Cordier,	Kilroy,	Roan,	Westrick,
Davies,	Kinney,	Robinson,	White,
Decker,	Klingler,	Rooney,	Wickersham,
Denning,	Kobelak,	Root,	Wilson,
Dent,	Larue,	Ruffennach,	Witkin,
Diehl,	Linderman,	Ruth,	Wood,
Dilley,	Long,	Sarraf,	Woodside,
Downey, G. E.,	Longaker,	Scanlon,	Yeakel,
Downey, J. J.,	Lovett,	Schrock,	Yourishin,
Duffort,	Lynch,	Schrope,	Zappala,
Eberharter,	Male,	Schwab,	Zimmerman,
Ederer,	Mallen,	Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 819, as follows:

An Act to amend sections five and nine as amended sections fourteen and twenty-five sections thirty-two and thirty-four as amended sections thirty-six and thirty-seven section thirty-eight as amended and section forty and to repeal section sixty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" by providing a uniform system for the payment of rental and hire for armories buildings and animals regulating the payment of compensation for injuries or death resulting from service decreasing the minimum annual allowances to certain units and increasing maximum headquarters expense allowance providing an annual uniform allowance for officers and warrant officers regulating pay of enlisted men repealing provisions for collection of military fines by civil process and otherwise harmonizing the act with Federal law

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections fourteen twenty-five thirty-six thirty-seven and forty of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred sixty-nine) entitled "An act providing for the organization government discipline maintenance and regulation of the armed land forces of this Commonwealth" are hereby amended to read as follows

Elimination and Disposition of Officers

Section 14 At any time the moral character capacity and general fitness for the service of any Pennsylvania National Guard officer may be determined by an efficiency board of three commissioned officers senior in rank if possible to the officer whose fitness for service shall be under investigation appointed by the Governor in case of general officers and departmental officers and the commanding general of the division in all other cases and if the findings of such board be unfavorable to such officer and be approved by the Governor he shall be discharged

Commissions of officers of the National Guard may be vacated (a) upon transfer to the Inactive National Guard [Reserve] (b) resignation (c) absence without leave for three months (d) upon the recommendation of an efficiency board (e) pursuant to sentence of a court-martial (f) if recourse has been had to the sureties on his bond in the settlement of his financial or property accounts or (g) if he has been convicted of an infamous crime

Enlistment Contract

Section 25 Every man enlisting in the Pennsylvania National Guard shall sign an enlistment contract and take and subscribe to the following oath of enlistment

"I..... [born in..... in the State of ..... aged ..... years and ..... months and by occupation a .....] do hereby acknowledge to have voluntarily enlisted this ..... day of ..... 19.... as a soldier in the National Guard of the United States and of the State of Pennsylvania for a period of ..... years under the conditions prescribed by law unless sooner discharged by proper authority and I do solemnly swear that I will bear true faith and allegiance to the United States of America and to the State of Pennsylvania and that I will serve them honestly and faithfully against all their enemies whomsoever and that I will obey the orders of the President of the United States and the Governor of the State of Pennsylvania and the officers appointed over me according to law and the rules and Articles of War"

Armory Rent

Section 36 [The commanding officer of each] The rental of all armories and buildings not owned by the Commonwealth and occupied by any organization [excepting division brigade regimental squadron or battalion headquarters in addition to annual allowances provided for herein and under the same requirements and not occupying an armory owned by the Commonwealth] shall be paid by the State Treasurer upon properly itemized vouchers approved by the Adjutant General in the manner provided by law [an annual allowance of two hundred dollars ($200) by the Adjutant General in the usual manner said annual allowance to be devoted exclusively to the payment of rent of armory]

Horse Hire

Section 37 The payment of hire of horses [for such officers and enlisted men as are required to be mounted and for horses necessary for batteries of field artillery and for horses or mules as may be required for machine gun companies and for wagon transportation] or mules as may be necessary for use in the military service when in active service including camps of instruction combined camps practice marches parades maneuvers and other exercises when ordered by or under the authority of the Governor as Commander-in-Chief [shall not exceed two dollars ($2.00) per diem per horse or mule to be paid by the Adjutant General in the usual manner and upon properly itemized and duly approved vouchers] shall be made by the State Treasurer upon properly itemized vouchers approved by the Adjutant General in the manner provided by law

Relief for Disability Incurred in Active Service

Section 40 If any officer or enlisted man of the Pennsylvania National Guard is wounded or otherwise disabled or dies as a result of wounds or other disability received or contracted while [doing] performing duty in active service of the State or in the performance of other military duty under competent order or authority [for which duty a per diem rate of pay is paid] he or his dependents shall receive from the Commonwealth just and reasonable relief [in] the amount of compensation to be determined [by the Military Board] in accordance with the Workmen's Compensation Law of Pennsylvania

Section 2 That sections thirty-four and thirty-eight of said act as amended by section five of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred twenty-seven) are hereby further amended to read as follows

Annual Appropriations

Section 34 [Organizations] Companies troops batteries detachments or similar organizations of the Pennsylvania National Guard except those of the Air Corps found upon examination of the reports made by an inspecting officer duly detailed for that purpose to be up to the standard required in strength drill discipline and efficiency shall receive in annual allowance the following money per annum which shall be used and expended solely for military purposes and for the use and benefit of the organization For dismounted troops at the rate of ten dollars ($10) per man per year Provided That no organization shall receive less than a minimum sum of [five hundred dollars or more than a maximum sum of seven hundred and fifty dollars] two hundred dollars per year for mounted or motorized troops at the rate of fifteen dollars ($15) per man per year Provided That no such mounted or motorized organization shall receive less [per year] than a minimum sum of [seven hundred and fifty dollars and more than a maximum sum of one thousand dollars per year] three hundred dollars per year Such allowances shall be computed by the Adjutant General from the allotted strength of the unit [as reported on May thirty-first of each year] Newly organized units shall receive a pro rata share of the above named allowance for the portion of the fiscal year [in which they are in service Provided That such allowance be] based on the actual strength of the organization at the time of its entrance into the service [the] The said allowance [to] shall be paid [by the Adjutant General in the usual manner to the commanding officer of the respective organization] in the usual manner on the usual lawful vouchers to that effect certified or approved by the unit and regimental or similar commanders but it shall be the duty of the Adjutant General before paying any of the said allowance [in money] to procure by purchase or otherwise and issue for each enlisted man not already provided therewith such articles of dress uniform and such articles of service uniform and equipment as are required for field service and also such mess tents kitchen tents [and] military stores and supplies required by the respective organizations not furnished and paid for out of Federal funds and charge the cost of same to the said annual allowance and the balance if any to be paid and disbursed as hereinafter provided Provided however That any regiment battalion squadron or company may at its own expense provide itself with other uniforms of such style and pattern as a majority of its officers may select and the Governor as Commander-in-Chief approve which uniform shall be the property of the organization or the individual members thereof No portion of any allowance made by the State to any organization shall be expended in procuring such special uniforms or in repairing or caring for the same No part of the annual allowances paid under the provisions of this act to the several organizations of the Pennsylvania National Guard shall be used in the purchase erection or construction of any armory unless the title thereto be vested in the Commonwealth [The commanding officer of each organization shall at such time as the Governor as Commander-in-Chief may direct make a return to the Adjutant General containing an itemized account and statement of all disbursements of the money appropriated and paid to said organization and not previously accounted for which account and statement shall be verified by the proper original vouchers for such disbursements this accounting to be made under and in accordance with such regulations as may be prescribed by the Commander-in-Chief] The Adjutant General shall publish to all organizations a list of authorized expenditures and his decision as to whether any item shall be properly chargeable against these funds shall be final

Necessary Expenses of Headquarters

Section 38 The necessary military expenses of [general] division brigade regimental and separate battalion or similar headquarters including clerk hire and other actual outlays shall be paid [by the Adjutant General] in the usual manner on the usual lawful vouchers to that effect [duly sworn to or affirmed to] certified or approved by the commanding officer or the officer charged with the payment of the same such annual expenses except as hereinafter provided in no event to exceed [four thousand dollars ($4,000)] nine thousand dollars ($9,000) [per annum] for the division headquarters seven thousand dollars ($7,000) for the aviation headquarters [five hundred dollars ($500)] one thousand dollars ($1,000) for each brigade headquarters [fifteen hundred dollars ($1,500)] two thousand dollars ($2,000) for each regimental headquarters [five hundred dollars ($500) for each battalion headquarters and headquarters of trains] one thousand dollars ($1,000) for each headquarters of special troops and each headquarters of trains These allowances shall be augmented in the amount of ten thousand dollars per year which sum shall be apportioned by the Adjutant General to the various headquarters in proportion to the distances travelled between the respective headquarters and their subordinate units The Adjutant General shall publish to all organizations a list of authorized expenditures and his decision as to whether any item shall be properly chargeable against these funds shall be final

Section 3 That section nine of said act as amended by section two of the act approved the fifth day of March one thousand nine hundred and twenty-five (Pamphlet Laws fourteen) is hereby further amended to read as follows

[Medical Department]

Uniform Allowance

Section 9 [The medical department shall consist of the medical corps the dental corps the veterinary corps and the enlisted men pertaining thereto The commissioned officers of the medical corps shall be proportionately distributed among the several grades and assigned to duty with troops in such number and of such grades as may comply with the rules and regulations promulgated in relation thereto The enlisted force of the medical department shall consist of such personnel as may conform as far as practicable to the enlisted personnel now or hereafter provided by law or regulations therefor Original enlistments for the medical department shall be made in the grade of private and re-enlistments and promotions of enlisted men therein shall be governed by such regulations as may be promulgated relating thereto] An annual allowance for the purchase of uniforms and equipment shall be made as follows For each officer and warrant officer of dismounted troops thirty dollars ($30) for each officer and warrant officer of mounted or motorized troops forty dollars ($40) Such allowance shall be paid to the officer or warrant officer concerned on an application approved by his commanding officer which shall include a certificate that he is provided with the required uniforms and equipment

Section 4 That section five of said act as amended by section one of the act approved the twenty-eighth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred) is hereby further amended to read as follows

Powers of the Governor

Section 5 The Governor of this Commonwealth as Commander-in-Chief shall have the power and is hereby authorized and directed to alter increase divide annex consolidate disband organize or reorganize any organization department corps or staff so as to conform as far as practicable to any organization system drill instruction corps or staff uniform or equipment or period of enlistment now or hereafter prescribed by the laws of the United States and the rules and regulations promulgated thereunder for the organization and regulation of the National Guard For that purpose the number of officers noncommissioned officers and enlisted men of any grade in any organization department corps or staff may be increased or diminished and the grade of such officers noncommissioned officers and enlisted men may be altered to the extent necessary to secure as far as practicable such uniformity Officers rendered surplus by either the disbandment consolidation or reorganization of their respective organizations may [shall] be placed in the Inactive National Guard [Reserve] or such officers may be held as supernumerary officers during the unexpired portion of their respective commissions at the sole discretion of the Governor as Commander-in-Chief and the period of time

for which such officers are held as supernumerary may be included in computing the necessary length of service to entitle a commissioned officer to be placed upon the retired list

The Governor as Commander-in-Chief shall have power in case of war invasion insurrection riot or imminent danger thereof to increase the land forces of this Commonwealth and organize the same in accordance with the existing rules and regulations governing the armies of the United States as the exigency of the occasion may require and such organization and increase may be either pursuant to or in advance of any call made by the President

The Governor may in his discretion place the National Guard or any part thereof on active duty when an invasion of the State or an insurrection in the State occurs or is threatened or when tumult riot or mobs shall exist or in imminence thereof

Section 5 That section thirty-two of said act as amended by section two of the act approved the twenty-eighth day of March one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred eight) is hereby further amended to read as follows

Pay of Officers and Men on Active Duty and State Service

Section 32 When the Pennsylvania National Guard or any part thereof is ordered on active duty by the Governor as Commander-in-Chief and pay is authorized for such duty under the order prescribing the performance thereof the commissioned officers and warrant officers so ordered shall be entitled to the same per diem pay and allowances and transportation in kind provided for in section thirty-one of this act as amended The grades of enlisted men shall be such as the Governor as Commander-in-Chief may from time to time direct and shall conform to the grades authorized in tables of organization for the National Guard published by the War Department When enlisted men are ordered on active duty as above prescribed their per diem pay shall be fifty cents in addition to the pay allowed by the Federal Government Provided That the Federal pay of a private shall not be less than one dollar and a private of the first class one dollar and fifteen cents and in case the Federal Government shall at any time reduce its allowance for a private or a private of the first class below one dollar or one dollar and fifteen cents then the Commonwealth shall pay to such private or private of the first class an amount equal to the reduction below one dollar or one dollar and fifteen cents so that the total pay of the private or private of the first class shall be respectively one dollar and fifty cents and one dollar sixty-five cents Under such regulations as the Governor as Commander-in-Chief may prescribe and conforming with tables of organization authorized for the National Guard by the War Department enlisted men of the sixth and seventh grades may be rated as specialists and receive the extra pay per diem allowed by the War Department for specialists Hereafter enlisted men shall receive an increase of [ten] five per centum of their base pay for every [five] three years of service in the National Guard or in the United States Army Navy or Marine Corps or for any two or more of these services combined Provided That such increase shall not exceed [forty] thirty per centum of their base pay All payments of per diem pay and service pay shall be made by the Adjutant General in the usual manner No deductions shall be made from the pay of officers or enlisted men in active service for dues or other financial obligations imposed by any by-laws rules or regulations of a civic character

Section 6 That section sixty of said act is hereby repealed

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Eberharter,	McCreary,	Shortz,
Alexander,	Eroe,	McDermott,	Shreiner,
Allen,	Falkenstein,	McDevitt,	Shugarts,
Altenburg,	Ferko,	McElroy,	Siegel,
Andrews,	Finnerty,	McHenry,	Simpson,
Arnold,	Fitch,	McKinney,	Sinwell,
Aukerman,	Flanagan,	Melchiorre,	Sloan,
Baine,	Flinchbaugh,	Mentzer,	Smith, J. A.,
Baker, F. T.,	Forrest,	Merrell,	Smith, W. G.,
Baker, J J.,	Furman,	Moomaw,	Snyder, F. E.,
Baldi,	Gerard,	Mooney,	Snyder, J. L.,
Barber,	Gillette,	Moore,	Sowers,
Barnhardt,	Green,	Moran,	Sproul,
Bernhard,	Greenstein,	Moul,	Stank,
Blumberg,	Habbyshaw,	Muir,	Stevens,
Boose,	Haberlen,	Munley,	Stewart,
Boyd, R.,	Hagerty,	Murrin,	Stockham,
Boyer,	Haluska,	Nagel,	Stone,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stott,
Brancato,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brennan,	Harkins,	Ominsky,	Surface,
Brown, H. S.,	Harmuth,	O'Neill,	Terry,
Brown, J. E.,	Hartman,	Panton,	Tronzo,
Brownfield,	Hefferon,	Parks,	Trout,
Brumbaugh,	Hermansen,	Patterson, C.,	Tumelty,
Burke,	Hetrick,	Patterson, J. W.,	Turner,
Cannon,	Hindman,	Pearson,	Van Allsburg,
Caputo,	Hirsch,	Perry,	Van Sickle,
Carr,	Hoffner,	Peters,	Walker,
Carson,	Holstrom,	Pfaff,	Wall,
Chervenak,	Hoopes,	Piole,	Wasserman,
Coakley,	Horst,	Powers,	Weidemann,
Cochran,	Jackson,	Reising,	Weiss,
Cohen,	Jones,	Reynolds,	Welliver,
Coleman,	Kelso,	Roan,	Welsh,
Condon,	Kilroy,	Robinson,	Westrick,
Conner,	Kinney,	Rooney,	White,
Coolahan,	Klingler,	Root,	Wickersham,
Cordier,	Kobelak,	Ruffennach,	Wilson,
Davies,	Larue,	Ruth,	Witkin,
Decker,	Linderman,	Sarraf,	Wood,
Denning,	Long,	Scanlon,	Woodside,
Dent,	Longaker,	Schrock,	Yeakel,
Diehl,	Lovett,	Schrope,	Yourishin,
Dilley,	Lynch,	Schwab,	Zappala,
Downey, G. E.,	Mallen,	Shaw,	Zimmerman,
Downey, J. J.,	Male,	Shepard,	Sarig,
Duffort,	Mason,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 55, entitled:

An act to amend section one hundred and seventy-four of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes, and revising, amending and consolidating the laws relating thereto," prescribing the oath to be taken by members of the board of viewers.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Ederer,	Mason,	Shepard,
Alexander,	Eroe,	McCreary,	Shortz,
Allen,	Falkenstein,	McDermott,	Shreiner,
Altenburg,	Ferko,	McDevitt,	Shugarts,
Andrews,	Finnerty,	McElroy,	Siegel,
Arnold,	Fitch,	McHenry,	Simon,

Atkins,	Flanagan,	McKinney,	Simpson,
Aukerman,	Flinchbaugh,	Melchiorre,	Sinwell,
Baine,	Forrest,	Mentzer,	Sloan,
Baker, F. T.,	Furman,	Merrell,	Smith, J. A.,
Baker, J J.,	Gates,	Moomaw,	Smith, W. G.,
Baldi,	Gerard,	Mooney,	Snyder, F. E.,
Barber,	Gillette,	Moore,	Snyder, J. L.,
Barnhardt,	Green,	Moran,	Sproul,
Bernhard,	Greenstein,	Moul,	Stank,
Blumberg,	Habbyshaw,	Muir,	Stevens,
Booze,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hartman,	Panton,	Terry,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hetrick,	Patterson, J. W.,	Tumelty,
Caputo,	Hindman,	Pearson,	Turner,
Carr,	Hirsch,	Perry,	Van Allsburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holland,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	Larue,	Ruffennach,	Wood,
Dent,	Linderman,	Ruth,	Woodside,
Diehl,	Long,	Sarraf,	Yeakel,
Dilley,	Longaker,	Scanlon,	Yourishin,
Downey, G. E.,	Lovett,	Schrock,	Zappala,
Downey, J. J.,	Lynch,	Schrope,	Zimmerman,
Duffort,	Male,	Schwab,	Sarig,
Eberharter,	Mallen,	Shaw,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 51, entitled:

An act to amend section eight of the act approved the twenty-sixth day of June, one thousand nine hundred and thirty-one (P. L. 1379), entitled "An act creating in counties of the third class a board for the assessment and revision of taxes, providing for the appointment of the members of such board by the county commissioners; providing for their salaries payable by the county, abolishing existing boards, defining the powers and duties of such board, regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors, a solicitor, engineers and clerks, providing for their compensation payable by such counties, abolishing the office of ward, borough and township assessors so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities," by so changing the provisions of the act that individual written or printed notice of assessed valuation for triennial years shall be given to property owners alone.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Achterman,	Duffort,	Longaker,	Schwab,
Alexander,	Eberharter,	Lynch,	Shaw,
Allen,	Ederer,	Male,	Shortz,
Altenburg,	Eroe,	Mallen,	Shreiner,
Andrews,	Falkenstein,	Mason,	Shugarts,
Arnold,	Ferko,	McCreary,	Siegel,
Atkins,	Finnerty,	McDermott,	Simon,
Baine,	Fitch,	McDevitt,	Simpson,
Baker, F. T.,	Flanagan,	McElroy,	Sinwell,
Baker, J J.,	Flinchbaugh,	McHenry,	Sloan,
Baldi,	Forrest,	McKinney,	Smith, J. A.,
Barber,	Furman,	Melchiorre,	Smith, W. G.,
Barnhardt,	Gates,	Mentzer,	Snyder, F. E.,
Bernhard,	Gerard,	Merrell,	Snyder, J. L.,
Blumberg,	Gillette,	Moomaw,	Spangler,
Booze,	Green,	Moore,	Sproul,
Boyd, R.,	Greenstein,	Moul,	Stank,
Boyer,	Habbyshaw,	Muir,	Stevens,
Bradley,	Haberlen,	Munley,	Stewart,
Brancato,	Hagerty,	Murrin,	Stockham,
Brennan,	Haluska,	Nagel,	Surface,
Brown, H. S.,	Hamilton, F. P.,	O'Keefe,	Tahl,
Brown, J. E.,	Hamilton, R. S.,	Ominsky,	Terry,
Brownfield,	Harkins,	O'Neill,	Tronzo,
Brumbaugh,	Harmuth,	Panton,	Trout,
Burke,	Hartman,	Parks,	Tumelty,
Cannon,	Hefferon,	Patterson, C.,	Turner,
Caputo,	Hermansen,	Pearson,	Van Allsburg,
Carr,	Hetrick,	Perry,	Van Sickle,
Carson,	Hindman,	Peters,	Walker,
Castor,	Hirsch,	Pfaff,	Wall,
Chervenak,	Hoffner,	Phillips,	Wasserman,
Coakley,	Holland,	Piole,	Weidemann,
Cochran,	Holstrom,	Powers,	Welliver,
Cohen,	Hoopes,	Reising,	Welsh,
Condon,	Horst,	Reynolds,	Westrick,
Conner,	Jackson,	Rhys,	White,
Coolahan,	Jones,	Rinn,	Wickersham,
Cordier,	Kane,	Roan,	Wilson,
Davies,	Kelso,	Rooney,	Witkin,
Decker,	Kilroy,	Root,	Wood,
Denning,	Kinney,	Ruffennach,	Woodside,
Dent,	Klingler,	Ruth,	Yeakel,
Diehl,	Kobelak,	Sarraf,	Yourishin,
Dilley,	Larue,	Scanlon,	Zappala,
Downey, G. E.,	Linderman,	Schrock,	Zimmerman,
Downey, J. J.,	Long,	Schrope,	Sarig,

NAYS—11

Aukerman,	Mooney,	Robinson,	Sumney,
Coleman,	Moran,	Shepard,	Weiss,
Lovett,	Patterson, J. W.,	Stone,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 439, entitled:

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class, and repealing existing acts relating thereto," by changing such compensation.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Alexander,	Ederer,	McDermott,	Shortz,
Allen,	Eroe,	McDevitt,	Shreiner,
Altenburg,	Falkenstein,	McElroy,	Shugarts,
Andrews,	Ferko,	McHenry,	Siegel,
Arnold,	Finnerty,	McKinney,	Simon,
Aukerman,	Fitch,	Melchiorre,	Simpson,
Baine,	Flanagan,	Mentzer,	Sinwell,
Baker, F. T.,	Flinchbaugh,	Merrell,	Sloan,
Baker, J J.,	Forrest,	Moomaw,	Smith, J. A.,
Baldi,	Furman,	Mooney,	Smith, W. G.,
Barber,	Gerard,	Moore,	Snyder, F. E.,
Barnhardt,	Gillette,	Moran,	Snyder, J. L.,
Bernhard,	Green,	Moul,	Sowers,
Blumberg,	Greenstein,	Muir,	Sproul,
Booze,	Habbyshaw,	Munley,	Stank,
Boyd, R.,	Haberlen,	Murrin,	Stevens,
Boyer,	Hagerty,	Nagel,	Stewart,
Bradley,	Haluska,	Nothnagle,	Stockham,
Brancato,	Hamilton, F. P.,	O'Keefe,	Stott,
Brennan,	Hamilton, R. S.,	Ominsky,	Sumney,
Brown, H. S.,	Harkins,	O'Neill,	Surface,
Brown, J. E.,	Harmuth,	Panton,	Tahl,
Brownfield,	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holland,	Phillips,	Walker,
Chervenak,	Holstrom,	Piole,	Wall,
Coakley,	Hoopes,	Powers,	Wasserman,
Cochran,	Horst,	Reising,	Weidemann,
Cohen,	Jackson,	Reynolds,	Weiss,
Coleman,	Jones,	Rhys,	Welliver,
Condon,	Kane,	Rinn,	Welsh,
Conner,	Kelso,	Roan,	Westrick,
Coolahan,	Kilroy,	Robinson,	White,
Cordier,	Kinney,	Rooney,	Wickersham,
Davies,	Klingler,	Root,	Wilson,
Decker,	Kobelak,	Ruffennach,	Witkin,
Denning,	Linderman,	Ruth,	Wood,
Dent,	Long,	Sarraf,	Woodside,
Diehl,	Longaker,	Scanlon,	Yeakel,
Dilley,	Lovett,	Schrock,	Yourishin,
Downey, G. E.,	Male,	Schwab,	Zappala,
Downey, J. J.,	Mallen,	Schwartz,	Zimmerman,
Duffort,	Mason,	Shaw,	Sarig,
Eberharter,	McCreary,	Shepard,	

NAYS—5

Atkins,	Lynch,	Schrope,	Stone,
Gates,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 181, as follows:

An Act to amend section two hundred and twenty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" as amended permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and twenty of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" which was last amended by section two of the act approved the second day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand four hundred nineteen) is hereby further amended to read as follows

Section 220 Resident Fishing License Fees For the purposes of this article every person sixteen years of age and upward upon application to any county treasurer within the Commonwealth or to the Department of Revenue and the presentation of proof that he has been a bona fide resident of this Commonwealth for a period of thirty days preceding his application and was born in the United States or was fully naturalized under the laws of the United States shall upon the payment to the county treasurer or the Department of Revenue of a license fee of one dollar and fifty cents for the use of the Commonwealth and in the event that the license is issued by a county treasurer a fee of ten cents for the use of the county treasurer be entitled to the license herein referred to as a "resident fishing license"

Upon the making of an application by any person to the department or county treasurer for a special license to catch eels by the use and operation of eel chutes and the payment of a fee of one dollar for the use of the Commonwealth and ten cents for the use of the county treasurer where application is made to him such person shall be entitled to a special eel chute license and a special metal tag which shall give him the right to use and operate an eel chute in the Susquehanna River below [the] [northern] [boundary] [of Berwick] the New York State line on the north branch below the bridge at the Northumberland-Lycoming County line on the west branch in the Juniata River below Mount Union and in the Delaware River below Easton in accordance with the provisions of this act

On the question,
Will the House agree to the bill on third reading?
It was agreed to,
On the question,
Shall the bill pass finally?

Mr. AUKERMAN. Mr. Speaker and members of the House, I rise to oppose this bill because in the past when these eel chutes have been used, the privilege has been abused. The people using them have not only taken eels out of the streams but they have taken other fish as well. We have this circumstance up in counties close to Blair, where game fish have been taken out. I understand that this extension to the New York state line is not in a stream where game fish exist, but still it is an extension of an evil practice, and I believe that on that basis it should be defeated.

We also feel that the statute as it now exists should be repealed, and, therefore, I am asking you to vote "no" on this proposition, so that we can have the existing act repealed later on during this session.

Mr. SURFACE. Mr. Speaker and members of the House, I have been asked to give an epitome of the life history of the eel, especially inasmuch as it is touched upon by this proposed legislation.

The eel is a common inhabitant of our fresh waters. Let us start with it in our stream, where it lives beneath rocks, and logs and banks, in the shade and in the deeper water, feeding to a great extent on the spawn of fishes and upon such small creatures that it is able to catch and also, it must be acknowledged, that it is a scavenger. Here it lives until shortly after midsummer, when it is urged to go forward to its spawning beds.

I would like to call your attention to the effect, ladies and gentlemen of the House, that this resume that I am giving you now has never been given in print or by speech excepting once and that was two years ago before this House.

Shortly after mid-summer the eels start down stream in the beginning of their course to their spawning beds. At this time there is no difference whatever in the appearance between the male and the female eel. They have not developed their gonads to such an extent that eggs are found in them. Nobody ever saw eggs in a female ell taken from our fresh waters, but as they go down stream this is their last course downward, because they are journeying toward the ocean on their way to the great spawning beds out beyond the Bahama Islands, a thousand miles from our coasts where the water is three-fourths of a mile deep and elevated tableland of vast area. There they spawn. The anguilla rostrata is a species from the American waters; and the anguilla chryspa comes from European waters. Clear across the Atlantic they come to the spawning beds. They are found in immense numbers there. They spawn once and die. That is an important economic fact. After the eels go down from here they never return. The young eels were not known to be eels as they were caught in dredges for many, many years. In other words, they were given a different scientific name from the true eel, because they are so vastly different from the parent eels. After the parent eels die the young gain some strength and they start swimming toward the shore. They come on until they reach the shore of our continent, and there those young eels that are destined to become males remain along the shore of the sea. Those that are destined to become females when matured come up the stream. They are at the present time prevented by the great dams down in our river, and I predict, in parenthesis, that it will only be a few years when fishing for eels will be a thing of the past, unless we put fish ways in these great dams, which are now preventing their coming up the streams. It is stated and believed by many that the eels leave the waters by night, especially on rainy nights, and crawl out and around the dam, but as I have seen those dams that seems to me to be almost an impossibility. The young eels coming up the streams when coming into his region are not much larger than a led pencil. On up the streams they push their course until they become to the smaller branches of the upper waters, especially in the trout streams of the mountain regions in this state. There they feed on any kind of organic material and especially dead material and grow slowly from five to eight years. I think now that most of the eels coming down nearly all are developed individuals that went up before the great dams were constructed to prevent their upward progress. They live there in the small streams under stones, streams so small that your hands could stop them. They grow according to the amount of food they get. When they become large enough to be impelled to this downward course out to the spawning beds they start downward and as they rush downward it is with terrific force pell mell. Sometimes hurdling over one another like sticks of wood down the stream.

I have taken the eel in its course between the spawning beds upstreams where it spends its youth and down again in their migration. When once they haved passed down stream they are gone forever if the fisherman are not permitted to take them in the waters of this state. They do not get them at all because they go on and die. It is sometimes said that other fish besides eels are caught in the eel baskets, but this is rarely the case. I have conversed with many reliable persons who tell me that it is rarely the case that other fish than eels are caught in these baskets.

The eel fishing industry in the fresh waters in this state amounts to a very considerable item. I know one man who told me that he caught eels and held them in boxes, during the winter and sold six hundred dollars worth of eels from those caught during their downward migration. I know a student in Berwick, Pennsylvania, who paid his way through medical school by selling eels that he caught in the eel baskets during the downward migration. Is it right and just that we should allow this food to go downstream into the Maryland waters and there be caught and sent back to us as stale food at higher prices than our own fisherman would furnish it to us?

This bill, Mr. Speaker, merely provides for raising the upper limit of legal fishing for eels from Berwick, the borderline of Columbia and Luzerne counties, to the New York state line on the north branch of the Susquehanna river. Eel fishing is permitted in the Delaware river, in the Juniata and in the west branch of the Susquehanna up to the Lycoming County line and there is no economic reason, there is no scientific reason, my friends, why you should not permit the extension of catching eels as this bill provides.

Mr. HERMANSEN. Mr. Speaker and members of the House, there is very little I can add to what my friend, Mr. Surface, has said, Professor Surface rather, but I feel that I should answer my colleague on the other side of the House who warns the members against voting for this bill because men who fish for eels will catch other game fish. I want to recall to the memory of the members that there are fish wardens all through the state for that purpose and that they will take care of the fishing.

I also want to quote a paragraph taken from Volume IV of Hornaday's American Natural History. It seems superfluous to identify this widely known naturalist who is the Director of the New York Zoological Park, and author of "Two Years in the Jungle," "Our Vanishing Wild Life," and so forth. He writes, "The eel is a very undesirable inmate of rivers in which fish are taken by means of gill-nets, the destruction of shad and herring in the waters of the Susquehanna and others farther south being enormous. It is not infrequent that when a gill-net is hauled up, the greater part of the catch consists of heads and backbones, the remainder being devoured by myriads of eels in the short time the net is left out. I fail to see any justification in protecting, in any manner, this rapacious scavenger and prolific breeder. The female lays an enormous number of eggs—estimated at ten million—preferably in salt water. The young enter fresh water and ascend the streams as far as they can go there to remain until sufficiently developed to feel the urge of procreation when they in turn descend the streams to the sea to deposit their eggs, thus completing the cycle of propagation."

Fishermen who enjoy the type of sport this bill calls for should not be denied that privilege so long as there is no danger of drying up the source of supply. I hope the members of this House can see their way clear to support this bill.

In conclusion I want to say that I am not a fisherman myself. I sponsored this bill at the request of a large number of fishermen from my district. I also want to add that in the larger part of the Susquehanna river there

aren't many game fish; there are no other fish than eels and cat fish that can live in the greater part of those waters.

Mr. LARUE. Mr. Speaker and members of the House, this bill was presented to extend eel fishing from the Luzerne-Wyoming County line. Up to that point the stream is polluted. Beyond that line to the New York state line it is the purest stream we have in the state of Pennsylvania. It is classed as the best bass fishing stream in the state of Pennsylvania.

At a meeting just held here recently by the Federation of Sportsmen's Clubs, they voted down this bill and the Fish Commission itself is opposed to this bill.

The gentleman has just stated that there were wardens for the purpose of prohibiting the taking of game fish. I might say that it would be absolutely impossible for any number of game wardens or fish wardens to properly watch these eel chutes and prevent the taking of our fresh water bass. Our Fish Commission has been working on legislation for a long time to lessen the chances of violations of laws of this kind and it would be an insult to the fishermen of Pennsylvania to enact into legislation such laws as this. It would be a detriment to our game fish in the state of Pennsylvania, and in the interest of good sportsmanship, I ask you to vote down this bill.

Mr. JAMES L. SNYDER. Mr. Speaker and members of the House, I have for years been a strong advocate of fish baskets, fish chutes for eels, for the reason that during my boyhood days, being born and raised along the Susquehanna river, I fished with fish baskets for a number of years.

In opposition to this bill I have heard it repeatedly said that they catch game fish out of the rivers wherever a fish basket is located. I want to say that I refute that argument; that in all my experiences in fishing with a fish basket, in all that time in about twenty years, I caught two bass and one salmon that came into that fish basket. If anybody will go with you to a fish basket that is being fished at night and watch them leap at the head of the fish basket, you will see that he snaps away (illustrating by snapping fingers) and he is gone. There is absolutely no foundation for the argument that game fish will go into a fish basket. I had that same argument up with our former fish commissioner, Mr. Buller. That was his argument. I asked him to cite to me a case where they were catching these game fish and he was never able to cite one. The only thing he said was that the sportsmen were against the fish basket. Now I don't know, but I suppose that all fish would come under the category of game fish. If anybody has ever gone out in years gone by with a gig they never tried to gig an eel. They will know they are not very game because they are very easy to gig.

The Juniata river divides Perry County and the Susquehanna flows along its eastern border. I know people in that county who have made their living in catching eels. As Mr. Surface said a few moments ago, whenever eels go down they never come back. I can see no reason or justifiable cause why these eels should go down around the bay, to Maryland waters, be caught and shipped back from there as stale food, and sell them to us at a higher price when our people here in Pennsylvania can catch them and sell them to us at a lower price.

I would like to ask this House to vote against this eel basket bill because I believe it is one of the best sources of food for the majority of our poor people and a lot of our laboring people that we have in the state of Pennsylvania.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—106

Alexander,	Ferko,	Long,	Simon,
Altenburg,	Fitch,	Longaker,	Sinwell,
Andrews,	Flinchbaugh,	Male,	Snyder, F. E.,
Baker, F. T.,	Forrest,	Mallen,	Snyder, J. L.,
Baker, J. J.,	Furman,	Mason,	Sowers,
Baldi,	Gillette,	McCreary,	Stockham,
Barnhardt,	Green,	McDermott,	Stone,
Bernhard,	Greenstein,	McDevitt,	Stott,
Blumberg,	Habbyshaw,	McHenry,	Surface,
Boyd, R.,	Hagerty,	McKinney,	Tahl,
Brennan,	Hamilton, R. S.,	Melchiorre,	Terry,
Brown, J. E.,	Harkins,	Merrell,	Tronzo,
Brumbaugh,	Hartman,	Moomaw,	Trout,
Caputo,	Hefferon,	Mooney,	Turner,
Carr,	Hermansen,	Moore,	Van Allsburg,
Carson,	Hetrick,	Moran,	Walker,
Castor,	Hindman,	Muir,	Wall,
Chervenak,	Hirsch,	Nothnagle,	Wasserman,
Conner,	Holland,	Patterson, C.,	Weidemann,
Cordier,	Holstrom,	Pfaff,	Welsh,
Davies,	Hoopes,	Phillips,	Wickersham,
Denning,	Horst,	Reynolds,	Witkin,
Diehl,	Kilroy,	Rhys,	Wood,
Duffort,	Kinney,	Roan,	Woodside,
Ederer,	Kobelak,	Schrope,	Yourishin,
Eroe,	Linderman,	Shortz,	Zappala,
		Shreiner,	Zimmerman,

NAYS—61

Allen,	Downey, G. E.,	Mentzer,	Schrock,
Arnold,	Eberharter,	Murrin,	Shepard,
Atkins,	Falkenstein,	Nagel,	Shugarts,
Aukerman,	Finnerty,	O'Keefe,	Simpson,
Baine,	Flanagan,	Ominsky,	Sloan,
Boose,	Haberlen,	Panton,	Smith, W. G.,
Boyer,	Haluska,	Parks,	Stank,
Brancato,	Hamilton, F. P.,	Patterson, J. W.,	Stevens,
Brown, H. S.,	Harmuth,	Pearson,	Stewart,
Coakley,	Jones,	Perry,	Sumney,
Cohen,	Klingler,	Peters,	Tumelty,
Condon,	Larue,	Piole,	Van Sickle,
Decker,	Lovett,	Rinn,	Weiss,
Dent,	Lynch,	Robinson,	Westrick,
Dilley,	McElroy,	Ruffennach,	Sarig,
		Sarraf,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 775, entitled:

An Act relating to the sale, delivery, weighing and importation of manure for mushroom growing; making certain practices in connection therewith misdemeanors, and fixing fines and penalties for the violation thereof; providing for the payment of such fines into the State Treasury; and requiring the Department of Agriculture to enforce the provisions of this act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Eberhart*er*,	Mallen,	Shepard,
Alexander,	Ederer,	Mason,	Shortz,
Allen,	Eroe,	McCreary,	Shreiner,
Altenburg,	Falkenstein,	McDermott,	Shugarts,
Andrews,	Ferko,	McDevitt,	Siegel,
Arnold,	Finnerty,	McElroy,	Simon,
Atkins,	Fitch,	McHenry,	Simpson,
Aukerman,	Flanagan,	McKinney,	Sinwell,
Baine,	Flinchbaugh,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Morgan,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hartman,	Panton,	Terry,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hetrick,	Patterson, J. W.,	Tumelty,
Caputo,	Hindman,	Pearson,	Turner,
Carr,	Hirsch,	Perry,	Van Allsburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holland,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	Larue,	Ruffennach,	Wood,
Dent,	Linderman,	Ruth,	Woodside,
Diehl,	Long,	Sarraf,	Yeakel,
Dilley,	Longaker,	Scanlon,	Yourishin,
Downey, G. E.,	Lovett,	Schrock,	Zappala,
Downey, J. J.,	Lynch,	Schrope,	Zimmerman,
Duffort,	Male,	Schwab,	Sarig,
		Shaw,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 844, entitled:

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

Mr. TRONZO. Mr. Speaker and members of the House, Bill No. 844 is known to us Pittsburghers as a small ripper. The purpose of this bill is to prevent the present chairman of the city council to occupy the mayor's chair in case the present mayor of the city of Pittsburgh happens to be ripped out of office. In other words it is to make way for Bill No. 752—

POINT OF ORDER

Mr. SARRAF. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny will state his point of order.

Mr. SARRAF. Mr. Speaker, the gentleman is not confining himself to the bill. He is speaking on another bill, which is irrelevant and not connected with this bill.

The SPEAKER. The gentleman will confine himself to the bill now before the House.

Mr. TRONZO. Mr. Speaker, I thought that I was speaking on the bill. I wanted to explain to the members the purpose of the bill. It is connected with a bill which will soon be on the floor of the House known as No. 752, or the major ripper.

I feel that the members of this House should not be concerned with what goes on in Pittsburgh. I feel that the citizens of that city can take care of their town. I also feel that this is special legislation that we should not attempt to mess with, because we just don't know how far it is going to go or where it is going to end.

I ask the members of this House to give this bill their sincerest consideration and to vote "no" on the bill.

Mr. O'KEEFE. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Tronzo.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. TRONZO. Mr. Speaker, I will.

Mr. O'KEEFE. Mr. Speaker, will the gentleman show me where in this bill there is a provision that will prevent the president of council from becoming mayor?

Mr. TRONZO. Mr. Speaker, the act in itself will prevent him from becoming mayor until the end—until the next election, rather. I didn't express myself correctly.

Mr. O'KEEFE. Mr. Speaker, may I ask: Is it not a fact that if the majority of council voted for the president of council that he would become the mayor?

Mr. TRONZO. Mr. Speaker, will the gentleman from Allegheny, Mr. O'Keefe, kindly repeat that question?

Mr. O'KEEFE. Mr. Speaker, my question was, if this bill were enacted into law and if a majority of council voted for the president of council, wouldn't he become the mayor?

Mr. TRONZO. Mr. Speaker, I feel that is beyond the question. The citizens of Pittsburgh have gotten along with their present system until this time and they feel that they can continue to do so.

Mr. O'KEEFE. Mr. Speaker, will the gentleman please answer the last question "yes" or "no."

Mr. TRONZO. Mr. Speaker, I don't think that such an answer would be fair.

Mr. O'KEEFE. Mr. Speaker, and members of the House, House Bill No. 844 would not prevent the president of council from becoming mayor. Under the present charter in case of a vacancy in the last year of the term of a mayor, the president of city council becomes acting mayor for thirty days, after which time council meets and duly elects a mayor. This bill merely provides that that same procedure be taken in other than the last year, and I ask the members to support this bill.

Mr. TRONZO. Mr. Speaker, may I interrograte the gentleman from Allegheny, Mr. O'Keefe?

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. O'KEEFE. Mr. Speaker, I will.

Mr. TRONZO. Is it not so, Mr. O'Keefe, that the bill was not introduced until the present mayor of the city of

Pittsburgh made the assertion that he would resign if the major ripper were to be passed by the Senate.

Mr. O'KEEFE. Mr. Speaker, that is correct.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—123

Achterman,	Eberharter,	Linderman,	Robinson,
Alexander,	Eroe,	Long,	Ruffennach,
Allen,	Falkenstein,	Lovett,	Ruth,
Altenburg,	Finnerty,	Lynch,	Sarraf,
Andrews,	Fitch,	Male,	Scanlon,
Arnold,	Flanagan,	Mason,	Schrope,
Atkins,	Flinchbaugh,	McCreary,	Schwab,
Aukerman,	Furman,	McDermott,	Shaw,
Baine,	Gates,	McElroy,	Shepard,
Baker, J. J.,	Gerard,	McHenry,	Shreiner,
Barber,	Haberlen,	Melchiorre,	Shugarts,
Bradley,	Hagerty,	Mentzer,	Siegel,
Brancato,	Haluska,	Moomaw,	Simon,
Brown, J. E.,	Hamilton, F. P.,	Mooney,	Sinwell,
Brownfield,	Harkins,	Moran,	Smith, J. A.,
Brumbaugh,	Harmuth,	Moul,	Smith, W. G.,
Burke,	Hartman,	Murrin,	Stank,
Cannon,	Hermansen,	Nagel,	Stevens,
Caputo,	Hetrick,	O'Keefe,	Stone,
Carson,	Hindman,	Ominsky,	Sumney,
Chervenak,	Hirsch,	Panton,	Tumelty,
Coakley,	Holland,	Patterson, C.,	Van Allsburg,
Cochran,	Holstrom,	Patterson, J. W.,	Van Sickle,
Cohen,	Jones,	Pearson,	Walker,
Coleman,	Kelso,	Pfaff,	Weiss,
Coolahan,	Kilroy,	Piole,	Welliver,
Decker,	Kinney,	Powers,	Welsh,
Dent,	Klingler,	Reising,	Westrick,
Diehl,	Kobelak,	Rhys,	Yourishin,
Dilley,	Larue,	Rinn,	Zappala,
Downey, G. E.,		Roan,	Sarig.

NAYS—65

Baker, F. T.,	Duffort,	Moore,	Stewart,
Baldi,	Ederer,	Muir,	Stockham,
Barnhardt,	Ferko,	Nothnagle,	Stott,
Bernhard,	Gillette,	Parks,	Surface,
Blumberg,	Green,	Perry,	Tronzo,
Boose,	Habbyshaw,	Peters,	Turner,
Boyd, R.,	Hart,	Phillips,	Wall,
Boyer,	Hoopes,	Reynolds,	Wasserman,
Brennan,	Horst,	Schrock,	Weidemann,
Brown, H. S.,	Jackson,	Shortz,	Wickersham,
Carr,	Kane,	Simpson,	Wilson,
Castor,	Longaker,	Sloan,	Witkin,
Condon,	Mallen,	Snyder, F. E.,	Wood,
Conner,	McDevitt,	Snyder, J. L.,	Woodside,
Cordier,	McKinney,	Sowers,	Yeakel,
Davies,	Merrell,	Sproul,	Zimmerman,
Denning,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 355, as follows:

An Act to amend the act approved the thirteenth day of May, one thousand nine hundred fifteen (Pamphlet Laws two hundred eighty-six), entitled "An act to provide for the health, safety, and welfare of minors: By forbidding their employment or work in certain establishments and occupations, and under certain specified ages; by restricting their hours of labor, and regulating certain conditions of their employment; by requiring employment certificates for certain minors, and prescribing the kinds thereof, and the rules for the issuance, reissuance, filing, return, and recording of the same; by providing that the Industrial Board shall, under certain conditions, determine and declare whether certain occupations are within the prohibitions of this act; requiring that certain minors shall, during the period of their employment, attend certain schools, to be established as therein provided, and to be approved by the State Superintendent of Public Instruction, and regulating the conditions of such attendance; authorizing the State Board of Education, in certain cases, to appoint attendance officers to aid in enforcing the provisions of this act, and creating the salary and expenses of such officers a charge against the school districts wherein they are employed; requiring certain abstracts and notices to be posted; providing for the enforcement of this act by the Commissioner of Labor and Industry, the attendance officers of school districts, and police officers; and defining the procedure in prosecutions thereunder, and establishing certain presumptions in relation thereto; providing penalties for the violation of the provisions thereof; and repealing all acts or parts of acts inconsistent therewith," as amended, by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two four five eight eleven twelve fourteen seventeen twenty-one and twenty-two of the act approved the thirteenth day of May one thousand nine hundred fifteen (Pamphlet Laws two hundred and eighty-six) entitled "An act to provide for the health safety and welfare of minors By forbidding their employment or work in certain establishments and occupations and under certain specified ages by restricting their hours of labor and regulating certain conditions of their employment by requiring employment certificates for certain minors and prescribing the kinds thereof and the rules for the issuance reissuance filing return and recording of the same by providing that the Industrial Board shall under certain conditions determine and declare whether certain occcupations are within the prohibitions of this act requiring that certain minors shall during the period of their employment attend certain schools to be established as therein provided and to be approved by the State Superintendent of Public Instruction and regulating the conditions of such attendance authorizing the State Board of Education in certain cases to appoint attendance officers to aid in enforcing the provisions of this act and creating the salary and expenses of such officers a charge against the school district wherein they are employed requiring certain abstracts and notices to be posted providing for the enforcement of this act by the Commissioner of Labor and Industry the attendance officers of school districts and police officers and defining the procedure in prosecutions thereunder and establishing certain presumptions in relation thereto providing penalties for the violation of the provisions thereof and repealing all acts or parts of acts inconsistent therewith" as amended are hereby amended or further amended as the case may be to read as follows

Section 2 No minor under [fourteen] sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation except that a minor between the ages of fourteen and sixteen years may be employed as hereinafter provided in such work as will not interfere with school attendance Provided however That nothing contained in this section shall be construed as superseding or modifying any provision contained in section seven of this act

Section 4 No minor under [sixteen] eighteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation for more than six consecutive days in any one week or more than [fifty-one] forty hours in any one week or more than [nine] eight hours in any one day [or] Pro-

vided That male minors over the age of fourteen may be employed in the distribution sale exposing or offering for sale of any newspaper magazine periodical or other publication for not more than fifty-one hours in any one week or more than eight hours in any one day and after six o'clock in the morning and before eight o'clock in the evening

No minor under sixteen years of age shall be employed or permitted to work in about or in connection with any establishment or in any occupation before [six] seven o'clock in the morning or after [eight] seven o'clock in the evening of any day In computing the maximum number of hours per day or per week permitted under this act the hours spent in school by said minors shall be considered as part of the working day or working week

No minor under eighteen years of age shall be employed or permitted to work for more than five hours continuously in about or in connection with any establishment without an interval of at least thirty minutes for a lunch period and no period of less than thirty minutes shall be deemed to interrupt a continuous period of work

Section 5 No minor under sixteen years of age shall be employed or permitted to work in [operating or assisting in operating any of the following machines which for the purposes of this act are considered dangerous paper-lace machines job or cylinder printing presses operated by power other than footpower stamping machines used in sheet metal and tinware or in paper or leather manufacturing or in washer and nut factories metal or paper cutting machines corrugating-rolls such as are used in making corrugated paper or in roofing or washboard factories dough-brakes or cracker machinery of any description wire or iron straightening or drawing machinery rolling-mill machinery power punches or shears washing or grinding or mixing machinery calendar-rolls in paper and rubber manufacturing or other heavy rolls driven by power laundering machinery upon or in connection with any dangerous electrical machinery or appliances Nor shall any minor under sixteen years of age be employed or permitted to work in any capacity in adjusting or assisting in adjusting any belt to any machinery or in proximity to any hazardous or unguarded belts machinery or gearing while the same is in motion nor] about or in connection with any manufacturing or mechanical occupation or process nor on scaffolding nor in heavy work in the building trades nor in stripping or assorting [or manufacturing] tobacco nor in any tunnel [nor in a public bowling-alley nor in a pool or billiard-room nor in the] [manufacture of paints colors or white-lead nor in any capacity in preparing compositions in which dangerous leads or acids are used nor in the manufacture or use of dangerous or poisonous dyes] nor upon any railroad steam electric or otherwise nor upon any boat engaged in the transportation of passengers or merchandise nor in operating motor-vehicles of any description nor in any anthracite or bituminous coal-mine or in any other mine [nor about blast furnaces nor in or about any distillery brewery or any establishment where alcoholic liquors are manufactured or bottled]

No minor under eighteen years of age shall be employed or permitted to work in the operation or management of hoisting machines in oiling or cleaning machinery in motion in the operation or use of any polishing or buffing-wheel at switch-tending at gate-tending at track repairing as a brakeman fireman engineer or motorman or conductor upon a railroad or railway as a pilot fireman or engineer upon any boat or vessel in the manufacture of paints colors or white lead in any capacity in preparing compositions in which dangerous leads or acids are used in the manufacture or use of dangerous or poisonous dyes in any dangerous occupation in or about any mine or in or about establishments wherein gunpowder nitroglycerine dynamite or other high or dangerous explosive is manufactured or compounded [as a chauffeur of an automobile or an aeroplane]

No minor under eighteen years of age shall be employed or permitted to work in about or in connection with any establishment where alcoholic liquors are distilled rectified compounded brewed manufactured bottled sold or dispensed nor in a public bowling-alley nor in a pool or billiard-room

[No minor shall be employed or permitted to work in or in connection with any saloon or bar-room where alcoholic liquors are sold] No minor shall be employed to serve or handle alcoholic liquor or permitted to serve or handle alcoholic liquor in any establishment where alcoholic liquors are sold or dispensed nor be employed or permitted to work in violation of the laws relating to the operation of motor vehicles by minors

In addition to the foregoing it shall be unlawful for any minor under eighteen years of age to be employed or permitted to work in any [other] occupation dangerous to the life or limb or injurious to the health or morals of the said minor as such occupations shall from time to time after public hearing thereon be determined and declared by the Industrial Board of the Department of Labor and Industry Provided That if it should be hereafter held by the courts of this Commonwealth that the power herein sought to be granted to the said board is for any reason invalid such holding shall not be taken in any case to affect or impair the remaining provisions of this section

Section 8 Before any minor under [sixteen] eighteen years of age shall be employed permitted or suffered to work in about or in connection with any establishment or in any occupation the person employing such minor shall procure and keep on file and accessible to any attendance officer deputy factory inspector or other authorized inspector or officer charged with the enforcement of this act an employment certificate as hereinafter provided issued for said minor

Section 11 Employment certificates shall be of two classes general employment certificates and vacation employment certificates General employment certificates shall entitle [the] a minor [fourteen] sixteen to [sixteen] eighteen years of age to work during the entire year Vacation employment certificates shall entitle [the] a minor fourteen to [sixteen] eighteen years of age to work as herein provided on any day except at times on such days as such minor is required to attend school under the provisions of the laws now in force or hereafter enacted Provided however That any male minor sixteen years of age employed in the distribution sale exposing or offering for sale of any newspaper magazine periodical or other publication shall not be required to procure an employment certificate under this act

Section 12 The official authorized to issue a general or a vacation employment certificate shall not issue such certificate until he has received examined approved and filed the following papers namely

a A statement signed by the prospective employer or by some one duly authorized on his behalf stating that he expects to give such minor present employment and setting forth the character of the same and the number of hours per day and per week which said minor will be employed

b [A school record as hereinafter provided]

[c] A certificate of physical fitness as hereinafter provided

[d] c Proof of age as hereinafter provided

Section 14. The certificate of physical fitness required by this act shall be signed in a school district of the first second or third class by a physician [approved] employed by the board of school directors of the school district in which said minor resides and in a school district of the fourth class by a physician [approved] appointed by the State Department of Health and shall state that the said minor has been thoroughly examined by the said physician at the time of the application for an employment certificate and is physically qualified for the employment specified in the statement of the prospective employer. In any case where the said physician shall deem it advisable he may issue a certificate of [his] physical fitness for a limited time at the expiration of which time the holder shall again appear and submit to a new examination before being permitted to continue at work. Provided however, That in a school [districts] district of the first second or third [and fourth classes] class the physical examination of a minor provided for by this act shall be made by a physician employed by the board of school directors of

the school district in which such minor resides [or employed by the Commonwealth as the case may be] and in a school district of the fourth class by a physician appointed by the State Department of Health that the certificate of physical fitness provided for by this act shall be signed by said physician and that no fee or other compensation for such service shall be required to be paid by such minor or by his parent or guardian

Section 17. It shall be the duty of every person who shall employ any minor under [sixteen] eighteen years of age to acknowledge in writing to the official issuing the same the receipt of the employment certificate of said minor within three days after the beginning of such employment On termination of the employment of a minor under [sixteen] eighteen years of age the employment certificate issued for such minor shall be returned by mail by the employer to the official issuing the same immediately upon demand of the minor for whom the certificate was issued or otherwise within three days after termination of said employment The official to whom said certificate is so returned shall file said certificate and preserve the same Any minor whose employment certificate has been returned as above provided shall be entitled to a new employment certificate upon presentation of a statement from the prospective employer as hereinabove provided accompanied by a certificate of physical fitness issued in the manner hereinabove provided and based upon a reexamination of said minor and certifying that the minor is physically able to undertake the work for which the new employment certificate is to be issued

Section 21. It shall be the duty of every person who shall employ any minor under the age of [sixteen] eighteen years to post and keep posted in a conspicuous place in every establishment wherein said minor is employed permitted or suffered to work a printed [copy] abstract of the sections of this act relating to the hours of labor and a list or lists of all minors employed under the age of [sixteen] eighteen years and a schedule of the hours of labor of such minors. The schedule of hours of labor herein required shall contain the name of minor employed or permitted to work the maximum number of hours such minor shall be required or permitted to work on each day of the week with the total for the week the hours for commencing and stopping work and the hours when the time allowed for meals shall begin and end for each day of the week. Such minor may begin work after the time for beginning and stop before the time for ending work stated in such schedule but he shall not otherwise be employed or permitted to work in or in connection with any establishment except as stated in such schedule. Such copies of the [sections] abstracts of this act and blanks for compliance with the provisions shall be prepared by the Department of Labor and Industry and be furnished by it on application of such employer. Every person employing minors under [sixteen] eighteen years of age shall furnish the employment certificates and lists provided for in this act for inspection to attendance officers factory inspectors or other authorized inspectors or officers charged with the enforcement of this act.

Section 22. Whenever any minor shall be employed or permitted to work in any establishment or at any occupation who in the judgment of any officer charged with the enforcement of this act is under the legal age for such work or is working at a time forbidden by law for such minor or whenever any minor shall be employed or permitted to work in or in connection with any establishment who in the judgment of any officer charged with the enforcement of this act is under [sixteen] eighteen years of age and for whom the person employing or permitting such minor to work shall not have on file an employment certificate such officer may demand from the person employing or permitting such minor to work that he shall either furnish to such officer within ten days evidence of age as defined in section fifteen of this act that such minor is in fact of legal age for the work in which he is engaged or over or [sixteen] eighteen years of age or over as the case shall be or shall cease to employ or permit such minor to work as aforesaid. Provided, That such person by thus ceasing to employ or permit such minor to work shall not be relieved from any of the fines or penalties provided in this act for the employment or work of a minor contrary to law. In case such person shall fail to furnish to said officer within ten days after the making of such demand the required evidence of age and shall thereafter employ such minor or permit him to work as aforesaid proof of the making of such demand and of failure to produce the evidence required shall be prima facie evidence of the illegal employment of such minor in any prosecution brought therefor.

Section 2 That section three as amended and sections thirteen sixteen and nineteen of the said act be and the same are hereby repealed.

Section 3 This act shall go into effect on the first day of July one thousand nine hundred thirty-five.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr SPROUL. Mr. Speaker, may I interrogate the gentleman from Berks, Mr. Ruth?

The SPEAKER. Will the gentleman from Berks, Mr. Ruth, permit himself to be interrogated?

Mr. RUTH. I will, Mr. Speaker.

Mr. SPROUL. Through a misunderstanding certain further amendments to bill 355 were not prepared for introduction in the House. May I ask the gentleman from Berks, Mr. Ruth, whether he would be agreeable to my reading the amendments to be presented in the Senate, an explanation of which I shall give the House?

Mr. RUTH. Certainly, Mr. Speaker.

Mr. SPROUL. May I proceed with the reading of the amendments, Mr. Speaker?

Mr. RUTH. Certainly.

Mr. SPROUL. Mr. Speaker, the amendments to be proposed in the Senate are to

Amend Section 4, Page 4, Line 16 by adding after the word "or" the following: "Except messenger boys employed by telegraph companies at offices where one such minor is employed as a messenger in which case such minor shall not be employed for more than six consecutive days in any one week or more than 54 hours in any one week or more than 9 hours in any one day."

Amend Section 21, Line 26 by adding after the word "schedule" the following: "Provided however that in the case of messenger boys employed by telegraph companies such schedule may be varied in accordance with business on hand so long as a minor is not employed a greater number of hours than prescribed by law."

May I explain to the House that the provisions of this bill would make certain messenger companies or telegraph companies violate the law. This refers to the amendment to section four.

In the smaller communities where only one messenger of a telegraph company is employed, their problem is one of hours rather than load,—in other words, it is a question of providing messenger service over a given spread of hours rather than of handling any specified number of messages.

The period of service in such communities is not over 9 hours a day or 54 hours a week and yet there is no warrant or need for the employment of more than one messenger. If the hours during which the messenger is employed are less than those during the hours the office is open they would be severely handicapped in rendering a complete telegraph service.

Messengers employed in this class of office are not continuously engaged but have opportunities for rest and relaxation. To meet the peculiar needs of the telegraph in the communities I feel justified in urging that the Bill

be amended so as to provide for a maximum of 9 hours a day and 54 hours a week.

The second explanation applies to the second amendment. I would like to point out that the bill as now written would impose a serious hardship on telegraph companies because of the peculiar nature of their business.

While minors employed as messengers are required to work regular assigned hours their work consist of separate tasks varying greatly in number and duration. It is rarely possible at the beginning of each separate task to determine accurately how long a period will be required for its completion. Strict compliance with the provisions of the bill will therefore be extremely difficult or even impossible, especially during storms, disasters, emergencies and the uncertainty of the flow of telegraph business.

Under the circumstances I feel justified in urging that the bill be amended so as to allow a reasonable departure from the assigned hours, it being understood of course that the maximum number of hours permissible will not be exceeded.

I intend to vote "aye" on this bill and in view of Mr. Ruth's answer I shall not obstruct the passage of this bill but ask the House to vote "aye".

Mr. TROUT. Mr. Speaker, when this bill was up for consideration last night there was a statement made, or at least implied, that the newspaper publishers urged a fifty-one hour week for their newspaper carriers. That is not the case. I wish to call your attention to page five in which it says, "In computing the maximum number of hours per day or per week permitted under this act the hours spent in school by said minors shall be considered as part of the working day or working week."

In fairness to the publishers of the state I wish to state to the members of the House that they are in perfect sympathy with limited hours of labor for boys and at no time would they ask for a fifty-one hour working week

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Ederer,	Mason,	Shepard,
Alexander,	Eroe,	McCreary,	Shortz,
Allen,	Falkenstein,	McDermott,	Shreiner,
Altenburg,	Ferko,	McDevitt,	Shugarts,
Andrews,	Finnerty,	McElroy,	Siegel,
Arnold,	Fitch,	McHenry,	Simon,
Atkins,	Flanagan,	McKinney,	Simpson,
Aukerman,	Flinchbaugh,	Melchiorre,	Sinwell,
Baine,	Forrest,	Mentzer,	Sloan,
Baker, F. T.,	Furman,	Merrell,	Smith, J. A.,
Baker, J. J.,	Gates,	Moomaw,	Smith, W. G.,
Baldi,	Gerard,	Mooney,	Snyder, F. E.,
Barber,	Gillette,	Moore,	Snyder, J. L.,
Barnhardt,	Green,	Morgan,	Sowers,
Bernhard,	Greenstein,	Moul,	Sproul,
Blumberg,	Habbyshaw,	Muir,	Stank,
Boyd, R.,	Haberlen,	Munley,	Stevens,
Boyer,	Hagerty,	Murrin,	Stewart,
Bradley,	Haluska,	Nagel,	Stockham,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stone,
Brennan,	Hamilton, R. S.,	O'Keefe,	Stott,
Brown, H. S.,	Harkins,	Ominsky,	Sumney,
Brown, J. E.,	Harmuth,	O'Neill,	Surface,
Brownfield,	Hart,	Panton,	Tahl,
Brumbaugh,	Hartman,	Parks,	Terry,
Burke,	Hefferon,	Patterson, C.,	Tronzo,
Cannon,	Hermansen,	Patterson, J. W.,	Trout,
Caputo,	Hetrick,	Pearson,	Tumelty,
Carr,	Hindman,	Perry,	Turner,
Carson,	Hirsch,	Peters,	Van Allsburg,
Castor,	Holland,	Pfaff,	Van Sickle,
Chervenak,	Holstrom,	Phillips,	Walker,
Coakley,	Hoopes,	Piole,	Wall,
Cochran,	Horst,	Powers,	Wasserman,
Cohen,	Jackson,	Reising,	Weidemann,
Coleman,	Jones,	Reynolds,	Weiss,
Condon,	Kane,	Rhys,	Welliver,
Conner,	Kelso,	Rinn,	Welsh,
Coolahan,	Kilroy,	Roan,	Westrick,
Cordier,	Kinney,	Robinson,	White,
Davies,	Klingler,	Rooney,	Wickersham,
Decker,	Kobelak,	Root,	Wilson,
Denning,	Larue,	Ruffennach,	Witkin,
Dent,	Linderman,	Ruth,	Wood,
Diehl,	Long,	Sarraf,	Woodside,
Dilley,	Longaker,	Scanlon,	Yeakel,
Downey, G. E.,	Lovett,	Schrock,	Yourishin,
Downey, J. J.,	Lynch,	Schrope,	Zappala,
Duffort,	Male,	Schwab,	Zimmerman,
Eberharter,	Mallen,	Shaw,	Sarig,

NAYS—1

Booze,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 482, as follows:

An Act To further amend section one of the act approved the eleventh day of May one thousand nine hundred and eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" eliminating the minimum salaries of inspectors of weights and measures in cities of the first class and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eleventh day of May one thousand nine hundred and eleven (P. L. 275) entitled "An act to provide for the appointment of county and city inspectors of weights and measures providing for their compensation and expenses prescribing their duties prohibiting vendors from giving false or insufficient weights and fixing the penalties for the violation of the provisions hereof" as last amended by section one of the act approved the nineteenth day of July one thousand nine hundred and seventeen (P. L. 1102) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the mayors of cities of the first second and third class and the several boards of county commissioners except in counties of the first class shall respectively appoint one or more competent persons as inspectors of weights and measures in the respective county or city whose salary shall not be less than one thousand dollars per annum to be paid out of the respective revenues of such county or city Provided however That the payment of a minimum salary shall not apply to counties having a population of fifteen thousand or less or to cities of the first class In addition to the salary provided by law the said county and city inspectors shall be entitled to receive the actual expenses incurred by them personally in performing the duties of their office such as transportation hotel livery telephone telegraph and postal charges to be paid by the boards of county commissioners of their respective counties and by the proper officers of their respective cities in such propor-

tion as may be agreed upon by said boards of county commissioners and proper officers of cities on bills itemized and properly sworn to Provided however That nothing in this act shall be construed to prevent two or more counties or any county and city from combining the whole or any part of their districts as may be agreed upon by the board of county commissioners and mayors of cities with one set of standards and one inspector upon the written consent of the chief of the bureau of standards [Provided further In cities of the first class the inspectors shall be appointed by the county commissioners of the county in which the said city may be located] Any inspector appointed in pursuance of any agreement for such combination shall subject to the terms of his appointment have the same authority and duties as if he had been appointed by each of the authorities who are parties to the agreement The county and city inspectors of weights and measures as appointed by the respective counties and cities shall hold their office during good behavior and shall not be removed discharged or reduced in pay or position except for inefficiency incapacity conduct unbecoming employes or other just cause and until the said officials shall have been furnished with written statements of the reason for such removal discharge or reduction and shall have been given reasonable time to make written answer thereto Nor shall such removal discharge or reduction be made until the charge or charges shall have been examined into and found true in fact by the appointing power of such county or city at a hearing upon reasonable notice to the person charged at which time he may be represented by counsel and offer testimony or witnesses in his own behalf It shall be unlawful for any sealer or inspector of weights and measures or any of his deputies to perform clerical or other services for the county or city of their respective districts

On the question,
Shall the bill pass finally?

BILL POSTPONED

Mr. BURKE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

On the question,
Will the House agree to the motion?

Mr. WITKIN. Mr. Speaker, may I interrogate the gentleman from Philadelphia, Mr. Burke?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Burke, permit himself to be interrogated?

Mr. BURKE. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Philadelphia the purpose of this motion?

Mr. BURKE. Mr. Speaker, I think it is a matter of right that a bill be placed upon the postponed calendar.

Mr. WITKIN. May I ask the gentleman from Philadelphia, the purpose of doing so?

Mr. BURKE. I was requested by several members to place this bill on the postponed calendar.

Mr. WITKIN. Mr. Speaker, the Democrats may vote it down but I am announcing now that I am in favor of putting it on the postponed calendar.

On the question recurring,
Will the House agree to the motion?
It was agreed to.

BILL RECOMMITTED

Mr. LaRUE. Mr. Speaker, I move that House Bill No. 666, Printer's No. 121, entitled "An act appropriating the moneys in the State Forests and Waters Fund" which was passed on second reading this morning be recommitted to the Committee on Forestry.

The motion was agreed to.

SENATE MESSAGE

AMENDED HOUSE BILL RETURNED FOR CONCURRENCE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

HOUSE BILL No. 120.

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire and operate inclined plane passenger transportation facilities

With the information that the Senate has passed the same with amendments, in which the concurrence of the House of Representatives is requested.

The SPEAKER. The Clerk will read the amendments.

The Clerk read the amendments as follows:

Amend title, page 1, line 7, by inserting after the syllable "quire" the word "maintain," also after the "passenger" the words "and vehicular traffic".

Amend Section 1, page 2, line 5, by inserting after the word "purchase" the words "lease or otherwise;" Also in line 6, by inserting after the word "passenger" the words "and vehicular traffic;" also in line 7, by inserting after the word "to" the words "maintain;" and also in line 8, by inserting after the word "passengers" the words "and vehicles."

On the question,
Will the House concur in the amendments made by the Senate?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Eberharter,	Mallen,	Shortz,
Alexander,	Ederer,	Mason,	Shreiner,
Allen,	Eroe,	McCreary,	Shugarts,
Altenburg,	Falkenstein,	McDermott,	Siegel,
Andrews,	Ferko,	McDevitt,	Simon,
Arnold,	Finnerty,	McElroy,	Simpson,
Atkins,	Fitch,	McHenry,	Sinwell,
Aukerman,	Flanagan,	McKinney,	Sloan,
Baine,	Flinchbaugh,	Melchiorre,	Smith, J. A.,
Baker, F. T.,	Forrest,	Mentzer,	Smith, W. G.,
Baker, J. J.,	Furman,	Merrell,	Snyder, F. E.,
Baldi,	Gates,	Moomaw,	Snyder, J. L.,
Barber,	Gerard,	Mooney,	Sowers,
Barnhardt,	Gillette,	Moore,	Spangler,
Bernhard,	Green,	Morgan,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hartman,	Panton,	Terry,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hetrick,	Patterson, J. W.,	Tumelty,
Caputo,	Hindman,	Pearson,	Turner,
Carr,	Hirsch,	Perry,	Van Allsburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holland,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
		Rinn,	Westrick,

Conner,	Kelso,	Roan,	White,
Coolahan,	Kilroy,	Robinson,	Wickersham,
Cordier,	Kinney,	Rooney,	Wilson,
Davies,	Klingler,	Root,	Witkin,
Decker,	Kobelak,	Ruffennach,	Wood,
Denning,	Larue,	Ruth,	Woodside,
Dent,	Linderman,	Sarraf,	Yeakel,
Diehl,	Long,	Scanlon,	Yourishin,
Dilley,	Longaker,	Schrock,	Zappala,
Downey, G. E.,	Lovett,	Schrope,	Zimmerman,
Downey, J. J.,	Lynch,	Schwab,	Sarig,
Duffort,	Male,	Shepard,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative and the amendments were concurred in.

Ordered, that the Clerk inform the Senate accordingly.

STATEMENT BY MR. McCREARY

Mr. McCREARY asked and obtained consent to make the following statement:

I want to precede my statement by asking three questions. You are not supposed to answer the questions, and all they are for is just to lead your thoughts in the direction that I want you to think. This is what they call the "Socratic" method of instruction by asking questions in order to impart information.

Question one is this: Have any of the members of this House ever thought what they would do under certain circumstances if they were President of these United States?

Question two is: Have you ever thought what you would do under certain circumstances if you were the Governor of this State?

Question three is: Have you ever thought what you would do under certain circumstances if you were the Speaker of this House?

Mr. Speaker, please be assured that not one word that I say is meant in discourtesy to you.

I have repeatedly thought what I would do if I were the Speaker of this House, especially when the Clerk calls the roll. I taught school one time and I called the roll every morning, and if I had had an 8 year old boy who didn't know enough to sit up and answer to his name I would have thrown him out of the window.

I have a Collie dog up home and I taught him to sit up on his haunches and speak when I call his name. It does seem strange that representatives, legislators do not at least know as much as an eight year old boy or a collie dog.

This is a very serious matter with me for this reason: If I was that Indian Chief up there on the wall I would say the eloquent things Indian Chiefs always say; "The snows of many winters have passed over my head; many moons have come and gone since I was a little papoose beside my mother's wigwam; if I wanted to hear the hoot of the owl and the song of the birds I would have to get closer than I did forty years ago."

The committee when it charted this House gave me seat 89. Seat 89 happens to be the storm center of this House. I sit between two Democrats on one side and two Republicans on the other. I am just between the Devil and the deep sea. If there is no racket on the one side there is on the other. I am free to tell you that I am hearing distinctly only about half of the proceedings of this House, and I would not hesitate to wager that there is not half the members of this House hear more than half of the proceedings.

If I were the Speaker I would find a way to keep this House quiet. I have two or three expedients in mind. The first one I would try would be this: I would make it a rule when the Clerk called the roll that anybody that didn't answer to his name and got up and said Mr. Speaker, I didn't hear my name called. I wish to be recorded as voting "aye" would be fined forty dollars, because he wastes a minute of the time of this house every time that happens. Do you members know that this House in session is costing the taxpayers of this state forty dollars a minute. Take your pencil and figure it up. Two hundred and eight members receiving twenty five hundred dollars each, makes five hundred twenty thousand dollars. The average session is about twenty weeks in length. You divide five hundred twenty thousand dollars by twenty and you have twenty six thousand dollars; you divide twenty six thousand dollars—

The SPEAKER. Will the gentleman please make his remarks as brief as possible. The hour is late.

Mr. McCREARY. You can do the rest of the figuring, but it costs the taxpayers of this state forty dollars a minute and then some, because that is only figuring your salaries and is not figuring stenographers, heat and light carfare and a lot of other things.

Now then I contend that there should be, there must be some way of keeping this House quite, and I would do it if I had to go to two or three funerals to do it.

QUESTION OF PERSONAL PRIVILEGE

Mr. HOLLAND. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. HOLLAND. Mr. Speaker, I want to correct the record you have of my voting. On Bill 844, there was an amendment offered by Mr. Tronzo striking out the word "resignation." According to the paper I am recorded as having voted in favor of that amendment. I voted against it.

The SPEAKER. The Chair would request the gentleman to state whether he got that information from the record or from the newspapers.

Mr. HOLLAND. From the record. I would like to have the record corrected.

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Journal.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The meeting of the Committee on Labor which was scheduled for this afternoon has been cancelled until Tuesday morning, March 5, at 10.00 o'clock, at which time the meeting will be held in room 325.

The Committee on Cities will meet tomorrow morning at 9.45 o'clock A. M. in room 323.

The Committee on Ways will meet tomorrow morning at 9.00 o'clock in the House Caucus Room.

The Committee on Banking will meet immediately after this session in room 324.

The Committee on Counties will meet tomorrow morning at 9.30 o'clock in room 324.

The Committee on Municipal Corporation will meet tomorrow morning at 9.30 o'clock in room 323.

ADJOURNMENT

Mr. BRUMBAUGH. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10.00 o'clock.

The motion was agreed to, and (at 6.10 o'clock P. M.) the House adjourned until Wednesday, February 27, 1935, at 10.00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

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HOUSE OF REPRESENTATIVES

WEDNESDAY, February 27, 1935.

The House met at 10:00 o'clock A. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend R. B. Powell, Pastor of the Ebenezer Baptist Church, Williamsport, offered the following prayer:

Eternal God, the Maker and Ruler of the Universe, it is through thy love and kindness that these Thy children have met this morning. Grant, O God that Thy spirit may be in the hearts of all. Grant that justice and faithfulness to trust might motivate each member of this Assembly. Help them to seek to do that which is good for the whole Commonwealth of Pennsylvania. May they have a mind in all their deliberations, the various peoples' activities and institutions which make this the great Keystone State.

We pray, dear Father, that the power these men here assembled possess, may be used for the glory of God and the betterment of mankind. Make these men, dear Master more than mere politicians and lawmakers. Make them seers of a new day for the state. Make them eagle-like in vision, lion-like in strength, Job-like in patience, Solomon-like in wisdom. We ask Thy special blessing upon the Governor of this State, the President of our Nation and particularly upon this body now assembled.

And now, may love, truth, friendliness and goodness grip the heart of each throughout this session, in the name of Jesus, we pray. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Homer S. Brown the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WEISS. HOUSE BILL No. 1130.

An Act prescribing the courts to which successive appeals, by the same or different parties but involving the same questions, shall be taken, regulating the disposition of such appeals, and repealing certain acts and parts of acts.

Referred to the Committee on Judiciary General.

By Mr. ALTENBURG. HOUSE BILL No. 1131.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Crawford.

Referred to the Committee on Highways.

By Mr. ZAPPALA. HOUSE BILL No. 1132.

An Act to provide for contribution among tortfeasors.

Referred to the Committee on Judiciary General.

By Mr. MUIR. HOUSE BILL No. 1133.

An Act making an appropriation for the purpose of maintaining the public roads and improving and replacing bridges thereon, through the Cornplanter Indian Reservation in Elk Township, Warren County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HART. HOUSE BILL No. 1134.

An Act making an appropriation to the Shilo Home for Aged and Infirm Persons, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARKINS. HOUSE BILL No. 1135.

An Act to repeal certain parts of acts relating to struck juries.

Referred to the Committee on Judiciary General.

By Mr. BURKE. HOUSE BILL No. 1136.

An Act to further amend section twelve of the act approved the third day of June, one thousand nine hundred and eleven (P. L. 639), entitled "An act relating to the right to practice medicine and surgery in the Commonwealth of Pennsylvania; and providing a Bureau of Medical Education and Licensure as a bureau of the Department of Public Instruction; and means and methods whereby the right to practice medicine and surgery and any of its minor branches may be obtained, and exemptions therefrom; and providing for an appropriation to carry out the provisions of said act; and providing for revocation or suspension of licenses given by said bureau; and providing penalties for violation thereof, and repealing all acts or parts of acts inconsistent therewith," providing for an additional reason for the board to revoke or suspend the rights to practice medicine and surgery.

Referred to the Committee on Education.

By Mr. FURMAN. HOUSE BILL No. 1137.

An Act to fix the time during which bills for service rendered by public service companies shall be payable at a discount, and restricting the right to add and collect pen-

alties except interest where discounts are not allowed in accordance with this act.

Referred to the Committee on Public Utilities.

By Mr. McCREARY. HOUSE BILL No. 1138.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by changing route 25013 in the Borough of Waterford, Erie County.

Referred to the Committee on Highways.

By Mr. JOHN A. SMITH. HOUSE BILL No. 1139.

An Act to amend clause D of section ten of the act approved the second day of January, one thousand nine hundred and thirty-four (P. L. 174, 1933-34), entitled "An act relating to milk and the products thereof; declaring an emergency with respect to their production and marketing; creating a Milk Control Board; establishing its jurisdiction, powers and duties; regulating the production, transportation, manufacture, processing, storage, distribution, delivery, and sale of milk and the products thereof; providing for the licensing of milk dealers and the payment of fees therefor; requiring licensees to furnish bonds for the protection of producers; authorizing the examination of the business, papers, and affairs of, and requiring the filing of reports by, licensees, other milk dealers and producers, and permitting with limitations the dissemination of information obtained therefrom; authorizing the issuing of subpoenas by the board or its agents, and conferring jurisdiction upon courts to punish contempts or to prohibit violations of orders of the board; providing for appeals to the courts from decisions of the Milk Control Board; imposing penalties; and making an appropriation," restraining milk dealers from specifying foreign requirements for milk other than milk actually sold outside the Commonwealth.

Referred to the Committee on Agriculture.

By Mr. KOBELAK. HOUSE BILL No. 1140.

An Act to further amend Section three hundred five of the act approved the second day of June, one thousand nine hundred fifteen (Pamphlet Laws, seven hundred thirty-six), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by increasing the requirements to be met by employers desiring to be self-insurers, and providing for better enforcement of the provisions of the act by conferring additional powers upon the Department of Labor and Industry and by prescribing and changing certain presumptions, rules of evidence, and penalties.

Referred to the Committee on Jurisdicary Special.

By Mr. TERRY. HOUSE BILL No. 1141.

An Act to amend section nine hundred and three of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amend, inflicting penalties upon employers who cause or permit their employes to violate certain provisions of this act.

Referred to the Commitee on Highways.

By Mr. TERRY. HOUSE BILL No. 1142.

An Act to amend section two of the act approved the eighth day of June, one thousand eight hundred and ninety-three (P. L. 344), entitled "An act relating to husband and wife; enlarging her capacity to acquire and dispose of property, to sue and be sued, and to make a last will and enabling them to sue and to testify against each other in certain cases," enlarging married women's rights to enter into contracts and fixing her liability on such contracts.

Referred to the Committee on Judiciary General.

By Mr. TERRY. HOUSE BILL No. 1143.

An Act to amend section one of the act approved the twentieth day of December, one thousand nine hundred and thirty-three (P. L. 89, 1933-34), entitled, "An act appropriating the moneys in The State Stores Fund;" making appropriations for the payment of refunds.

Referred to the Committee on State Government.

By Mr. McELROY. HOUSE BILL No. 1144.

An Act to enable cities of the third class to elect their councils by proportional representation; providing the procedure for the adoption or discontinuance thereof and the conduct of elections thereunder, in connection therewith, changing the method of choosing the mayor, and the terms of office of certain members of the council, and imposing certain duties on mayors, city councils, election officers, prothonotaries, sheriffs, county commissioners and courts of common pleas, and providing punishments for violations thereof.

Referred to the Committee on Cities.

By Mr. SIMPSON. HOUSE BILL No. 1145.

An Act to further amend section one of the act approved the fourth day of April, one thousand nine hundred and twenty-five (P. L. 127), entitled "An act relating to adoption," by permitting persons not citizens to adopt.

Referred to the Committee on Judiciary Local.

By Mr. AUKERMAN. HOUSE BILL No. 1146.

An Act making an appropriation to the Auditor General to reimburse employes of the Commonwealth, for moneys advanced to pay premiums on surety bonds given as assistant disbursing officers on Civil Works Administration projects.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 1147.

An Act creating a right to proceed upon appeals to the Supreme and Superior Courts without printing briefs and or records, or portions thereof, under circumstances of poverty, and providing penalties for falsehood in applying for the benefits thereof.

Referred to the Committee on Judiciary General.

By Mr. BLUMBERG. HOUSE BILL No. 1148.

An Act providing a referendum to ascertain the will of the electors with respect to the operation of liquor stores by the State Government.

Referred to the Committee on Elections.

By Mr. REYNOLDS. HOUSE BILL No. 1149.

An Act to amend section one of the act approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance, and protesting of bills, notes, drafts, checks, and other negotiable paper on such days," as amended; by naming Emancipation Day as a legal holiday.

Referred to the Committee on Banking.

By Mr. YEAKEL. HOUSE BILL No. 1150.

An Act making an appropriation to the National Farm School at Doylestown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. COOLAHAN. HOUSE BILL No. 1151.

An Act to amend sections two thousand nine hundred one and two thousand nine hundred twelve of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by further equalizing license taxes on residents and nonresidents and providing further exceptions to the tax on transient merchants.

Referred to the Committee on Municipal Corporations.

By Mr. COOLAHAN. HOUSE BILL No. 1152.

An Act to amend section two thousand six hundred and eleven and section two thousand six hundred and twenty-one as amended, of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by further equalizing license taxes on residents and nonresidents, and providing further exceptions to the tax on transient merchants.

Referred to the Committee on Municipal Corporations.

By Mr. COOLAHAN. HOUSE BILL No. 1153.

An Act to amend section two thousand nine hundred ten as amended and section two thousand nine hundred twenty-two, of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by further equalizing license taxes on residents and nonresidents and providing further exceptions to the tax on transient merchants.

Referred to the Committee on Municipal Corporations.

By Mr. FORREST. HOUSE BILL No. 1154.

An Act to amend sections twenty-six hundred and one and twenty-six hundred and twenty-one of the act approved the eighteenth day of May, one thousand nine hundred and eleven (Pamphlet Laws three hundred nine), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania together with the provisions by which it shall be administered and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same and the method of collecting such revenue; and repealing all laws general special or local or any pars thereof that are or may be inconsistent therewith," by further regulating the provisions governing the auditing of school finances and the contents of the advertisement of the auditors reports.

Referred to the Committee on Education.

By Mr. ZAPPALA. HOUSE BILL No. 1155.

An Act imposing upon employers subject to the Workmen's Compensation Law or their workmen's compensation insurance carriers, including the State Workmen's Insurance Fund, expenses and costs incurred by the Commonwealth in administering and enforcing certain laws for the benefit of those injured in industry and for the benefit of the dependents of those killed in industry.

Referred to the Committee on Judiciary Special.

By Mr. JOHN J. BAKER. HOUSE BILL No. 1156.

An Act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the Bureau of Police in cities of the second class; providing a pension fund for said employes and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; regulating membership therein; creating a Board for the management thereof; providing the amount, mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act.

Referred to the Committee on Cities.

By Mr. BRENNAN. HOUSE BILL No. 1177.

An Act making an appropriation to the Aged Colored Women's Home at Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SHORTZ. HOUSE BILL No. 1178.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," establishing certain streets in the Borough of Kingston.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1179.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such Highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provision of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1180.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township road as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the

Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporation for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1181.

An Act to amend section two of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain terms, conditions and limitations, of certain streets in cities of the second class, second class A and third as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit; and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act;" as amended, by changing the route in the city of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1182.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 303), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways, and local authorities, on persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the county of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1183.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways, and making an appropriation to carry out the provisions of said act;" establishing an additional route in the county of Butler.

Referred to the Committee on Highways.

By Mr. WELSH. HOUSE BILL No. 1184.

An Act to further amend section three of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 1046), entitled "An act appropriating the moneys in the Motor License Fund," by making a portion of the moneys in the Motor License Fund available for administering the law providing reimbursement for hospitals for services to indigent victims of motor vehicle accidents.

Referred to the Committee on Public Health and Sanitation.

By Mr. LaRUE. HOUSE BILL No. 1185.

An Act to amend the title and certain sections of the act approved the twenty-seventh day of December, one thousand nine hundred and thirty-three (Pamphlet Laws, one hundred and fourteen), entitled "An act providing for the creation of public 'Authorities' in counties of the second class; authorizing such 'Authorities' to enter into agreements with the Government of the United States, particularly as they relate to the National Industrial Recovery Act and any amendment and supplements thereto, the Commonwealth of Pennsylvania and political subdivisions and municipalities thereof, and with others; defining and providing for the organization and dissolution of such 'Authorities;' conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions upon which such 'Authorities' may exercise their powers; endowing such 'Authorities' with the right of eminent domain, and with the power to finance projects by the issuance and sale of bonds; authorizing such 'Authorities' to make and receive appropriations; repealing certain acts and parts of acts inconsistent herewith; and for other purposes," by extending the provisions of the act to all counties of the Commonwealth; and increasing the powers of "Authorities" created under the act.

Referred to the Committee on Counties.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence bills numbered and entitled as follows:

SENATE BILL No. 8. (HOUSE BILL No. 1157).

An Act providing for the fixing of the salary of county officers members of the board of viewers members of the registration commsision and the board of revision of taxes and the number salary and compensation of deputies, assistant clerks and appointees in the several county offices with certain exceptions and clerks assistants registrars assessors and appointees employed by the board of viewers the registration commission and the board of revision of taxes in counties of the first class by the legislative authority levying taxes and raising revenue and repealing existing laws.

Referred to the Committee on Cities.

SENATE BILL No. 18. (HOUSE BILL No. 1158).

An Act to provide for the hospitalization of tubercular patients in State and State-aided hospitals when State owned institutions established for that purpose are unable to provide therefor.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 86. (HOUSE BILL No. 1159).

An Act to amend section one, as reenacted, sections two and three as amended, sections four and five, and section six as amended of the act approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes, through a board created for that purpose, and to prevent unauthorized uses and traffic in human bodies," by changing the personnel and increasing the powers and duties of the Anatomical Board of the State of Pennsylvania; providing further for the distribution and use of unclaimed human bodies; fixing

the time for the claiming and distribution of bodies and the duties of carriers of bodies; requiring those receiving bodies to give bond; and providing penalties.

Referred to the Committee on Public Health and Sanitation.

SENATE BILL No. 89. (HOUSE BILL No. 1160).

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporation of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name of title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

Referred to the Committee on Corporations.

SENATE BILL No. 108. (HOUSE BILL No. 1161).

An Act to amend paragraph six of section thirteen of article nineteen of the act approved the twenty-fifth day of June, one thousand nine hundred and nineteen (Pamphlet Laws five hundred eighty-one), entitled "An act for the better government of cities of the first class of this Commonwealth," making provision for the reinstatement of certain policemen and firemen and restricting the powers of the civil service commission.

Referred to the Committee on Cities.

SENATE BILL No. 114. (HOUSE BILL No. 1162).

An Act making an appropriation to the Trustees of Lincoln University, Chester County.

Referred to the Committee on Appropriations.

SENATE BILL No. 153. (HOUSE BILL No. 1163).

An Act to further amend section five hundred and thirty-one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing; for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

Referred to the Committee on Insurance.

SENATE BILL No. 174. (HOUSE BILL No. 1164).

An Act making an appropriation to the Wilkes-Barre General Hospital, Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 207. (HOUSE BILL No. 1165).

An Act making an appropriation to the Florence Crittenton Shelter, of Wilkes-Barre, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 209. (HOUSE BILL No. 1166).

An Act making an appropriation to the Warren General Hospital, of Warren, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 210. (HOUSE BILL No. 1167).

An Act making an appropriation to the Oil City Hospital, Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 211. (HOUSE BILL No. 1168).

An Act making an appropriation to the Franklin Hospital, Franklin, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 240. (HOUSE BILL No. 1169).

An Act making an appropriation to the Department of Forests and Waters for the rebuilding and reconstruction of an aqueduct in Roosevelt Park.

Referred to the Committee on Appropriations.

SENATE BILL No. 242. (HOUSE BILL No. 1170).

An Act to amend sections four and fifteen of the act approved the seventeenth day of May, one thousand nine hundred and seventeen (P. L. 208), entitled "An act to regulate the practice of pharmacy and sale of poisons and drugs, and providing penalties for the violation thereof; defining the words 'drug' and 'poison'; and providing for the appointment of a board which shall have in charge the enforcement of said law; and the power to make rules and regulations for the enforcement of said law; and providing for the purchase of samples of drugs for determining their quality, strength, and purity," as amended; changing the qualifications of applicants for examination and registration, and changing violations of the act from misdemeanors to summary proceedings.

Referred to the Committee on Education.

SENATE BILL No. 244. (HOUSE BILL No. 1171).

An Act making an appropriation to the Berks County Tuberculosis Sanatorium, Reading, Berks County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 275. (HOUSE BILL No. 1172).

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 277. (HOUSE BILL No. 1173).

An Act making an appropriation to the Pennsylvania Memorial Home, of Brookville, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 278. (HOUSE BILL No. 1174).

An Act making an appropriation for the purchase of a history of the One Hundred and Ninth Field Artillery of the Pennsylvania National Guard, and providing for the distribution thereof.

Referred to the Committee on Appropriations.

SENATE BILL No. 279. (HOUSE BILL No. 1175).

An Act making an appropriation to the Pittston Hospital Association, of the city of Pittston, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 286. (HOUSE BILL No. 1176).

An Act to amend section one as amended of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes;

imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," by imposing tax upon obligations of the Home Owners' Loan Corporation and certain other Federal agencies.

Referred to the Committee on Counties.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced, presented the following extract from the Journal of the Senate, which was read as follows, viz:

In the Senate, February 18th, 1935.

The taxing of fuel used in the operation of motor vehicles has, from its earliest inception, been considered justified because of the dedication of funds arising therefrom to the construction and maintenance of modern smooth surfaced highways, especially enjoyed by those who are called upon to pay the tax.

The government of the United States now exacts one hundred and seventy millions of dollars during each year from this source of taxation, which is expended for general governmental purposes, which sum should properly be diverted to the several states for use upon their highways.

Fourteen States of this Union already have petitioned their Senators and Representatives in Congress in an effort to bring about an abolition of the Federal tax on motor vehicle fuels, therefore be it

Resolved, (if the House of Representatives concur), That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to enact appropriate Federal legislation to forthwith abolish the Federal tax of one cent per gallon on motor vehicle fuels.

Resolved, That a copy of this resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this Senate.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

Referred to the Committee on Highways.

RESOLUTION INTRODUCED AND REFERRED

By Mr. LYNCH RESOLUTION No. 71.

In the House of Representatives, February 26, 1935.

Unemployment, which has rested its heavy hand upon the people of our Commonwealth during the period of the past four or five years, is the greatest tragedy of the day, and must be met and relieved in so far as it is humanly possible.

The Nation, the State, its political subdivisions and private agencies, have and are expending millions—nay, billions of dollars to this end, and still the funds available are sufficient only to meet the barest necessities of those who are actually in need of assistance.

There are those, who, even in the face of most pitiful disaster, will and do steal from and rob the helpless that their own conditions may be bettered. Among these are the unscrupulous individuals who being of sufficient means to maintain themselves and their dependents in whole or in part, apply for and receive unemployment relief in amounts larger than is necessary for their immediate needs, thereby leaving their neighbors utterly destitute; therefore be it

Resolved, That this House of Representatives, not unappreciative of the magnitude of the task before the State Emergency Relief Board and its subordinate agencies, is of the opinion that greater care is needed in the selection of the persons entitled to relief, and that more effective efforts should be made in recovering back moneys expended in unemployment relief to persons not entitled thereto, and in putting to shame, and, if possible, to inflict punishment upon such persons; and be it further

Resolved, That this House of Representatives urges these necessities upon the State Emergency Relief Board and upon all of its subordinate agencies, and request that investigations be made more thorough and painstaking, and that no means be overlooked to bring to justice the undeserving parasites who, through their greed, deprive those who are really in need; and be it further

Resolved, That the Chief Clerk of this House transmit copies of this resolution to each member of the State Emergency Relief Board and to each county relief board.

Referred to the Committee on Judiciary Special.

COMMUNICATIONS AND PETITIONS

The Speaker laid before the House the following communications and petitions which were read by the Clerk.

BLUE LAWS

Resolutions from the members of the First Presbyterian Church, Freedom, Pa., and citizens of Highland Township, Clarion County, protesting the passage of Schwartz Bill legalizing Sunday movies.

Referred to the Committee on Law and Order.

MOTOR VEHICLE FUND

A petition from the Lewisburg Motor Association, Lewisburg, Pa., praying for the return of motor vehicle funds and protesting increase in gasoline tax.

Referred to the Committee on Ways and Means.

CHAIN STORE TAX

A petition from citizens of Butler County, addressed to Messrs. J. Brady Murrin and William Klingler favoring passage of chain store tax.

Referred to the Committee on Ways and Means.

LIQUOR LICENSES

Communications from Loyal Order of Moose, Greensburg Lodge No. 1151 and West Newton Lodge No. 31, urging passage of House Nos. 426 and 427.

Referred to the Committee on Law and Order.

FIRE DEPARTMENTS

A resolution from the City of McKeesport, opposing passage of House Bill No. 597.

Referred to the Committee on Cities.

EDUCATION

A communication from Ingram Parent Teachers Association addressed to Mr. Harmuth urging amendment of School Code and regulation of motion pictures.

Referred to the Committee on Education.

MOTOR VEHICLE FUND

A petition from citizens of Allegheny County urging return and protesting diversion of motor vehicle fund.

Referred to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. SUMNEY, from the Committee on Public Health and Sanitation reported as committed, House Bill No. 900, entitled:

An Act to amend section eleven of the act approved the second day of May, one thousand nine hundred and five (P. L. 352), entitled "An act to regulate the employ-

ment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in school-houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire-escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," requiring exhause fans to carry off poisonous and noxious fumes and dust.

Mr. O'NEILL, from the Committee on Boroughs and Townships reported as committed, House Bill No. 190, entitled:

An Act to further amend clause (a) of section eleven of article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carries by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and section one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring the sale or leasing of electric, water, gas and heating plants or distribution systems owned by boroughs to public service companies to be approved by the qualified electors of such boroughs.

Mr. ROBINSON, from the Committee on Municipal Corporations reported as committed, House Bill No. 480, entitled:

An Act authorizing receivers and collectors to demand from tenants payment of delinquent taxes due on real estate and enabling tenants to defalcate taxes so paid against rent due or becoming due; and making tenants liable for such taxes where rent is paid and payment of taxes demanded not made.

Mr. FINNERTY, from the Committee on Public Health and Sanitation reported as committed, House Bill No. 1025, entitled:

An Act to amend section two of the act approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as amended, by providing that the coroner instead of the county commissioners shall be notified as to unclaimed bodies unfit for anatomical purposes.

Mr. GEORGE E. DOWNEY, from the Committee on Ways and Means reported as committed, House Bill No. 864, entitled:

An Act imposing an annual license tax for the privilege of operating, maintaining or controlling within this Commonwealth a store or stores, as herein defined for the sale of tangible personal property; prescribing the method and manner of collecting such tax and its disposition, and providing penalties.

Mr. HARMUTH, from the Committee on Ways and Means reported as committed, House Bill No. 382, entitled:

An Act relieving certain lands acquired by counties, cities, boroughs, towns or townships from liens in favor of the Commonwealth for corporation taxes in certain cases.

Mr. DILLEY, from the Committee on Municipal Corporations reported as committed, House Bill No. 534, entitled:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth, and for the filing of claims therefor; providing for the imposition of penalties and interest on such taxes, and abating the penalties and interest imposed by existing law; providing for the payment of certain costs by taxpayers; providing for the collection of such taxes, penalties and interest; and authorizing taxing authorities to abate penalties, interest and costs imposed by this act.

Mr. SHAW, from the Committee on Counties reported as committed House Bill No. 370, entitled

An Act to amend section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects,

property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws." making the real estate of public service companies subject to taxation and providing certain exceptions.

Mr. FRANK P. HAMILTON, from the Committee on Counties reported as committed, House Bill No. 25, entitled:

An Act to repeal sections seventy-two, seventy-eight, eighty-two, eighty-seven, ninety-two, ninety-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," so as to eliminate the liability of the counties to pay expenses of county commissioners, solicitors, chief clerks, county controllers, sheriffs, district attorneys, probation officers, and registers of wills in attending State association conventions of such officials, and expenses in supporting such associations.

Mr. ALEXANDER, from the Committee on Education reported as committed, House Bill No. 665, entitled:

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the nine day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government: providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, asssess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by establishing the State Forests and Waters Fund; abolishing the State School Funds; and transferring moneys and securities in the State School Fund to the General Fund.

Mr. SPROUL, from the Committee on Boroughs and Townships reported as committed, House Bill No. 170, entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders, or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

Mr. HAGERTY, from the Committee on Cities reported as committed, House Bill No. 474, entitled:

An Act authorizing the abatement of certain tax penalties and interest on City taxes in cities of the first class and school taxes in school districts of the first class.

Mr. SIMPSON, from the Committee on Boroughs and Townships reported as committed, House Bill No. 795, entitled:

An Act to amend section eight hundred eight of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," as amended, limiting the provisions of the section to township funds.

Mr. RUTH, from the Committee on Ways and Means reported as committed, House Bill No. 836, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securties belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended, by adding new sections and repealing certain sections; changing the method of appointing certain agents and employes of the Commonwealth engaged in the appraisement and collection of inheritance and estate taxes and mercantile taxes and license fees; and further defining the powers and duties of the Department of Revenue in the collection of such taxes and license fees.

Mr. SHUGARTS, from the Committee on Ways and Means reported as committed, House Bill No. 837, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax upon the capital stock of certain corporations, joint-stock associations, limited partnerships, and companies heretofore exempt, and increasing the rate of tax on the capital stock of fire and marine insurance companies.

Mr. STANK, from the Committee on Ways and Means reported as committed, House Bill No. 838, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved

the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by substituting a franchise tax on foreign corporations in lieu of the capital stock tax on such corporations; imposing a tax upon the capital stock of certain corporations, joint-stock associations, limited partnerships and companies heretofore exempt; and increasing the rate of tax on the capital stock of fire and marine insurance companies.

Mr. BAINE, from the Committee on Ways and Means reported as committed, House Bill No. 842, entitled:

An Act to further amend section seven hundred and thirteen of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the counts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring certain domestic insurance companies and associations to make certain reports in writing to the Department of Revenue on the fifteenth day of March, one thousand nine hundred and thirty-five, and every year thereafter.

Mr. WEISS, from the Committee on Ways and Means reported as committed, House Bill No. 857, entitled:

An Act to amend section thirteen hundred and five of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, three hundred and forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against Commonwealth, the resettlement of accounts and appeals to the courts, refunds of money erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees for State purposes, or to pay other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring every person, copartnership, bank, national bank, bond and trust company, safe deposit company, trust company, association, and corporation, and savings fund, savings institution, and saving bank to report unclaimed deposits after ten years; repealing certain acts.

Mr. SIMON, from the Committee on Ways and Means reported as committed, House Bill No. 858, entitled:

An Act to further amend section seven of the act approved the seventh day of June, one thousand nine hundred and fifteen (Pamphlet Laws, eight hundred seventy eight), entitled "An act providing for the escheat of deposits of money or property of another received for storage or safekeeping; the dividends, profits, debts, and interest on debts of corporations, companies, banks, trust companies, insurance companies, limited partnerships, and partnership associations, organized under the laws of this Commonwealth, except mutual saving-fund society not having a capital stock represented by shares, and except also building and loan associations, and property held for the benefit of another by the same, and the profits, accretions, and interest on such property, as well as interest thereon accrued, or which should have accrued, between the fixing of the amount of such property by the award of any court and the actual distribution thereof," by requiring that unclaimed deposits with every person, copartnership, bank, national bank, safe deposit company, trust company, association, and corporation, and savings fund, savings institution, and savings bank, shall escheat after ten years.

Mr. EBERHARTER, from the Committee on Cities reported as amended, House Blil No. 752, entitled:

An Act for the better government of cities of the second class; abolishing the office of mayor and creating the office of city commissioner; prescribing the powers, duties and qualifications of the city commissioner and fixing his salary; providing for the election of the city commissioner, for the filling of vacancies in said office, and for the appointment of a city commissioner in the first instance by the Governor; providing that the president of city council shall act as city commissioner in certain cases; providing for the appointment of the city solicitor and civil service commissioners; authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary; abolishing the police power now vested in the mayor; and repealing existing laws.

Mr. MURRIN, from the Committee on Municipal Corportations re-reported as amended, House Bill No. 20, entitled:

An Act empowering counties cities boroughs townships school districts and poor districts to exonerate penalties and interest on delinquent real estate taxes and providing the procedure in such cases.

Mr. MALE, from the Committee on Banking reported as amended, House Resolution No. 1.

BILL RE-REFERRED

Mr. HETRICK, returned from the Committee on Banking with the recommendation that it be re-referred to the Committee on Judiciary General, House Bill No. 473, entitled:

An Act to amend paragraph (a) one of section forty-one of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians, and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, judgments and executions therefor sales and mortgages of real estate for the payment thereof, and the discharge of real estate from the lien thereof; contracts of decedents for

the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions, and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers, and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties, and liabilities of trustees durante absentia; the recording and registration of degrees, reports and other proceedings, and the fees therefor; appeals in certain cases; and, also, generally dealing with the jurisdiction, powers, and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," as amended; further defining the nature and kind of investments of trust funds to be made by fiduciaries.

The SPEAKER. The bill is now re-referred to the Committee on Judiciary General.

BILLS ON FIRST READING

Mr. RUTH asked and obtained unanimous consent to have the following bills read for the first time, in order that they may be read the second time on Monday, March 4, to be then recommitted for public hearing.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 836, entitled:

An Act to amend the act approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Law, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended, by adding new sections and repealing certain sections; changing the method of appointing certain agents and employes of the Commonwealth engaged in the appraisement and collection of inheritance and estate taxes and mercantile taxes and license fees; and further defining the powers and duties of the Department of Revenue in the collection of such taxes and license fees.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 837, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing a tax upon the capital stock of certain corporations, joint-stock associations, limited partnerships, and companies heretofore exempt, and increasing the rate of tax on the capital stock of fire and marine insurance companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 838, entitled:

An act to further amend sections twenty and twenty-one of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by substituting a franchise tax on foreign corporations in lieu of the franchise tax on foreign corporations in lieu of the capital stock tax on such corporations; imposing a tax upon the capital stock of certain corporation, joint-stock associations, limited partnerships and companies heretofore exempt; and increasing the rate of tax on the capital stock of fire and marine insurance companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 842, entitled:

An Act to further amend section seven hundred and thirteen of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth, and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring certain domestic insurance companies and associations to make certain reports in writing to the Department of Revenue on the fifteenth day of March, one thousand nine hundred and thirty-five, and every year thereafter.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 857, entitled:

An Act to amend section thirteen hundred and five of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securties belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth, and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by requiring every person, copartnership, bank, national bank, bond and trust company, safe deposit company, trust company, association, and corporation, and savings fund, savings institution, and savings bank to report unclaimed deposits after ten years; and repealing certain acts.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 858, entitled:

An Act to further amend section seven of the act approved the seventh day of June, one thousand nine hundred and fifteen (Pamphlet Laws, eight hundred seventy eight), entitled "An act providing for the escheat of deposits of money or property of another received for storage or safekeeping; the dividends, profits, debts, and interest on debts of corporations, companies, banks, trust companies, insurance companies, limited partnerships, and partnership associations, organized under the laws of this Commonwealth, except mutual saving-fund society not having a capital stock represented by shares, and except also building and loan associations, and property held for the benefit of another by the same, and the profits, accretions, and interest on such property, as well as interest thereon accrued, or which should have accrued, between the fixing of the amount of such property by the award of any court and the actual distribution thereof," by requiring that unclaimed deposits with every person, copartnership, bank, national bank, safe deposit company, trust company, association, and corporation, and savings fund, savings institution, and savings bank, shall escheat after ten years.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

RESOLUTION NO. 10

Mr. CANNON. Mr. Speaker, I desire to call up at this time Resolution No. 10, Printer's No. 10.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, In this Commonwealth of Pennsylvania there prevails a State Emergency Relief Board who constitute the authority to allocate funds to the various counties set-up for the purpose of direct relief or work relief; and

Whereas, The County Relief Board of the County of Philadelphia constitutes the authority in Philadelphia to render decisions by the set-up they term beneficial; and

Whereas, Direct relief sought from many angles by those in distress, food orders, coal, clothing, shoes and many other necessities made available and disposed of through the set-up termed by many in authority that were compensated by wages or salaries for their services rendered; and

Whereas, Work relief created by projects authorized in local communities by which employment created came under the jurisdiction of the State Emergency Relief Administration, Local Works Division and County Relief Board.

Therefore Be It Resolved, (should the Senate concur), A complete investigation by a committee of four members of the House appointed by the Speaker of the House and a committee of three members of the Senate appointed by the President Pro Tempore be granted power to constitute the authority for conducting hearings to obtain any evidence they seek regarding relief and the distribution or disbursing of

Resolved, Each member of the committee shall have the power to administer oaths or affirmations to witness appearing before it, any person who shall wilfully neglect to appear and testify before said committee or refuse to produce any books, papers, records or documents shall be subject to the penalties provided by law of this Commonwealth.

Resolved, That an item be inserted in the General Appropriation bill to pay the expenses of said committee.

On the question,

Will the House adopt the resolution?

The yeas and nays were required by Mr. CANNON and Mr. WALKER and were as follows:

YEAS—94

Achterman,	Dent,	Lovett,	Robinson,
Alexander,	Diehl,	Male,	Ruffennach,
Andrews,	Dilley,	McCreary,	Ruth,
Arnold,	Eberharter,	McDermott,	Scanlon,
Aukerman,	Eroe,	McElroy,	Schwab,
Baine,	Falkenstein,	Mentzer,	Shaw,
Baker, J J.,	Finnerty,	Moomaw,	Shepard,
Barber,	Fitch,	Mooney,	Simon,
Bradley,	Flanagan,	Moran,	Sinwell,
Brancato,	Furman,	Moul,	Smith, J. A.,
Brown, H. S.,	Haberlen,	Munley,	Stank,
Brown, J. E.,	Hagerty,	Murrin,	Stone,
Brownfield,	Haluska,	O'Keefe,	Tumelty,
Burke,	Hamilton, F. P.,	Ominsky,	Van Sickle,
Cannon,	Harkins,	O'Neill,	Walker,
Caputo,	Harmuth,	Panton,	Weiss,
Carson,	Hartman,	Patterson, C.,	Welliver,
Chervenak,	Hetrick,	Patterson, J. W.,	Welsh,
Coakley,	Hindman,	Pfaff,	Westrick,
Cochran,	Holstrom,	Piole,	Wilson,
Cohen,	Hoopes,	Powers,	Yourishin,
Coleman,	Kinney,	Reising,	Zappala,
Coolahan,	Larue,	Rinn,	Sarig,
Decker,	Long,		

NAYS—65

Atkins,	Gillette,	Muir,	Sproul,
Baker, F. T.,	Green,	Nothnagle,	Stewart,
Baldi,	Habbyshaw,	Parks,	Stockham,
Barnhardt,	Hart,	Perry,	Sumney,
Blumberg,	Hefferon,	Peters,	Surface,
Boose,	Hermansen,	Reynolds,	Tahl,
Boyd, R.,	Holland,	Rhys,	Trout,
Boyer,	Jones,	Roan,	Turner,
Brennan,	Klingler,	Schrock,	Wall,
Carr,	Kobelak,	Schwartz,	Wasserman,
Castor,	Linderman,	Shortz,	Weidemann,
Condon,	Longaker,	Simpson,	Wickersham,
Davies,	Mason,	Sloan,	Witkin,
Denning,	McKinney,	Snyder, F. E.,	Wood,
Duffort,	Merrell,	Snyder, J. L.,	Woodside,
Ferko,	Moore,	Sowers,	Yeakel,
Gates,			

So the question was determined in the affirmative and the resolution was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. VAN ALLSBURG. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Erie will state his question of personal privilege.

Mr. VAN ALLSBURG. Mr. Speaker, in the Legislative Journal of February 6th, I am reported as having voted "no" on House Bill No. 304, which is contrary to the fact. I voted "aye."

The SPEAKER. The remarks of the gentleman under his question of personal privilege will be spread upon the Legislative Journal.

BILL SIGNED BY THE SPEAKER

Bill numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the title was publicly read as follows:

HOUSE BILL No. 120.

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," authorizing boroughs to acquire, maintain and operate inclined plane passenger and vehicular traffic transportation facilities.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1041, entitled:

An Act to amend section six of the act approved the third day of June, one thousand eight hundred and eighty-five (P. L. 62), entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," as amended, making ex-service women eligible to admission to said home.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 533, entitled:

An Act relating to mob violence and lynching; making members of a mob and accessories thereto when death results guilty of murder, and guilty of a felony where no death results; providing for the enforcement of this act by district attorneys, the Attorney General and prosecutors designated by the Governor; fixing civil liabilities in such cases; and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 142, entitled:

An Act requiring school districts of the first class to cause to be taken the finger prints of certain pupils; and providing for the preservation, classification, and withdrawing of the same.

And said bill having been read at length the first time, Ordered. To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 937, entitled:

An Act to amend section seven hundred and eighteen of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by changing the amount of the fee for uncollectible checks.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 870, entitled:

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 316, entitled:

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 462, entitled:

An Act to validate and confirm certain contracts, expenditures or payments heretofore made, ratified or approved by councils of cities of the third class; and to direct payments thereunder by the fiscal officers of such cities in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 233, entitled:

An Act to amend and re-enact the act approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases; providing for the continuance of return days of writs of

execution; and authorizing sales thereon without issuance of further writs," extending the provisions thereof for two years; and exempting mortgages issued under the National Housing Act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 306, entitled:

An Act providing for the registration of milk bottles and containers, forbidding refilling, using, selling, purchasing, giving, taking, retaining, destroying, disposing or trafficking in same without the written consent of owners, imposing penalties, fines and imprisonment, providing for issuing process in nature of a search warrant; providing what shall constitute prima facie proof, forbidding defacement, covering up, removing or concealing name, mark or device; defining procedure; providing disposition of fines; providing that appeal will not invalidate conviction for second offence, but that sentence shall await decisions of appeal, providing that the requiring, taking or accepting a deposit shall not be deemed a sale; providing that registration prior to this act entitles registrants to benefits of act, and providing for the transfer of certificates of registration.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1043, entitled:

An Act to amend section one, of the act approved the eighth day of April, one thousand eight hundred and sixty-seven (P. L. 50), entitled "An act to permit disabled soldiers to peddle, by procuring a license therefor, without charge," as amended, governing the issuing of licenses.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 965, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs, to sell and convey a certain portion of the lands acquired for a State Military Cemetery.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 947 (Senate Bill No. 25), entitled:

An Act to amend section nine of the act approved the fifth day of January one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 445, entitled:

An Act supplementing the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by providing additional credit for service and prior service for State employes who were formerly employed as teachers, principals or superintendents in the public school system of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 332, entitled:

An Act to amend section two of the act approved the second day of January, one thousand nine hundred and thirty-four (P. L. 200, 1933-34), entitled "An act authorizing officers, departments, boards and commissions of any political subdivision of the Commonwealth, and cities, counties, boroughs, incorporated towns, townships, school districts, to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 392, as follows:

An Act providing for reimbursement from funds available for unemployment relief of landlords whose dwellings are occupied by unemployed tenants receiving relief through the State Emergency Relief Board and who are unable to pay rent to landlords affording them shelter

Whereas many families of unemployed persons receiving public relief are occupying dwellings as tenants and are unable to pay rent to landlords and

Whereas It is the duty of the Commonwealth to provide shelter for unemployed persons and moneys are appropriated to the State Emergency Relief Board for such purposes and

Whereas landlords cannot indefinitely continue to provide shelter for unemployed persons without some reimbursement and also pay taxes asssed against dwellings from whcih no income is received and

Whereas the present policy of administering relief shifts a great portion of the public duty to individuals in no manner liable for the same thereof

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that where any dwelling is occupied by an unemployed tenant and his family receiving relief from moneys appropriated to the State Emergency Relief Board or from Federal funds made available for expenditure by the State Emergency Relief Board or the Governor and such tenant is in default in the payment of rent but is permitted to continue to occupy such dwelling by the

landlord it shall be the duty of the State Emergency Relief Board to provide reimbursement to such landlord for the shelter he is providing for such tenant and his family Reimbursements to landlords shall be payable from moneys appropriated to or available for expenditure by the State Emergency Relief Board for the purpose of providing shelter for unemployed persons

The sum required to be paid to landlords under the provisions of this act as reimbursed for shelter provided shall be equal to but not eceed in any year (a) the total local taxes levied on such dwelling and the land connected therewith (b) the amount paid out for water rent and (c) an additional sum equal to two percentum of the assessed valuation of the property and one-twelfth of said taxes water rent and per centage of assessed valuation shall be paid to the landlord each month so long as such tenant continues to receive relief and occupies such dwelling without payment of rent Provided however That where a dwelling is occupied by two or more families any one of whom is paying rent and is not receiving relief then the amount received in rent from such family or families shall be deducted each month from the amount hereinbefore required to be paid for taxes water rent and per centage of assessd valuation

Section 2 The State Emergency Relief Board shall adopt such rules and regulations as may be deemed necessary to carry into effect the provisions of this act and to enable landlords to make proof of claims for reimbursement under this act

Section 3 This act shall take effect on the first day of June one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 525, as follows:

An Act Relating to the appointment and compensation of court criers and tipstaves in counties of the first class and repealing inconsistent acts

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each and every county of the first class of this Commonwealth the courts of common pleas oyer and terminer quarter sessions orphans and municipal courts may appoint such number of criers and tipstaves at such compensation as may be allowed and fixed by the legislative body which levies the taxes and raises the revenues in counties of the first class from which such compensation is paid

Section 2 The following acts or sections of Acts of Assembly are hereby repealed as respectively indicated

Section seventy-eight of the act approved the fourteenth day of April one thousand eight hundred and thirty-four (Pamphlet Laws three hundred thirty-three) entitled "An act relative to the organization of the courts of justice" as amended by section one of the act approved the twenty-fifth day of June one thousand nine hundred thirteen (Pamphlet Laws five hundred sixty-eight) in so far as it applies to counties of the first class

The act approved the thirtieth day of May one thousand eight hundred and ninety-five (Pamphlet Laws one hundred twenty-eight) entitled "An act increasing the salaries of tipstaves in the courts of any county in this Commonwealth having a population of not less than five hundred thousand" and the amendments thereto absolutely

All other acts and parts of acts inconsistent with this act are hereby repealed

An said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 530, as follows:

An Act to further amend sections four and nine of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" providing that the number and compensation of certain officers and employes of said court shall be fixed by the tax levying body of said county

Section 1 Be it enacted by the Senate and House of Representatives of the Commnowealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section four of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred eleven) entitled "An act establishing a court for the county of Philadelphia prescribing its jurisdiction and powers providing for the service of its writs process or warrants by the proper officers of the county or city of Philadelphia regulating the procedure therein and appeals therefrom and providing for the expenses thereof" as amended in part by the acts approved the fifteenth day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred eighty-eight) and the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred [illegible]) is hereby further amended to read as follows

Section 4 The prothonotary of the courts of common pleas and the clerk of the court of oyer and terminer and quarter sessions of the peace of said county shall be the clerks of the court hereby created and each of said officials shall assume and perform all of the duties of clerks thereof to the same extent and in the same manner as is now required for the said courts of common pleas and the court of oyer and terminer and quarter sessions of the peace of said county respectively or as directed by the judges of the said court [All other necessary clerks and assistants required by the said prothonotary or the said clerk of the court of oyer and terminer and quarter sessions of the peace on account of the business of the said court shall be appointed and paid in the same manner as is now provided for clerks in the courts of common pleas and the court of oyer and terminer and quarter sessions of the peace of said county respectively] Provided That all fees received by the prothonotary of the courts of common pleas and the clerk of the court of oyer and terminer and quarter sessions of the peace of said county from the business of the Municipal Court may as in the case of other fees received by them be applied to the payment of the salaries of said officers respectively their clerks and assistants and any other expenses in connection with the discharge of their duties

The fees to be charged for the business of said court shall be the same as the fees charged for similar services by the prothonotary of the courts of common pleas of Philadelphia County or the clerk of the court of oyer and terminer and quarter sessions of the peace

All fees or other sums received by any clerk or employe of said court shall be paid into the treasury of the county of Philadelphia except moneys paid in pursuance of an order of the court in (a) proceeding against a husband or father where it is charged that without reasonable cause he has separated himself from his wife or child or children or from both or (b) in a proceeding against a person wherein it is charged that being of full age he or she has neglected to maintain his or her parents who are not able to work or are not of sufficient ability to maintain themselves or (c) in a proceeding for the custody of children in all of which cases the moneys shall be paid by the clerk to the person or persons entitled thereto immediately after the receipt thereof by the clerk

The board of judges of the municipal court may appoint

such tipstaves and officers or employes as are [reasonably necessary the number of the same and their compensation to be determined from time to time by a] [majority of the judges of the said court] allowed by the taxing body as hereinafter provided to perform the duties usually pertinent to such officers in and about the court rooms or elsewhere

The compensation of all officers and employes of said court shall be paid out of the treasury of the said county [in the same manner and amount and under the same regulations as is now provided for the payment of officers and employes of the said courts of common pleas and clerk of the court of oyer and terminer and quarter sessions of the peace of said county]

The board of judges of the municipal court shall appoint such official stenographers as shall be necessary and said stenographers shall be appointed and discharge their duties and be paid compensation under and subject to the stenographers' act of one thousand nine hundred and seven its amendments and supplements

Section 2 That section nine of said act as amended in part by section three of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty) is hereby further amended to read as follows

Section 9 The board of judges of the municipal court shall appoint a chief probation officer [whose salary shall not exceed five thousand dollars ($5,000) a year] and such additional probation officers [and employes] as it may determine [at salaries not to exceed two thousand five hundred dollars ($2,500) a year] whose powers and duties shall be similar to those heretofore appointed by the court of quarter sessions of the peace for said county The salaries and number of all officers and employes of said court shall be fixed by the tax levying body of said county

There shall be no preilminary hearings in any cases affecting dependent delinquent or neglected children under age of sixteen years as defined by existing laws relating to such proceedings (which laws are hereby made applicable to proceedings in the Municipal Court) but such children shall be brought immediately before the judge of the juvenile court and he shall hear and determine said cases separately from each other at such place and at such hours of the day or night as will in the judgment of the president judge and of the judge of the juvenile court be most conducive to the welfare of such children

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 353 as follows:

An Act to provide for the annual registration of industrial establishments by the Department of Labor and Industry and imposing a penalty for violations of the act

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

Section 1 Short Title This act shall be known and may be cited as the "Annual Registration of Industrial Establishments Act of nineteen hundred and thirty-five"

Section 2 Definitions The following terms as used in this act shall be construed as follows

"Employment" means any trade occupation or process of manufacture or any method of carrying on such trade occupation or process of manufacture in which any person may be engaged except in private domestic service agriculture or casual employment not in the regular course of the employer's business

"Employer" means every person firm corporation agent manager or representative carrying on any employment

"Secretary" means the Secretary of Labor and Industry of this Commonwealth

Section 3 Annual Reports (a) Annually on or before the first day of June every employer carrying on any employment within this Commonwealth shall send to the Secretary a written report setting forth (1) the name address and previous address of the employer (2) the character and location of the employment (3) a description of buildings and equipment number of floors elevators boilers and fire escapes (4) the number of persons employed male and female and (5) the scheduled hours of work per week for the ensuing year Such report shall be accompanied by a registration fee of One Dollar ($1.00) in the case of employers employing less than five (5) persons and a fee of Five Dollars ($5.00) for employers employing five (5) or more persons

(b) Every employer who intends to carry on any employment within this Commonwealth shall not later than ten days prior to the commencement of operations send to the Secretary a written report setting forth (1) the name and address of the employer (2) the character and location of the employment (3) the probable date of the commencement of operations (4) a description of buildings and equipment number of floors elevators boilers and fire escapes and (5) the probable number of persons to be employed male and female Such report shall be accompanied by a registration fee of Five Dollars ($5.00)

(c) Every employer who intends to cease carrying on any employment within this Commonwealth shall not later than thirty days prior to the ceasing of operations notify the Secretary in writing of his intention

Section 4 Certificate of Registration (a) The Secretary shall issue a certificate to every employer complying with the provisions of subsections (a) and (b) of Section two who shall be entitled to receive such general inspections of his place of employment and equipment as in the opinion of the Department of Labor and Industry are desirable

(b) All fees required to be paid under this act shall be collected by the Department of Labor and Industry and by it paid into the State Treasury through the Department of Revenue

Section 5 Penalty Every person who violates any provision of this act shall upon conviction thereof in a summary proceeding before a justice of the peace alderman or magistrate be sentenced to pay a fine of Twenty-five Dollars ($25.00) and costs of prosecution All fines collected under this act shall be forwarded to the Department of Labor and Industry which shall transmit the same into the State Treasury through the Department of Revenue

Section 6 Effective Date This act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

VOTE RECONSIDERED

Mr. COLEMAN. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. COLEMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Manufactures for the purpose of amendment.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 300, as follows:

An Act To amend sub heading (e) of article five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An Act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended authorizing appropriations to veterans organizations for certain purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sub heading (e) of article five of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred one) is hereby further amended by adding thereto after section four hundred and thirty-nine the following new section

Section 440 Appropriations to Veterans Organizations for Claim Presentation Expenses The board of commissioners may appropriate annually to each camp of the United Spanish War Veterans and to each post of the American Legion and to each post of the Veterans of Foreign Wars and to each Naval Association and to each post of the Grand Army of the Republic and to each post of the Disabled American Veterans of the World War a sum of money for the use of the recognized and authorized service officer of the camp post or chapter to assist honorably discharged soldiers sailors or marines and members of the Enlisted Nurses Corps in preparing and presenting claims for benefits provided by this Commonwealth and of the Government of the United States to honorably discharge ex-service men or women

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. MOOMAW. Mr. Speaker, I move that this bill be recommitted to the Committee on Military Affairs for further consideration and possible amendment.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 877, as follows:

An Act validating amicable writs of scire facias to revive municipal claims entered by boroughs and townships of the first class where more than five years have elapsed since the original claims were filed or a prior revival thereof made

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any borough or township of the first class has heretofore filed in the office of the prothonotary of the proper county an amicable writ of scire facias to revive any municipal claim and such writ of scire facias shall not have been filed within the period of five years from the time the original claim was filed or within five years after any prior revival of such claim then in any such case such action in filing such amicable writ of scire facias is hereby ratified confirmed and made valid notwithstanding that the same was not filed within the time required by law and that the lien of such municipal claim was lost and the lien of any such municipal claim shall be deemed revived from the date such amicable writ of scire facias was filed in the office of the prothonotary and such lien may be proceeded upon further revived and collected as provided by law Provided however That the lien of any such municipal claim shall not reattach against any real estate transferred to any purchaser during the time when the lien of the same was lost

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were taken as follows, viz:

YEAS—195

Achterman,	Eroe,	McDermott,	Shreiner,
Alexander,	Falkenstein,	McDevitt,	Shugarts,
Allen,	Ferko,	McElroy,	Siegel,
Altenburg,	Finnerty,	McKinney,	Simon,
Andrews,	Fitch,	Melchiorre,	Simpson,
Arnold,	Flanagan,	Mentzer,	Sinwell,
Aukerman,	Flinchbaugh,	Merrell,	Sloan,
Baine,	Forrest,	Moomaw,	Smith, J. A.,
Baker, J J.,	Furman,	Mooney,	Smith, W. G.,
Baker, F. T.,	Gates,	Moore,	Snyder, F. E.,
Baldi,	Gerard,	Moran,	Snyder, J. L.,
Barber,	Gillette,	Moul,	Sowers,
Barnhardt,	Green,	Muir,	Sproul,
Bernhard,	Greenstein,	Munley,	Stank,
Blumberg,	Haberlen,	Murrin,	Stevens,
Boose,	Hagerty,	Nagel,	Stewart,
Boyd, R.,	Haluska,	Nothnagle,	Stockham,
Boyer,	Hamilton, F. P.,	O'Keefe,	Stone,
Bradley,	Harkins,	Ominsky,	Stott,
Brancato,	Harmuth,	O'Neill,	Sumney,
Brennan,	Hart,	Panton,	Surface,
Brown, H. S.,	Hartman,	Parks,	Tahl,
Brown, J. E.,	Hefferon,	Patterson, C.,	Terry,
Brownfield,	Hermansen,	Patterson, J. W.,	Tronzo,
Brumbaugh,	Hetrick,	Pearson,	Trout,
Burke,	Hindman,	Perry,	Tumelty,
Cannon,	Hirsch,	Peters,	Turner,
Caputo,	Hoffner,	Pfaff,	Van Allsburg,
Carr,	Holland,	Phillips,	Van Sickle,
Carson,	Holstrom,	Piole,	Walker,
Castor,	Hoopes,	Powers,	Wall,
Chervenak,	Horst,	Reising,	Wasserman,
Coakley,	Jackson,	Reynolds,	Weidemann,
Cochran,	Jones,	Rhys,	Weiss,
Cohen,	Kelso,	Rinn,	Welliver,
Coleman,	Kelso,	Roan,	Welsh,
Condon,	Kilroy,	Robinson,	Westrick,
Coolahan,	Kinney,	Rooney,	White,
Cordier,	Klingler,	Root,	Wickersham,
Davies,	Kobelak,	Ruffennach,	Wilson,
Decker,	Linderman,	Ruth,	Witkin,
Denning,	Long,	Scanlon,	Wood,
Dent,	Longaker,	Schrock,	Woodside,
Diehl,	Lovett,	Schrope,	Yeakel,
Dilley,	Lynch,	Schwab,	Yourishin,
Downey, G. E.,	Male,	Schwartz,	Zappala,
Downey, J. J.,	Mallen,	Shaw,	Zimmerman,
Duffort,	Mason,	Shepard,	Sarig,
Eberharter,	McCreary,	Shortz,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 678, entitled:

An Act to amend section twenty-one and to repeal section forty-five of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies and township rates and levies," as amended; abolishing imprisonment for failure to pay taxes.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

Achterman,	Falkenstein,	McCreary,	Shreiner,
Alexander,	Ferko,	McDermott,	Shugarts,
Allen,	Finnerty,	McDevitt,	Siegel,
Altenburg,	Fitch,	McElroy,	Simon,
Arnold,	Flanagan,	McHenry,	Simpson,
Atkins,	Flinchbaugh,	McKinney,	Sinwell,
Aukerman,	Forrest,	Melchiorre,	Sloan,
Baine,	Furman,	Mentzer,	Smith, J. A.,
Baker, F. T.,	Gates,	Merrell,	Smith, W. G.,
Baker, J J.,	Gerard,	Moomaw,	Snyder, F. E.,
Baldi,	Gillette,	Mooney,	Snyder, J. L.,
Barber,	Green,	Moore,	Sowers,
Barnhardt,	Greenstein,	Moran,	Sproul,
Bernhard,	Habbyshaw,	Moul,	Stank,
Blumberg,	Haberlen,	Muir,	Stevens,
Boose,	Hagerty,	Munley,	Stewart,
Boyd, R.,	Haluska,	Murrin,	Stockham,
Boyer,	Hamilton, F. P.,	Nagel,	Stone,
Bradley,	Hamilton, R. S.,	Nothnagle,	Stott,
Brancato,	Harkins,	O'Keefe,	Sumney,
Brennan,	Harmuth,	Ominsky,	Surface,
Brown, H. S.,	Hart,	Panton,	Tahl,
Brown, J. E.,	Hartman,	Parks,	Terry,
Brownfield,	Hefferon,	Patterson, C.,	Tronzo,
Brumbaugh,	Hermansen,	Patterson, J. W.,	Trout,
Burke,	Hetrick,	Pearson,	Tumelty,
Cannon,	Hindman,	Perry,	Turner,
Caputo,	Hirsch,	Peters,	Van Allsburg,
Carr,	Hoffner,	Pfaff,	Van Sickle,
Carson,	Holland,	Phillips,	Walker,
Castor,	Holstrom,	Piole,	Wall,
Chervenak,	Hoopes,	Powers,	Wasserman,
Coakley,	Horst,	Reising,	Weidemann,
Cochran,	Jackson,	Reynolds,	Weiss,
Cohen,	Jones,	Rinn,	Welliver,
Coleman,	Kane,	Roan,	Welsh,
Condon,	Kelso,	Robinson,	Westrick,
Coolahan,	Kilroy,	Rooney,	White,
Cordier,	Kinney,	Root,	Wickersham,
Davies,	Klingler,	Ruffennach,	Wilson,
Decker,	Kobelak,	Ruth,	Witkin,
Denning,	Linderman,	Scanlon,	Wood,
Dent,	Long,	Schrock,	Woodside,
Diehl,	Longaker,	Schrope,	Yeakel,
Dilley,	Lovett,	Schwab,	Yourishin,
Downey, G. E.,	Lynch,	Schwartz,	Zappala,
Downey, J. J.,	Male,	Shaw,	Zimmerman,
Duffort,	Mallen,	Shepard,	Sarig,
Eberharter,	Mason,	Shortz,	
Eroe,			

NAYS—2

Andrews,	O'Neill,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 853, entitled:

A Supplement to an act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties."

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. CORDIER. Mr. Speaker and members of the House, I wish to direct your attention to the fact that the measure now before you applies only to the cities of the second class A, namely, Scranton.

The bill provides for the issuing of a single tax statement of all the taxes collected within the territorial limits of the city of Scranton. It further provides for the collection of those taxes in quarterly installments and allows for the same penalties and discounts as now provided by law.

In 1929 the General Assembly passed the single tax office act applying to the city of Scranton. This act has resulted in a great saving to the taxpayers of the city of Scranton, and the bill now before you further simplifies the collection of these taxes and it will result in a great convenience to the taxpayers of the city of Scranton.

I might add that it has the approval of the entire delegation in this House, both Republican and Democratic, from Lackawanna county and it has the whole hearted support of the taxpayers of the city of Scranton and in their name I urge you to vote "aye" on this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 199

Achterman,	Ederer,	Mason,	Shortz,
Alexander,	Eroe,	McCreary,	Shreiner,
Allen,	Falkenstein,	McDermott,	Shugarts,
Altenburg,	Ferko,	McDevitt,	Siegel,
Andrews,	Finnerty,	McElroy,	Simon,
Arnold,	Fitch,	McHenry,	Simpson,
Atkins,	Flanagan,	McKinney,	Sinwell,
Aukerman,	Flinchbaugh,	Mentzer,	Sloan,
Baine,	Forrest,	Merrell,	Smith, J. A.,
Baker, F. T.,	Furman,	Moomaw,	Smith, W. G.,
Baker, J J.,	Gates,	Mooney,	Snyder, F. E.,
Baldi,	Gerard,	Moore,	Snyder, J. L.,
Barber,	Gillette,	Moran,	Spangler,
Barnhardt,	Green,	Moul,	Sproul,
Bernhard,	Greenstein,	Muir,	Stank,
Blumberg,	Habbyshaw,	Munley,	Stevens,
Boose,	Haberlen,	Murrin,	Stewart,
Boyd, R.,	Hagerty,	Nagel,	Stockham,
Boyer,	Haluska,	Nothnagle,	Stone,
Bradley,	Hamilton, F. P.,	O'Keefe,	Stott,
Brancato,	Hamilton, R. S.,	Ominsky,	Sumney,
Brennan,	Harkins,	O'Neill,	Surface,
Brown, H. S.,	Harmuth,	Panton,	Tahl,
Brown, J. E.,	Hart,	Parks,	Terry,
Brownfield,	Hartman,	Patterson, C.,	Tronzo,
Brumbaugh,	Hefferon,	Patterson, J. W.,	Trout,
Burke,	Hermansen,	Pearson,	Tumelty,
Cannon,	Hetrick,	Perry,	Turner,
Caputo,	Hindman,	Peters,	Van Allsburg,
Carr,	Hirsch,	Pfaff,	Van Sickle,
Carson,	Hoffner,	Phillips,	Walker,
Castor,	Holland,	Piole,	Wall,
Chervenak,	Holstrom,	Powers,	Wasserman,
Coakley,	Hoopes,	Reising,	Weidemann,
Cochran,	Horst,	Reynolds,	Weiss,
Cohen,	Jackson,	Rhys,	Welliver,
Coleman,	Jones,	Rinn,	Welsh,
Condon,	Kane,	Roan,	Westrick,
Coolahan,	Kelso,	Robinson,	White,
Cordier,	Kilroy,	Rooney,	Wickersham,
Davies,	Kinney,	Root,	Wilson,
Decker,	Klingler,	Ruffennach,	Witkin,
Denning,	Kobelak,	Ruth,	Wood,
Dent,	Linderman,	Scanlon,	Woodside,
Diehl,	Long,	Schrock,	Yeakel,
Dilley,	Longaker,	Schrope,	Yourishin,
Downey, G. E.,	Lovett,	Schwab,	Zappala,
Downey, J. J.,	Lynch,	Schwartz,	Zimmerman,
Duffort,	Male,	Shaw,	Sarig,
Eberharter,	Mallen,	Shepard,	

NAYS 0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 275, entitled:

An Act to amend section two thousand one hundred twenty of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for and regulating joint sewer improvements.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. TURNER. Mr. Speaker and members of the House, House Bill No. 275 and the three following bills are relate to the same subject.

There have been a number of questions asked me by members of the House concerning these bills, and I, therefore, felt that I would like to make a very brief statement in reference to them for the guidance of the members of the House.

They are all a part of a plan to enable municipalities to enter into voluntary agreements—the agreements are voluntary—for the purpose of setting up joint sewer boards and the advantages are two-fold: in the first place, to make it possible for public works to take advantage of any Federal funds that may be available in Pennsylvania; and in the second place, to promote the abolition of stream pollution, which is uppermost in the minds of sportsmen and of many conservationists in Pennsylvania at the present time.

They merely provide a more efficient way of doing what the municipalities can do now and it is entirely permissive: it provides merely for voluntary agreements, and as these measures pertain to large public works that are desired in many parts of Pennsylvania and will aid the municipalities and will be a step in the elimination of stream pollution. I ask the members to vote "aye" on these four bills.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 200

Achterman,	Eroe,	Mason,	Shepard,
Alexander,	Falkenstein,	McCreary,	Shortz,
Allen,	Ferko,	McDermott,	Shreiner,
Altenburg,	Finnerty,	McDevitt,	Shugarts,
Andrews,	Fitch,	McElroy,	Siegel,
Arnold,	Flanagan,	McHenry,	Simon,
Atkins,	Flinchbaugh,	McKinney,	Simpson,
Aukerman,	Forrest,	Melchiorre,	Sinwell,
Baine,	Furman,	Mentzer,	Sloan,
Baker, F. T.,	Gates,	Merrell,	Smith, J. A.,
Baker, J. J.,	Gerard,	Moomaw,	Smith, W. G.,
Baldi,	Gillette,	Mooney,	Snyder, F. E.,
Barber,	Green,	Moore,	Snyder, J. L.,
Barnhardt,	Greenstein,	Morgan,	Sowers,
Bernhard,	Habbyshaw,	Moul,	Sproul,
Blumberg,	Haberlen,	Muir,	Stank,
Boose,	Hagerty,	Munley,	Stevens,
Boyd, R.,	Haluska,	Murrin,	Stewart,
Boyer,	Hamilton, F. P.,	Nagel,	Stockham,
Bradley,	Hamilton, R. S.,	Nothnagle,	Stone,
Brancato,	Harkins,	O'Keefe,	Stott,
Brennan,	Harmuth,	Ominsky,	Sumney,
Cannon,	Hart,	O'Neill,	Surface,
Brown, H. S.,	Hartman,	Panton,	Tahl,
Brown, J. E.,	Hefferon,	Parks,	Terry,
Brownfield,	Hermansen,	Patterson, C.,	Tronzo,
Brumbaugh,	Hetrick,	Patterson, J. W.,	Trout,
Burke,	Hindman,	Pearson,	Tumelty,
Caputo,	Hirsch,	Perry,	Turner,
Carr,	Hoffner,	Peters,	Van Allsburg,
Carson,	Holland,	Pfaff,	Van Sickle,
Castor,	Holstrom,	Phillips,	Walker,
Chervenak,	Hoopes,	Piole,	Wall,
Coakley,	Horst,	Powers,	Wasserman,
Cochran,	Jackson,	Reising,	Weidemann,
Cohen,	Jones,	Reynolds,	Weiss,
Coleman,	Kane,	Rhys,	Welliver,
Condon,	Kelso,	Rinn,	Welsh,
Coolahan,	Kilroy,	Roan,	Westrick,
Cordier,	Kinney,	Robinson,	White,
Davies,	Klingler,	Rooney,	Wickersham,
Decker,	Kobelak,	Root,	Wilson,
Denning,	Larue,	Ruffennach,	Witkin,
Dent,	Linderman,	Ruth,	Wood,
Diehl,	Long,	Scanlon,	Woodside,
Dilley,	Longaker,	Schrock,	Yeakel,
Downey, G. E.,	Lovett,	Schrope,	Yourishin,
Downey, J. J.,	Lynch,	Schwab,	Zappala,
Duffort,	Male,	Schwartz,	Zimmerman,
Eberharter,	Mallen,	Shaw,	Sarig,

NAYS 0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and considering of House Bill No. 276 as follows:

An Act To amend section three thousand two hundred and forty of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for and regulating joint sewer improvements

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three thousand two hundred and forty of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

Section 3240 [Agreements for] Building Joint Sewers (a) Cities may [enter into agreements] jointly with other municipalities or townships or both [for the purpose of building] build and construct sewers including trunk-line sewers or drains and sewage treatment works [Such agreements shall provide for the joint maintenance of the same] and may connect into such system existing sewers and may assess their respective portions of the cost thereof or so much thereof as may be legally assessable upon property benefited by the improvement either by viewers as is provided in the case of cities by section three thousand two hundred and eight three thousand two hundred and nine and three thousand two hundred and ten of this act or by the foot-front rule or assessed valuation of as provided in section three thousand two hundred and three of this act Any portion of the cost of such an improvement not assessed or not assessable shall be paid by the respective cities boroughs and townships joining as may be agreed upon

(b) The cities boroughs and townships joining or contemplating joining in any such improvement in order to facilitate the building of the same and securing preliminary surveys and estimates may by ordinance or resolution provide for the appointment of a joint sewer board composed of one representative from each of the cities

boroughs and townships joining which shall act generally as the advisory and administrative agency in the construction of such improvement and its subsequent operation and maintenance The members of such board shall serve for terms of six years each from the dates of their respective appointments and until their successors are appointed The joint sewer board shall organize by the election of chairman vice-chairman secretary and treasurer The several cities boroughs and townships may in the ordinances and resolutions creating the joint sewer board authorize the board to appoint an engineer a solicitor and such other assistants as are deemed necessary and agree to the share of the compensation of such persons each city borough and township is to pay The members of the joint sewer board shall receive no compensation but shall be entitled to actual expenses to be paid by the respective cities boroughs and townships which such members represent

(c) The joint sewer board shall have power to adopt rules and regulations to govern its proceedings and shall prepare and suggest any practical measures and plans by means of which the joint improvement may be carried to successful completion and the future development of the system so as to conform to a general plant assured and safeguarded It shall have power to prepare a joint agreement or agreements for submission to and adoption by the several cities boroughs and townships defining the advisory and administrative powers of the board setting forth the consents of the several cities boroughs and townships to the proposed improvement the manner in which preliminary and final plans specifications and estimates for the proposed improvement shall be prepared and adopted how proposals for bids shall be advertised and contracts let the manner in which the costs of the improvement and other incidental and preliminary expenses in connection therewith and the future cost of operation and maintenance shall be equitably shared apportioned and paid and all such other matters including the preparation and submission of annual and other budgets as may be deemed necessary or required by law to carry the proposed improvement to completion and to assure future maintenance and operation thereof But nothing herein contained shall authorize the board to make any improvement or expend any public moneys which has not first been authorized by all of the cities boroughs and townships proceeding with the improvement

(d) In any case where it shall be necessary to acquire appropriate injure or destroy private property lands property or material to build any such joint sewer improvement and the same cannot be acquired by purchase or gift the right of eminent domain shall vest in the city borough or township where such property is located In any case where it shall be necessary to acquire injure or destroy property in any territory not within the limits of any of the cities boroughs or townships joining in the improvement then the right of eminent domain shall be vested in any city borough or township adjacent to such territory where such property is located Damages for any property taken injured or destroyed shall be assessed as provided by the general laws relating to the cities boroughs and townships exercising the right of eminent domain and shall be paid by the several cities boroughs and townships joining in the same proportion as other costs of the improvement

(e) Each of the cities joining in any such improvement shall have power to incur or increase its indebtedness not exceeding the constitutional limits for the purpose of paying its share or portion of the costs of such improvement in the manner now provided by law for the incurring of indebtedness

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS 200

Achterman,	Eroe,	Mason,	Shaw,
Alexander,	Falkenstein,	McCreary,	Shepard,
Allen,	Ferko,	McDermott,	Shortz,
Altenburg,	Finnerty,	McDevitt,	Shreiner,
Andrews,	Fitch,	McElroy,	Shugarts,
Arnold,	Flanagan,	McHenry,	Siegel,
Atkins,	Flinchbaugh,	McKinney,	Simon,
Aukerman,	Forrest,	Melchiorre,	Simpson,
Baine,	Furman,	Mentzer,	Sinwell,
Baker, F. T.,	Gates,	Merrell,	Sloan,
Baker, J. J.,	Gerard,	Moomaw,	Smith, J. A.,
Baldi,	Gillette,	Mooney,	Smith, W. G.,
Barber,	Green,	Moore,	Snyder, F. E.,
Barnhardt,	Greenstein,	Morgan,	Snyder, J. L.,
Bernhard,	Habbyshaw,	Moul,	Sowers,
Blumberg,	Haberlen,	Muir,	Sproul,
Boose,	Hagerty,	Munley,	Stank,
Boyd, R.,	Haluska,	Murrin,	Stevens,
Boyer,	Hamilton, F. P.,	Nagel,	Stewart,
Bradley,	Hamilton, R. S.,	Nothnagle,	Stockham,
Brancato,	Harkins,	O'Keefe,	Stone,
Brennan,	Harmuth,	Ominsky,	Stott,
Brown, H. S.,	Hart,	O'Neill,	Sumney,
Brown, J. E.,	Hartman,	Panton,	Surface,
Brownfield,	Hefferon,	Parks,	Tahl,
Brumbaugh,	Hermansen,	Patterson, C.,	Terry,
Burke,	Hetrick,	Patterson, J. W.,	Tronzo,
Cannon,	Hindman,	Pearson,	Trout,
Caputo,	Hirsch,	Perry,	Tumelty,
Carr,	Hoffner,	Peters,	Turner,
Carson,	Holland,	Pfaff,	Van Allsburg,
Castor,	Holstrom,	Phillips,	Van Sickle,
Chervenak,	Hoopes,	Piole,	Walker,
Coakley,	Horst,	Powers,	Wall,
Cochran,	Jackson,	Reising,	Wasserman,
Cohen,	Jones,	Reynolds,	Weidemann,
Coleman,	Kane,	Rhys,	Weiss,
Condon,	Kelso,	Rinn,	Welliver,
Coolahan,	Kilroy,	Roan,	Welsh,
Cordier,	Kinney,	Robinson,	Westrick,
Davies,	Klingler,	Rooney,	Wickersham,
Decker,	Kobelak,	Root,	Wilson,
Denning,	Larue,	Ruffennach,	Witkin,
Dent,	Linderman,	Ruth,	Wood,
Diehl,	Long,	Sarraf,	Woodside,
Dilley,	Longaker,	Scanlon,	Yeakel,
Downey, G. E.,	Lovett,	Schrock,	Yourishin,
Downey, J. J.,	Lynch,	Schrope,	Zappala,
Duffort,	Male,	Schwab,	Zimmerman,
Eberharter,	Mallen,	Schwartz,	Sarig,

NAYS 0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk presented the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 277, entitled:

An Act to amend section one thousand five hundred and forty of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto;" providing for and regulating joint sewer improvements.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Ederer,	Mallen,	Shepard,
Alexander,	Eroe,	Mason,	Shortz,
Allen,	Falkenstein,	McCreary,	Shreiner,
Altenburg,	Ferko,	McDermott,	Shugarts,
Andrews,	Finnerty,	McDevitt,	Siegel,
Arnold,	Fitch,	McElroy,	Simon,
Atkins,	Flanagan,	McHenry,	Simpson,
Aukerman,	Flinchbaugh,	McKinney,	Sinwell,
Baine,	Forrest,	Melchiorre,	Sloan,
Baker, F. T.,	Furman,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Gates,	Merrell,	Smith, W. G.,
Baldi,	Gerard,	Moomaw,	Snyder, F. E.,
Barber,	Gillette,	Mooney,	Snyder, J. L.,
Barnhardt,	Green,	Moore,	Sowers,
Bernhard,	Greenstein,	Moran,	Sproul,
Blumberg,	Habbyshaw,	Moul,	Stank,
Boose,	Haberlen,	Muir,	Stevens,
Boyd, R.,	Hagerty,	Munley,	Stewart,
Boyer,	Haluska,	Murrin,	Stockham,
Bradley,	Hamilton, F. P.,	Nagel,	Stone,
Brancato,	Hamilton, R. S.,	Nothnagle,	Stott,
Brennan,	Harkins,	O'Keefe,	Sumney,
Brown, H. S.,	Harmuth,	Ominsky,	Surface,
Brown, J. E.,	Hart,	O'Neill,	Tahl,
Brownfield,	Hartman,	Panton,	Terry,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hetrick,	Patterson, J. W.,	Tumelty,
Caputo,	Hindman,	Pearson,	Turner,
Carr,	Hirsch,	Perry,	Van Allsburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holland,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Powers,	Wasserman,
Cochran,	Horst,	Reising,	Weidemann,
Cohen,	Jackson,	Reynolds,	Weiss,
Coleman,	Jones,	Rhys,	Welliver,
Condon,	Kane,	Rinn,	Welsh,
Coolahan,	Kelso,	Roan,	Westrick,
Cordier,	Kilroy,	Robinson,	White,
Davies,	Kinney,	Rooney,	Wickersham,
Decker,	Klingler,	Root,	Wilson,
Denning,	Kobelak,	Ruffennach,	Witkin,
Dent,	Larue,	Ruth,	Wood,
Diehl,	Linderman,	Scanlon,	Woodside,
Dilley,	Long,	Schrock,	Yeakel,
Downey, G. E.,	Longaker,	Schrope,	Yourishin,
Downey, J. J.,	Lovett,	Schwab,	Zappala,
Duffort,	Lynch,	Schwartz,	Zimmerman,
Eberharter,	Male,	Shaw,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 278, entitled:

An Act to amend section two thousand four hundred forty of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto;" providing for and regulating joint sewer improvements.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Forrest,	Melchiorre,	Sinwell,
Baker, F. T.,	Furman,	Mentzer,	Sloan,
Baker, J. J.,	Gates,	Merrell,	Smith, J. A.,
Baldi,	Gerard,	Moomaw,	Smith, W. G.,
Barber,	Gillette,	Mooney,	Snyder, F. E.,
Barnhardt,	Green,	Mooney,	Snyder, J. L.,
Bernhard,	Greenstein,	Moran,	Spangler,
Blumberg,	Habbyshaw,	Moul,	Sproul,
Boose,	Haberlen,	Muir,	Stank,
Boyd, R.,	Hagerty,	Munley,	Stevens,
Boyer,	Haluska,	Murrin,	Stewart,
Bradley,	Hamilton, F. P.,	Nagel,	Stockham,
Brancato,	Hamilton, R. S.,	Nothnagle,	Stone,
Brennan,	Harkins,	O'Keefe,	Stott,
Brown, H. S.,	Harmuth,	Ominsky,	Sumney,
Brown, J. E.,	Hart,	O'Neill,	Surface,
Brownfield,	Hartman,	Panton,	Tahl,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hetrick,	Patterson, J. W.,	Tumelty,
Caputo,	Hindman,	Pearson,	Turner,
Carr,	Hirsch,	Perry,	Van Allsburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holland,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Coolahan,	Kelso,	Rinn,	Westrick,
Cordier,	Kilroy,	Roan,	White,
Davies,	Kinney,	Robinson,	Wickersham,
Decker,	Klingler,	Rooney,	Wilson,
Denning,	Kobelak,	Root,	Witkin,
Dent,	Larue,	Ruffennach,	Wood,
Diehl,	Linderman,	Ruth,	Woodside,
Dilley,	Long,	Scanlon,	Yeakel,
Downey, G. E.,	Longaker,	Schrock,	Yourishin,
Downey, J. J.,	Lovett,	Schrope,	Zappala,
Duffort,	Lynch,	Schwab,	Zimmerman,
Eberharter,	Male,	Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 835 (Senate Bill No. 118), entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims where more than five years have elapsed since said claims were filed and to reduce such claims to judgment and providing for the revival and collection of such judgments.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WEIDEMANN. Mr. Speaker, with the consent of the sponsor I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 476, as follows:

An Act Providing for the fixing of the salary of county officers the members of the county board of viewers the members of the board of revision of taxes in counties of the first class and the number salary or compensation of all deputies clerks and employes of said county offices and boards by the body which under the

provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid providing for certain exceptions and repealing existing laws

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the first class the salary of the several county officers the members of the county board of viewers and the members of the board of revision of taxes and the number salary or compensation of all deputies clerks and employes of said county offices and boards whose salaries or compensation are paid by warrant or otherwise out of the county treasury shall be fixed for the year one thousand nine hundred and thirty-six and each year thereafter by the body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid Provided however That the number of assistants in the office of the prothonotary in such counties shall be fixed by the several courts of common pleas and the number of assistant clerks of the orphans' court shall be fixed by the register of wills with the consent and approval of the orphans' court of the county but the salary or compensation of all such assistants shall nevertheless be fixed by the tax levying body as above provided and the number and salaries of assistants district attorneys which shall be as now or hereafter provided by law

Section 2 The following acts and parts of acts of Assembly are hereby repealed in whole or in part as respectively indicated The repeal of the first section of an act shall not repeal the enacting clause of such act The repeal by this act of any act of Assembly or part thereof shall not revive any act or part thereof heretofore repealed or superseded

Section two of the act approved the fourteenth day of April one thousand eight hundred and thirty-five (P. L. 232), entitled "A supplement to the act entitled 'An act to provide for the erection of a new prison and a debtors' apartment within the city and county of Philadelphia and for the sale of the county prison in Walnut street in said city' " in so far as it authorizes the inspectors of the Philadelphia county prison to fix the salaries and compensation of the superintendent the matron the physician the clerk and the keeper and all other persons employed in or about said institution

Section four of the act approved the fourth day of April one thousand eight hundred and thirty-seven (P. L. 377) entitled "An act to alter the times of holding Courts in the county of Tioga and for other purposes" absolutely

Section five of the act approved the nineteenth day of May one thousand eight hundred and seventy-four (P. L. 206) entitled "An act relating to the organization and jurisdiction of orphans courts and to establish a separate orphans' court in and for counties having more than one hundred and fifty thousand inhabitants and to provide for the election of judges thereof" and the amendments thereto in so far as they fix salaries of clerks of the register of wills and clerks of the orphans court of counties of the first class and also in so far as they fix or authorize the judges of the orphans court and register of wills in counties of the first class to fix the salaries of assistants to the register of wills and clerk of the orphans court in said counties

Section one of the act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (P. L. 236) entitled "An act providing for the employment and payment of janitors firemen engineers mechanics laborers and caretakers of court houses and grounds" absolutely

Section two of the act approved the eighteenth day of April one thousand eight hundred and ninety-nine (P. L. 56) entitled "An act authorizing the county commissioners of the several counties in this Commonwealth to appoint a clerk fix his compensation and prescribe the term and duties of the clerk except in counties where the clerk to the county commissioners is elected by the people" and its amendment in so far as said acts authorize the commissioners of counties of the first class to fix the salary of the clerk of the board of county commissioners

Section seven of the act approved the second day of July one thousand nine hundred and one (P. L. 601) entitled "An act to establish in cities of the first and second class a house or houses of detention for delinquent dependent and neglected children and providing for the management and maintenance thereof" in so far as it authorizes the board of managers of the house of detention for juvenile offenders in the city of Philadelphia to fix the salary or compensation to be paid to the caretakers of said house of detention

Section one of the act approved the first day of June one thousand nine hundred and eleven (P. L. 556) entitled "An act to fix the salary of the coroner of any county of this Commonwealth having a population of one million or over" absolutely

Section four of the act approved the twenty-third day of June one thousand nine hundred and eleven (P. L. 1123) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charge upon the respective counties in the matter of salaries costs and expenses thereof" and the amendments thereto in so far as they apply to the salaries of members of the board of viewers in counties of the first class

Section one of the act approved the seventeenth day of April one thousand nine hundred and thirteen (P. L. 79) entitled "An act to provide for the appointment of janitors in and for the various courts of counties having a population of one million two hundred thousand and over and for the compensation and payment thereof" in so far as it applies to the counties of the first class

Section one of the act approved the twentieth day of July one thousand nine hundred and seventeen (P. L. 1141) entitled "An act fixing the salary of the deputy coroner of counties having a population of one million five hundred thousand or over" and its amendment absolutely

The act approved the fifteenth day of July one thousand nine hundred and nineteen (P. L. 961) entitled "An act fixing the salaries and compensation of the officers clerks and employes in the office of the recorder of deeds of any county having a population of one million five hundred thousand inhabitants or over" and the amendments thereto absolutely

Section one of the act approved the twelfth day of June one thousand nine hundred and twenty-three (P. L. 692) entitled "An act fixing the salary of county commissioners in counties of the first class" absolutely

Section three of the act approved the nineteenth day of March one thousand nine hundred and twenty-five (P. L. 59) entitled "An act to provide for the positions of principal deputy prothonotary and second deputy prothonotary in counties of the first class prescribing their powers and duties and fixing their salaries" in so far as it fixes the salaries of said principal deputy prothonotary and second deputy prothonotary

The act approved the twelfth day of May one thousand nine hundred and twenty-five (P. L. 619) entitled "An act to amend an act approved the twenty-third day of May one thousand nine hundred and twenty-three (P. L. 327) entitled 'A supplement to an act approved the twenty-third day of June one thousand nine hundred and eleven (P. L. 1123) entitled "An act establishing in each county a board of viewers prescribing their duties providing for their appointment as viewers road juries juries of view and commissioners to view land and providing for the charges upon the respective counties in the matter of salaries costs and expenses thereof" as the same was amended and supplemented by subsequent acts by providing for the compensation to be paid to the members of the board of view in counties of the second class' providing for the compensation of members of the board of viewers in counties of the first and second classes" in so far as it applies to the salaries of members of the board of viewers of counties of the first class

Section one of the act approved the fourteenth day of March one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred twenty-nine) entitled "An act fixing the salary of the clerks of the courts of common pleas in counties of the first class" absolutely

Section three of the act approved the seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws one hundred forty-nine) entitled "An act providing for the appointment of assessors of personal

property in counties of the first class defining their duties and fixing their salaries" and its amendement absolutely

Section one of the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) entitled "An act fixing the salaries of real estate assessors in counties of the first class" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act fixing the salary of members of the body acting as a board of revision of taxes in counties containing a population of one million two hundred and fifty thousand or over" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred eighty-two) entitled "An act relating to the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court of any county of this Commonwealth having a population of one million five hundred thousand or over providing for the salaries and compensation of the clerk of the court of oyer and terminer and quarter sessions of the peace and municipal court deputies clerks and employes thereof" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act to fix the salaries of the deputy register clerks and employes in the office of the register of wills of counties of the first class" absolutely

Section one of the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-four) entitled "An act fixing the salary to be paid by each county of the first class to its chief deputy sheriff" absolutely

Section two of the act approved the fourth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred sixty-three) entitled "An act providing for real estate deputy sheriffs in counties of the first second and third classes and fixing their salaries payable by said counties and repealing section two of an act approved the twenty-fourth day of May one thousand eight hundred and eighty-seven (Pamphlet Laws one hundred eighty-five) entitled 'An act authorizing the sheriffs of the several counties of this Commonwealth to appoint by deed chief deputies with power to act as sheriff in case of and during the temporary disability of the sheriff to act in person and fixing the salaries of such chief deputies in counties containing more than five hundred thousand inhabitants' and other acts general special or local so far as inconsistent herewith" in so far as the same relates to counties of the first class

All other acts and parts of acts whether special local or general inconsistent herewith are also hereby repealed

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. BURKE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS INTRODUCED AND REFERRED

The SPEAKER. If there are no objections the Chair will refer bills at this time. The Chair hears none and the following bills are referred.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1186.

An Act making an appropriation to the York Society to Protect Children and Aged Persons, of York, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCREARY. HOUSE BILL No. 1187.

An Act to amend a part of section one of the act approved the twelfth day of May, one thousand nine hundred and eleven (P. L. 301), entitled "An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth, in counties having a population of over two hundred thousand and under one million, and to provide the time of paying the same," as amended; by reducing the fee charged for filing municipal and tax liens.

Referred to the Committee on Counties.

By Mr. HAGERTY. HOUSE BILL No. 1188.

An Act to amend section three of the act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended; requiring that bond be filed by political bodies filing nomination papers.

Referred to the Committee on Elections.

By Mr. FRANK P. HAMILTON. HOUSE BILL No. 1189.

An Act making an appropriation to the Maple Avenue Hospital Association of DuBois, at DuBois, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ROBINSON. HOUSE BILL No. 1190.

An Act making an appropriation to the Columbia Hospital, Wilkinsburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HIRSCH. HOUSE BILL No. 1191.

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 851), entitled "An act fixing the pay and mileage of jurors and witnesses;" increasing the pay of jurors.

Referred to the Committee on Judiciary General.

By Mr. EBERHARTER. HOUSE BILL No. 1192.

An Act to provide revenue for State purposes by imposing an excise tax on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment and collection of the tax; conferring powers and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; and providing penalties.

Referred to the Committee on Ways and Means.

By Mr. McCREARY. HOUSE BILL No. 1193.

An Act to amend part of section one of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 504), entitled "An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth in counties having a population of less than one hundred fifty thousand; and to provide the time for paying the same," by reducing the fee charged for filing municipal or tax liens.

Referred to the Committee on Counties.

By Mr MASON. HOUSE BILL No. 1194.

An Act to amend section two of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (P. L. 720), entitled "An act providing for the taking over by the Commonwealth, under certain

terms, conditions and limitations, of certain streets in cities of the second class, second class A and third class as State highways, and for the improvement, construction, reconstruction, resurfacing and maintenance by the Commonwealth of certain defined widths of said streets; imposing duties on such cities and on public utility companies using such streets; providing that no assessment shall be made upon the Commonwealth in the elimination of any grade crossing thereon; authorizing cities, persons, associations, or corporations to enter into agreements with the Commonwealth to bear a portion of the cost of construction or maintenance; providing for the assessment of certain portions of the cost of street improvements on abutting property owners; regulating the replacement of certain facilities of public utility companies; prohibiting the opening of said streets after improvement without a permit, and providing penalty therefor; regulating the maintenance of detours; authorizing the increase of city indebtedness in certain cases and appropriating money in the Motor License Fund for the purposes of this act;" by adding a new route in the City of Wilkes-Barre.

Referred to the Committee on Highways.

By Mr. ROBINSON. HOUSE BILL No. 1195.

A Supplement to the act approved the fourteenth day of May, one thousand nine hundred and twenty-nine (P. L. 1721), entitled "An act providing for the service of process in civil suits on nonresident operators, or nonresident owners, of motor vehicles operated within the Commonwealth of Pennsylvania; and making the operation of such a motor vehicle on the public highways of the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident, upon whom civil process may be served; and providing for further notice to the defendant in any such suit," providing for the return of summons in actions brought before justices of the peace, aldermen and magistrates.

Referred to the Committee on Judiciary General.

RESOLUTIONS INTRODUCED AND REFERRED

By Mr. CANNON. RESOLUTION No. 72.

In the House of Representatives, February 27, 1935.

Whereas, The Northeast Section of the City of Philadelphia being an important section of the industrial Northeast District of Philadelphia; and

Whereas, The City of Philadelphia has on its files a complete survey together with a comprehensive plan for the rehabilitation of Frankford Creek; and

Whereas, There is need for an adequate highway from the Northeast Section of Philadelphia to the center of the city, therefore, the opening of Aramingo Boulevard and the repaving of Aramingo Boulevard and the repaving of East Lehigh Avenue B Street to Richmond Street and is still being requested; and

Whereas, The serious pollution of the Delaware River exists along the banks and docks due to the low capacity of the sewage disposal plant in the Forty-fifth ward, therefore, the said Northeast Section is still on the map seeking improvements necessary; and

Whereas, employment still sought by those in distress, the projects requested would grant an opoprtunity to obtain domestic happiness by granting employment for the person willing to work.

Resolved, That the rehabilitation of the Frankford Creek, the opening of Aramingo Boulevard, the repaving of Aramingo Boulevard and Lehigh Avenue, and the enlargement of the city sewage treatment plant, be included in the inventory of the public projects as an economic value in this community in addition creating employment urging the Pennsylvania State Public Works administration to approve these projects; be it further

Resolved, That a copy of this resolution be forwarded to the Pennsylvania State Public Works Administration by the Chief Clerk of the House of Representatives.

Referred to the Committee on Cities.

By Mr. STOCKHAM (Concurrent)

RESOLUTION No. 73.

In the House of Representatives, February 27, 1935.

Whereas, The Federal Government, in order to alleviate unemployment, is developing various useful public works; and

Whereas, There are many water projects which, if developed, would prove beneficial to Pennsylvania and to its citizens, and aid in the development of commerce; and

Whereas, There has been reported, by the Board of Engineers of the United States Army, under House Document No. 308, 69th Congress, a plan for thirty-two reservoirs projected for power and flood control in the Delaware and Lehigh River Valleys; and

Whereas, There has also been reported and recommended by the same Board of Engineers, as contained in House Document No. 24, 73rd Congress, 2nd Sessions, the deepening and the widening of the Delaware and Chesapeake Canal to a ship canal at an estimated cost of $12,500,000; and

Whereas, A Special Board's report, as published in House Document No. 219, 73rd Congress, 2nd Session, details a survey of a ship canal across the State of New Jersey at an estimated N. I. R. A. cost of $210,000,000, a second Panama Canal in importance to the East; and

Whereas, The Lehigh Valley area embraces one of the largest steel manufacturing districts in the country, employing 26,000 people, with $200,000,000 invested in homes and $100,000,000 invested in works; and

Whereas, This same district has a potential investment of upwards of $50,000,000 in cement plants, including moderate progressive replacements, producing in prosperous times 20,000,000 barrels of cement at a production value of $37,000,000; and

Whereas, This same area produces in a normal year 26,000,000 tons of anthracite coal at a production value of $114,400,000, with an estimate of 6,000,000,000 tons of unmined coal appraised at a wealth of $13,000,000,000; and

Whereas, All steel manufacturing plants are seeking water transportation facilities for the more economical handling of their raw materials; and

Whereas, It is reported that the Bethlehem Steel Company has lately invested $20,000,000 in new plants at Buffalo to thus secure such an outlet; and

Whereas, These great industries in the Lehigh Valley and many others in this rich and populous area are hampered by water competitive rates enjoyed by similar industrial plants in other parts of the country, thus denying added returns in earnings to the people of this district, endangering the continuance of the steel industry, restricting the development of the cement industry and excluding our anthracite coal from the New England markets; and

Whereas, The Delaware River water shed, with its numerous industrial cities is served by a vast net work of power lines operated by public utilities able to distribute additional power capable of being generated in this area, at little or no additional cost for distribution; and

Whereas, These plans leave out a most important link in this comprehensive development of this great Valley, namely, the canalization of the Delaware River from Morrisville in Bucks County to Easton in Northampton County to provide water navigation for the industries and cities in the Lehigh River area; particularly to serve the production of cement and coal and to save this great steel industry to this Commonwealth, thus protecting and benefiting 250,000 people depending directly or indirectly upon these industries; and

Whereas, These projects will put thousands of men to work on construction and other thousands in the manufacture and delivery of materials; and

Whereas, Such a comprehensive all-inclusive Public Works Project of the Delaware River Basis will serve a dense industrial area of upward of 20,000,000 Americans and benefit more people than any other plan under way or contemplated in the whole United States; therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania respectfully memorialize the President of the United States to consider the advisability and feasibility of including within the Public Works program the following projects:

(a) The construction of a ship canal across the State of New Jersey from the Delaware River to the Raritan River;

(b) The development of the Delaware and Chesapeake Canal into a ship canal;

(c) The canalization of the Delaware River from Morrisville to Easton;

(d) The development in Pennsylvania of works for flood control and water power looking to a practical and equitable arrangement with the public utilities for distribution of power through the area that shall promise the ultimate ammortization of the capital investment; and be it further

Resolved, If the Governor approve this resolution, he be respectfully requested to urge upon the President the construction of such public works; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States by the Secretary of the Commonwealth.

Referred to the Committee on Forestry.

ANNOUNCEMENTS

COMMITTEE MEETING

There will be a public hearing on House Bill No. 418 in Senate Room No. 401 Tuesday afternoon, March 5, 1935, from two to four.

A meeting of representatives from counties wherein are located State Teachers Cilleges, in the House Caucus Room on Monday, March 4, at 4:30 o'clock P. M.

The Committee on Counties will meet immediatetly after this mornings session in room 521.

The Committee on Ways and Means will hold a public hearing in the Hall of the House at 2:00 o'clock P. M.

ADJOURNMENT

Mr. BAINE. Mr. Speaker, I move that this House do now adjourn until Monday evening, March 4, 1935, at 9:00 o'clock.

The motion was agreed to, and (at 11:37 o'clock A. M.) the House adjourned until Monday, March 4, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, MARCH 4, 1935 No. 22

SENATE

MONDAY, March 4, 1935.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O Thou great Jehovah, God of nations, Supreme Ruler of the universe, we supplicate Thee in behalf of our nation, our Commonwealth and those into whose hands have been committed the enactment and execution of our laws.

Kingdoms have risen and fallen at Thy command. History teaches us that the nations which have endured are those that have followed Thee and obeyed Thy commands. Happy and prosperous have been the people whose god was the Lord.

Our land, O Father, was established upon the precepts of Thy Word. Our founders feared Thee and fought for the right. Help us to follow in their train and to build wisely upon the foundations laid by them.

Guide and bless this law-making body so the acts of today shall blend into the traditions of yesterday and form a perfect national structure. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. ROBERTS, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. CLARK asked and obtained leave of absence for the Senator from Lycoming, Mr. Sones, on account of illness.

Mr. CLARK asked and obtained leave of absence for the Senator from Luzerne, Mr. Harvey.

Mr. HOMSHER asked and obtained leave of absence for the Senator from Lancaster, Mr. Pierson, on account of illness.

Mr. CLARK asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

PETITIONS

FAVORING PASSAGE OF SENATE BILLS NOS. 218 AND 219

The Chair cleared his table and laid before the Senate petition from the Pittston Oil Co., Pittston, favoring enactment of Senate Bills No. 218 and 219.

Which was referred to the Committee on Judiciary General.

PROTESTING AGAINST AN ADDITIONAL TAX ON GASOLINE

The Chair also laid before the Senate petition from the Keystone Automobile Club protesting against further increasing the tax on gasoline.

Which was referred to the Committee on Finance.

PROTESTING AGAINST SENATE BILL NO. 237

The Chair also laid before the Senate petitions from Citizens of the 9th and 20th Wards, City of Pittsburgh, protesting against Senate Bill No. 237.

Which were referred to the Committee on Municipal Government.

PROTESTING AGAINST HOUSE BILL NO. 864

The Chair also laid before the Senate petitions from several individuals protesting against the contemplated chain store tax.

Which were referred to the Committee on Finance.

PROTESTING AGAINST THE SCHWARTZ BILL

The Chair also laid before the Senate petition from the Loyalhanna Bible Class of the Ligonier United Presbyterian Church protesting against further legalizing the Sabbath.

Which was referred to the Committee on Law and Order.

PROTESTING AGAINST ELIMINATION OF STATE TEACHERS' COLLEGES

The Chair also laid before the Senate petition from the Lions Club of District 4, York County, protesting against elimination of State Teachers' Colleges.

Which was referred to the Committee on Education.

URGING RECOGNITION OF "MINERS" ASTHMA AS AN INDUSTRIAL DISEASE

The Chair also laid before the Senate petition from the St. John Baptist Society, Olyphant, urging recognition of "miners" asthma as an industrial disease.

Which was referred to the Committee on Public Health.

PROTESTING AGAINST UN-AMERICAN ACTIVITIES

The Chair also laid before the Senate petitions from Patriotic Order Sons of America protesting against legalizing horse racing and other un-American activities.

Which was referred to the Committee on Law and Order.

FAVORING UNSEATING THE SENATOR FROM DELAWARE COUNTY

Mr. PRINCE presented petitions from numerous citizens throughout Delaware County urging the unseating of Senator John J. McClure.

Which were referred to the Committee on Judiciary Special.

PROTESTING AGAINST ANTI-SABBATH BILLS

Mr. REED (Washington) presented petition from citizens of Burgettstown, protesting against anti-sabbath bills.

Which were referred to the Committee on Law and Order.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 51 (Senate Bill No. 418), entitled:

An Act to amend section eight of the act approved the twenty-sixth day of June, one thousand nine hundred and thirty-one (P. L. 1379), entitled "Third class County Board Assessment Law," by so changing the provisions of the act that individuals written or printed notice of assessed valuation for triennial years shall be given to property owners alone.

Which was committed to the Committee on County Government.

House Billl No. 55 (Senate Bill No. 419), entitled:

An Act to amend section one hundred and seventy-four of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "General County Law," prescribing the oath to be taken by members of the board of viewers.

Which was committed to the Committee on County Government.

House Bill No. 181 (Senate Bill No. 420), entitled:

An Act to amend section two hundred and twenty of the act approved the second day of May, one thousand nine hundred and twenty-five, (P. L. 448), entitled "Fish Law of 1925" as amended, permitting eel chutes on the north branch of the Susquehanna river to the Wyoming-Luzerne County line.

Which was committed to the Committee on Game and Fisheries.

House Bill No. 355 (Senate Bill No. 421), entitled:

An Act to amend the act, approved the thirteenth day of May, one thousand nine hundred fifteen (P. L. 286), entitled "Child Labor Law," as amended by prohibiting employment of minors between fourteen and sixteen years of age, except in certain types of work which will not interfere with school attendance; further limiting the occupations in which minors between fourteen and eighteen years of age may be employed or permitted to work, and the hours of labor; further regulating employment certificates, and requiring such certificates for minors under eighteen; imposing on school districts the duty to issue such certificates; further requiring schedules of the hours of employment to be posted; and repealing certain sections.

Which was committed to the Committee on Judiciary Special.

House Bill No. 439 (Senate Bill No. 422), entitled:

An Act to amend section one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 910), entitled "An act fixing the compensation of assessors and registry or assistant assessors performing duties pertaining to the assessment and registration of voters in counties other than first and second class, and repealing existing acts relating thereto," by changing such compensation.

Which was committed to the Committee on County Govenrment.

House Bill No. 450 (Senate Bill No. 423), entitled:

An Act to amend section two of the act approved the twenty-eighth day of June, one thousand eight hundred and ninety-five (P. L. 408), entitled "A supplement to the twenty-fourth section of an act, entitled, 'An act to provide revenue by taxation, approved the seventh day of June, one thousand eight hundred and seventy-nine,' approved the first day of June, one thousand eight hundred and eighty-nine, amending the twenty-fourth section, by providing for the payment by the State Treasurer of one-half of the two per centum tax on premium paid by foreign fire insurance companies to the treasurers of the several cities and boroughs within this Commonwealth," as amended; providing for payments to relief fund associations of fire departments and fire companies of cities, boroughs and townships which afford fire protection to near or adjacent boroughs and townships.

Which was committed to the Committee on Insurance.

House Bill No. 677 (Senate Bill No. 424), entitled:

An Act to amend sections three hundred eleven, three hundred eighteen and three hundred twenty-one of the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "General County Law," as amended; further amplifying the powers of the retirement board in counties of the second class; increasing the contributions of such counties, county poor districts and employes; and restricting rights to retire for disability in certain cases.

Which was committed to the Committee on County Government.

House Bill No. 775 (Senate Bill No. 425), entitled:

An Act relating to the sale, delivery, weighing and importation of manure for mushroom growing; making certain practices in connection therewith misdemeanors, and fixing fines penalties for the violation thereof; providing for the payment of such fines into the State Treasury; and requiring the Department of Agriculture to enforce the provisions of this act.

Which was committed to the Committee on Agriculture.

House Bill No. 819 (Senate Bill No. 426), entitled:

An Act to amend sections five and nine as amended, sections fourteen and twenty-five, sections thirty-two and thirty-four as amended, sections thirty-six and thirty-seven, sections thirty-eight as amended, and section forty, and to repeal section sixty, of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 869), entitled: "Pennsylvania National Guard Act" by providing a uniform system for the payment of rental and hire for armories, buildings and animals; regulating the payment of compensation for injuries or death resulting from service, decreasing the minimum annual allowances to certain units, and increasing maximum headquarters expense allowance; providing an annual uniform allowance for officers and warrant officers; regulating pay of enlisted men; repealing provisions for collection of military fines by civil process; and otherwise harmonizing the act with Federal Law.

Which was committed to the Committee on Military Affairs.

House Bill No. 844 (Senate Bill No. 427), entitled:

An Act providing for the filling of vacancies which happened heretofore or which may hereafter happen in the office of mayor in cities of the second class.

Which was committed to the Committee on Municipal Government.

House Bill No. 275 (Senate Bill No. 428), entitled:

An Act to amend section two thousand one hundred twenty of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," providing for and regulating joint sewer improvements.

Which was committed to the Committee on Municipal Government.

House Bill No. 276 (Senate Bill No. 429), entitled:

An Act to amend section three thousand two hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled: "Third Class City Law," providing for and regulating joint sewer improvements.

Which was committed to the Committee on Municipal Government.

House Bill No. 277 (Senate Bill No. 430), entitled:

An Act to amend section one thousand five hundred and forty of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "The Second Class Township Law," providing for and regulating joint sewer improvements.

Which was committed to the Committee on Municipal Government.

House Bill No. 278 (Senate Bill No. 431), entitled:

An Act to amend section two thousand four hundred forty of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "First Class Township Law," providing for and regulating joint sewer improvements.

Which was committed to the Committee on Municipal Government.

House Bill No. 678 (Senate Bill No. 432), entitled:

An Act to amend section twenty-one and to repeal section forty-five of the act approved the fifteenth day of April, one thousand eight hundred and thirty-four (P. L. 509), entitled "An act relating to county rates and levies and township rates and levies," as amended; abolishing imprisonment for failure to pay taxes.

Which was committed to the Committee on County Government.

House Bill No. 853 (Senate Bill No. 433), entitled:

A Supplement to an act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1643), entitled "An act relating to the collection of city, county, school, and poor taxes within the territorial limits of cities of the second class A; establishing the office of collector of taxes therein; defining its duties and powers; changing the powers of and imposing duties upon cities of the second class A, counties, school districts and poor districts, and the officers thereof; and imposing penalties."

Which was committed to the Committee on Municipal Government.

House Bill No. 877 (Senate Bill No. 434), entitled:

An Act validating writs of scire facias to revive municipal claims entered by boroughs and townships of the first class where more than five years have elapsed since the original claims were filed or a prior revival thereof made.

Which was committed to the Committee on Municipal Government.

COMMITTEE TO INVESTIGATE DISTRIBUTION OF RELIEF

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Appropriations:

RESOLUTION NO. 10

In the House of Representatives, January 14, 1935.

Whereas, In this Commonwealth of Pennsylvania there prevails a State Emergency Relief Board who constitute the authority to allocate funds to the various counties set-up for the purpose of direct relief or work relief; and

Whereas, The County Relief Board of the County of Philadelphia constitutes the authority in Philadelphia to render decisions by the set-up they term beneficial; and

Whereas, Direct relief sought from many angles by those in distress, food orders, coal, clothing, shoes and many other necessities made available and disposed of through the set-up termed by many in authority that were compensated by wages or salaries for their services rendered; and

Whereas, Work relief created by projects authorized in local communities by which employment created came under the jurisdiction of the State Emergency Relief Administration, Local Works Division and County Relief Board.

Therefore Be It Resolved, (should the Senate concur), A complete investigation by a committee of four members of the House appointed by the Speaker of the House and a committee of three members of the Senate appointed by the President Pro Tempore be granted power to constitute the authority for conducting hearings to obtain any evidence they seek regarding relief and the distribution or disbursing of

Resolved, Each member of the committee shall have the power to administer oaths or affirmations to witness appearing before it, any person who shall wilfully neglect to appear and testify before said committee or refuse to produce any books, papers, records or documents shall be subject to the penalties provided by law of this Commonwealth.

Resolved, That an item be inserted in the General Appropriation bill to pay the expenses of said committee.

HOUSE CONCURS IN AMENDMENT TO HOUSE BILL NO. 120

He also presented communication from the House of Representatives informing the Senate that the House has concurred in amendments made by the Senate to House Bill No. 120, entitled:

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519),

entitled "General Borough Act," authorizing boroughs to acquire and operate inclosed plane passenger transportation facilities and bus feeder lines in connection therewith.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced presented communication in writing from His Excellency the Governor of the Commonwealth, which was read as follows:

JOINT SESSION

March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session this evening.

GEORGE H. EARLE.

JOINT SESSION TO HEAR THE GOVERNOR'S MESSAGE

Mr. McGINNIS. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McGINNIS offered the following resolution, which was twice read, considered and agreed to.

In the Senate, March 4, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday evening, March 4, 1935, at 9:45 o'clock, in the Hall of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORTS FROM COMMITTEES

Mr. CLARK, from the Committee on Appropriations, reported as amended, Senate Bill No. 350, entitled: entitled:

An Act authorizing county commissioners to permit certain historical societies to excavate for bodies of revolutionary soldiers; providing for the payment of such excavations and making an appropriation.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 155, entitled:

An Act making an appropriation to the Moore Institute of Art, Science, and Industry, Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 205, entitled:

An Act making an appropriation to the National Stomach Hospital of the City of Philadelphia.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 305, entitled:

An Act making an appropriation to the Home for the Aged, located at one thousand eight hundred nine Mount Vernon Street, Philadelphia, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 136, entitled:

An Act making an appropriation to the Christian Home of Johnstown, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 137, entitled:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 138, entitled:

An Act making an appropriation to the Lee Homeopathic Hospital, Johnstown, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 181, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital, of Philadelphia, Pennsylvania.

Also from the Committee on Appropriations reported as committed, as amended, Senate Bill No. 182, entitled:

An Act making an appropriation to the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 183, entitled:

An Act making an appropriation to the Shirtridge Clinic, the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 257, entitled:

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 349, entitled:

An Act making an appropriation to the Home for Training in Speech of Deaf Children, Philadelphia, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 351, entitled:

An Act to authorize the acquisition by purchase or condemnation of lands for a park commemorative of The Battle Field of the Brandywine, and to authorize the Pennsylvania Historical Commission to acquire said lands and making an appropriation for the purpose of this act.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 388, entitled:

An Act making an appropriation to the Home for the Friendless, of the City of Williamsport, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 389, entitled:

An Act making an appropriation to the Florence Crittenton Mission, of the City of Williamsport, Lycoming County, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 390, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 391, entitled:

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 413, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 414, entitled:

An Act making an appropriation to the Shamokin State Hospital, Shamokin, Pennsylvania.

JOINT SESSION

The Clerk of the House of Representatives, being introduced, informed the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, March 4, 1935.

Resolved (if the House of Representatives concur), That the Senate and House of Representatives meet in Joint Session, Monday evening, March 4, 1935, at 9:45 o'clock, in the Halls of the House for the purpose of hearing an address of His Excellency, the Governor of the Commonwealth.

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

Mr. OWLETT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 4, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Monday evening, March 4, 1935, at 9:45 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

REPORT FROM COMMITTEE

Mr. HOMSHER, from the Committee on Rules reported as committed, the following Resolution:

Resolved, that Rule No. 42 of the Rules of the Senate of Pennsylvania, which reads as follows:

"Rule 42. No Committee shall be discharged from the consideration of a bill within five days of its reference without unanimous consent of the Senate"

be and the same is hereby repealed and the following adopted in its place:

"Rule 42—No committee shall be discharged from consideration of any measure within 10 calendar days of its reference without unanimous consent of the Senate or after such 10 days period except by majority vote of all members elected to the Senate.

The PRESIDENT. The resolution will lie on the table and be printed for the use of the Senate.

BILLS INTRODUCED

Mr. BATCHELOR read in his place and presented to the Chair, Senate Bill No. 435, entitled:

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis, Pennsylvania.

Which as committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 436, entitled:

An Act to amend section seventeen of the act, approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, by excluding certain municipal bonds.

Which was committed to the Committee on Finance.

Mr. BENNETT read in his place and presented to the Chair, Senate Bill No. 437, entitled:

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 438, entitled:

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 439, entitled:

An Act making an appropriation out of the Motor License Fund to the Department of Highways and to counties, cities, boroughs, towns and townships of the first class, for the maintenance and repair of roads, streets and highways, in order to relieve the burden of local taxation on real estate, and controlling tax levies and budgets of counties, cities, boroughs, towns and townships of the first and second class.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 440, entitled:

An Act establishing as State highways, subject to certain restrictions, all existing township roads in townships of the second class which have not heretofore been established as State highways, and providing for their maintenance and repair, and for the execution of certain of said roads.

Which was committeed to the Committee on Highways.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 441, entitled:

An Act to define the liability of grantees of real estate to their grantors in certain cases.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 442, entitled:

An Act providing for appeals in civil cases from the decisions of the courts of common pleas granting new trials.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 443, entitled:

An Act relating to the pollution of the waters of this Commonwealth, including those which form part of the boundaries thereof; providing for the classification of streams; prohibiting pollution of certain streams, and for the lessening of pollution of others; imposing duties on the Sanitary Water Board and on all parties, including political subdivisions of the Commonwealth now polluting certain waters; conferring powers on the Attorney General, counties, district attorneys, municipalities and their solicitors and jurisdiction on certain courts, and providing procedure for enforcement and penalties.

Which was committed to the Committee on Forests and Waters.

Also read in his place and presented to the Chair, Senate Bill No. 444, entitled:

An Act making an appropriation to the American Hospital for Diseases of the Stomach, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 445, entitled:

An Act to further amend section two thousand four hundred and four of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" requiring the Department of Property and Supplies to procure insurance and surety bonds by contract.

Which was committed to the Committee on State Government.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 446, entitled:

An Act subjecting all personal property on demised premises to levy and sale on distress for rent, unless released therefrom; providing for the effect of such release and imposing penalties.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 447, entitled:

An Act to amend section two of the act, approved the fourth day of April, one thousand nine hundred and twenty-five (P. L. 127), entitled "An act relating to adoption," as amended, by providing that the consent of a parent or parents of the person to be adopted shall not be necessary if the person proposed to be adopted is an adult.

Which was committed to the Committee on Judiciary General.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 448, entitled:

An act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Which was committed to the Committee on Appropriations.

HOUSE MESSAGE

COMMITTEE TO ESCORT THE GOVERNOR TO THE HALL OF THE HOUSE

The Clerk of the House of Representatives, being introduced, informed the Senate that the House has concurred in resolution from the Senate, as follows:

In the Senate, March 4, 1935.

Resolved (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives (if the House shall appoint such committee), to escort His Excellency, the Governor, to the Hall of the House to address the Members of the General Assembly in Joint Session, Monday evening, March 4, 1935, at 9:45 o'clock, pursuant to a resolution already adopted by the Senate and House of Representatives.

The PRESIDENT. On behalf of the President Pro Tempore the Chair announces as said committee on the part of the Senate the Senator from Tioga, Mr. Owlett, the Senator from Clarion, Mr. Kahle, and the Senator from Allegheny, Mr. Frey.

BILLS INTRODUCED

Mr. ROBERTS read in his place and presented to the Chair, Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

Which was committed to the Committee on Appropriations.

Mr. CLARK read in his place and presented to the Chair, Senate Bill No. 453, entitled:

An Act to repeal the act approved the fifth day of April, one thousand eight hundred and sixty-two (P. L. 270), entitled "An act relating to the commencement of actions in Chester county."

Which was committed to the Committee on Judiciary Special.

Mr. SALUS read in his place and presented to the Chair, Senate Bill No. 454, entitled:

An Act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties, as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; providing for the appointment of registration commissioners for such cities; and prescribing their powers and duties, and the powers and duties of registrars, inspectors of registration, and other appointees of such commissions, election officers, municipal officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers and registrars of vital statistics; and imposing penalties.

Which was committed to the Committee on Elections.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 455, entitled:

An Act to amend section eight of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," providing for the disposition of certain appeals from magistrates in a small claims court.

Which was committed to the Committee on Judiciary General.

Mr. THOMPSON (Centre) read in his place and presented to the Chair Senate Bill No. 456, entitled:

An Act to amend section one of the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1018), entitled "An act authorizing the compromise of tax claims on real property purchased by the county on county treasurers' sales for non-payment of taxes, and the reconveyance of such property," extending provisions of said act to devisees and grantees.

Which was committed to the Committee on County Government.

Mr. RANKIN read in his place and presented to the Chair, Senate Bill No. 457, entitled:

An Act providing that any order of the juvenile court of any county of the second class or action of any of its probation officers touching the custody of any child under the jurisdiction of said court calculated to effect the liability of said county for the support or maintenance of said child shall in order to affect the county's liability for the same be certified or reported by the clerk chief probation officer or such other person as said court shall designate to the county commissioners of such county with full details within five days after said order is made or action taken and repealing inconsistent legislation.

Which was committed to the Committee on Judiciary General.

Mr. McCREESH read in his place and presented to the Chair, Senate Bill No. 458, entitled:

An Act permitting the playing of polo on Sunday.

Which was committed to the Committee on Law and Order.

SENATE PROCEEDS TO HOUSE TO HEAR GOVERNOR'S MESSAGE

The hour of 9:45 o'clock p. m. having arrived, Messrs. Flinchbaugh and Hermansen, a committee from the House of Representatives, being introduced, informed the Senate that the House of Representatives was ready for the reception of the President and members of the Senate for the purpose of listening to the reading of a message by His Excellency, the Governor of the Commonwealth.

Whereupon,

The President and members of the Senate proceeded to the Hall of the House of Representatives.

(For Governor's message see House proceedings.)

SENATE RETURNS FROM HOUSE

After some time the President and Senators returned to the Senate Chamber.

BILLS INTRODUCED

Mr. HOWELL read in his place and presented to the Chair, Senate Bill No. 459, entitled:

An Act making a deficiency appropriation to the Scranton State Hospital.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 460, entitled:

An Act making an appropriation to the West Side Hospital Association, Scranton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 461, entitled:

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 462, entitled:

An Act making an appropriation to the Carbondale General Hospital, Carbondale, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 463, entitled:

An Act making an appropriation to the Taylor Hospital Association of the Borough of Taylor, Lackawanna County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 464, entitled:

An Act making an appropriation to the Saint Joseph's Hospital, Carbondale, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 465, entitled:

An Act making an appropriation to the Mid-Valley Hospital Association, Blakely, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 466, entitled:

An Act making an appropriation to the Johnson Industrial School of Scranton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HUFFMAN read in his place and presented to the Chair, Senate Bill No. 467, entitled:

An Act making an appropriation to the General Hospital, East Stroudsburg, Monroe County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. RUPP read in his place and presented to the Chair, Senate Bill No. 468, entitled:

An Act to amend sections six hundred and sixteen and six hundred and twenty of the act approved the first day of May, one thousand nine hundred and twenty-nine, (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees, prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended; further regulating appeals where operators' licenses and learners' permits have been suspended and providing that an appeal from the action of the Secretary of Highways shall operate as a supersedeas.

Which was committed to the Committee on Highways.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations reported as committed, Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Also from the Committee on Appropriations reported as committed, amended, Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

Mr. SHAPIRO. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAPIRO, from the Committee on Judiciary General re-reported as amended, Senate Bill No. 149, entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

RESOLUTIONS ADOPTED BY AMERICAN LEGISLATORS' ASSOCIATION TO BE PRINTED

Mr. WOODWARD offered the, following resolution which was twice read, as follows:

In the Senate of Pennsylvania, March 4, 1935.

Whereas, The American Legislators' Association, represented by delegations from forty states, assembled in Washington, D. C., for three days to discuss conflicting taxation;

Whereas, After full consideration by legislators, executives and tax experts, resolutions were adopted on this difficult subject which are hereto attached; therefore be it

Resolved, That copies of these resolutions be printed immediately in a special form as well as in the Legislative Journal and that these separate printed resolutions be placed on the desk of each Member of the General Assembly.

Mr. WOODWARD. Mr. President, I ask unanimous consent that Rule 39 which requires that resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

LIST OF RESOLUTIONS PASSED BY SECOND INTERSTATE ASSEMBLY

1. Tax exemption of public securities
2. Taxation of private property in governmental reservations
3. Tax Revision Council
4. Appropriation to Interstate Reference Bureau
5. Work relief project on state and local tax data
6. Omit
7. General enabling and consenting act for interstate compacts
8. Omit
9. Federal Highway Act
10. Personal income tax
11. Federally-administered, state-shared sales tax
12. Third Interstate Assembly
13. Gasoline taxes
14. Beer taxes
15. Tobacco taxes
16. Electric energy taxes
17. Simplicity and uniformity in revenue legislation and administration
18. Study of distribution of tax burden
19. Omit

RESOLUTION CONCERNING TAX EXEMPTION OF PUBLIC SECURITIES

Whereas, There is an alarming growth in the volume of tax exempt governmental securities; and

Whereas, Any plan for the alleviation of federal-state conflicts is seriously handicapped by the necessity of higher rates on a narrowed tax base, which in many instances cannot be accurately estimated for budgetary purposes; therefore be it

Resolved, That the Second Interstate Assembly deplores the growth volume of tax exempt securities and salaries of public officials and employees—federal, state and local, and recommends that these tax exemptions should be removed to broaden the tax base, secure a more equitable distribution of the tax load and to promote the use of money in industry rather than to provide an inert refuge for moneyed capital.

Unanimously Adopted

TAXATION OF PRIVATE PROPERTY IN GOVERNMENTAL RESERVATIONS

Resolved, That it is the sense of the Interstate Assembly that the federal government, through Congress, should grant to the several states jurisdiction to tax privately owned physical property located in government reservations situated within the boundaries of such states, and to tax individuals residing on such reservations on their incomes or intangible personal property unless it is shown that they are taxed thereon eleswhere.

Resolution passed by
Second Interstate Assembly

RESOLUTION ON TAX REVISION COUNCIL

Be it Resolved, That the Second Interstate Assembly requests that the Interstate Commission on Conflicting Taxation organize a Tax Revision Council to study the problem of multiple taxation by competing units of government and the closely related problem of determining the functions that can best be performed by the federal government and those that more properly fall to the states and their sub-divisions. The Assembly requests that the Council, with the assistance of such advisory committees and technical staff as it may deem appropriate, conduct a joint investigation and report its recommendations. The Assembly suggests that it would be highly appropriate for the said Council to be composed of:

(a) Seven officials representative of the federal government, namely:

The General Counsel, the Assistant General Counsel in charge of tax legislation, and the Director of Research and Statistics of the Treasury Department; the Chairman of the Subcommittee on Double Taxation of the House Committee on Ways and Means and one other Congressman designated by the Chairman of the Committee on Ways and Means; and the Chairman of the subcommittee on Double Taxation of the Senate Finance Committee and one other Senator designated by the Chairman of the Senate Finance Committee;

(b) Seven officials representative of state government, namely:

Legislators and administrative officers of states, designated by the Interstate Commission on Conflicting Taxation;

(c) Seven officials representative of local units of government, namely:

Four legislative and executive officials of municipalities, appointed as follows: one by the United States Conference of Mayors, one by the American Municipal Association, one by the International City Managers' Association, and one by the Municipal Finance Officers' Association; and three officials of counties and of units of rural government other than counties designated by the Speaker of the Interstate Assembly.

All members of the Council not serving ex-officio shall serve until January 1, 1937, and thereafter until their successors are designated. The term for which each appointive member of the Council is designated shall extend to January 1st of the next odd-numbered year and thereafter until his successor is appointed.

To the end that the organization of this Council may be consummated at the earliest possible time, the Chairman and the Secretary of the Interstate Commission on Conflicting Taxation are hereby directed to confer with Congressional officials, with the Secretary of the Treasury, and if opportunity offers, with the President of the United States; and they are authorized to make such changes in this plan as they may deem proper in the light of such conferences.

RESOLUTION PASSED AT SECOND INTERSTATE ASSEMBLY

Appropriation for Interstate Reference Bureau

Resolved, That the Second Interstate Assembly do hereby urge their respective Delegates in Congress to support the proposed appropriation of $40,000.00 to the Interstate Reference Bureau for the current year; and

Be it further Resolved, That a copy of the resolution be sent to each member of Congress from the several states.

Resolution on State and Local Tax Studies

Be it Resolved, That it is the sense of the Second Interstate Assembly that each state should provide for the tabulation and publication of complete statistics of state and local taxation, expenditures, and debt; and be it further

Resolved, That it is the sense of this body that each state should cooperate as fully as possible with the United States Bureau of the Census in perfecting the reporting on a comparative basis of the statistics of state and local government; and be it further

Resolved, That it is the sense of the Second Interstate Assembly that each state should from time to time make a thorough-going investigation of its own state and local tax system. In order to facilitate this investigation, as well as to render possible intelligent appraisal of the financial activities of government and effective state and local administration, each state should provide for the continual analysis of the fiscal affairs; and be it further

Resolved, That it is the sense of the Second Interstate Assembly that responsible state officials should consider initiating and advancing their financial statistics and reporting by developing work relief projects designed to bring together a comprehensive picture of state and local revenues. To insure comparative results from such studies, the Assembly requests that the Interstate Commission on Conflicting Taxation provide staff facilities for outlining a general plan for use in each state.

Memorial to Congress for Reprinting Double Taxation Report

Resolved, That this Assembly memorialize the Congress of the United States requesting the speedy publication of a second edition of the report on Double Taxation of the

Ways and Means Sub-committee on Double Taxation and that copies of that report and other reports of the Sub-committee be made available for use of the members of this Interstate Assembly and of the respective state governments and legislatures.

Congressional Enabling and Consenting Act Respecting Interstate Compacts

Be it Resolved, That it is the sense of the Second Interstate Assembly that the Congress of the United States should pass a general enabling and consenting act respecting compacts negotiated between two or more states affecting interstate tax conflicts and not affecting the fiscal interest of the Federal Government.

Unanimously Adopted.

Vacancies in I. C. C. T.

Be it Resolved, That all vacancies in the membership of the Interstate Commission on Conflicting Taxation created by retirement of its members from public office or otherwise shall be filled by the Speaker of the Interstate Assembly.

Resolution Re Federal Highway Act

The Second Interstate Assembly calls to the attention of Congress and the state legislatures the principle incorporated in Section 12 of the Federal Highway Act of 1934. The Assembly seriously questions the desirability of this form of federal control of state financial and administrative machinery.

In this section Congress undertook to direct the expenditure of state revenues as a condition for receiving federal highway aid. Further diversion of motor vehicle tax or gas tax funds by state governments is in effect prohibited. This provision constitutes an unprecedented federal interference with state fiscal policy—an interference to which the attention of the Interstate Assembly may well be directed. A copy of this section is appended here.

"SECTION 12. Since it is unfair and unjust to tax motor-vehicle transportation unless the proceeds of such taxation are applied to the construction, improvement, or maintenance of highways, after June 30, 1935, Federal aid for highway construction shall be extended only to those States that use at least the amounts now provided by law for such purposes in each State from State motor vehicle registration fees, licenses, gasoline taxes, and other special taxes on motor-vehicle owners and operators of all kinds for the construction, improvement, and maintenance of highways and administrative expenses in connection therewith, including the retirement of bonds for the payment of which such revenues have been pledged, and for no other purposes, under such regulations as the Secretary of Agriculture shall promulgate from time to time: Provided, That in no case shall the provisions of this section operate to deprive any State of more than one-third of the amount to which that State would be entitled under any apportionment hereafter made, for the fiscal year for which the apportionment is made."

Resolution Regarding Personal Income Taxes

Be it Resolved,

1. That the Second Interstate Assembly recommends federal enactment of legislation allowing a credit against the federal individual income tax for state individual income taxes and other state and local taxes of a personal nature paid or accrued;

2. That a graduated plan be used to allow a substantial credit for lower incomes and a smaller credit for larger incomes, for example, about 75 per cent of the aggregate of the credits for taxes on incomes below $10,00 and 25 per cent on incomes above $10,000. The percentages selected should provide a total credit of approximately $150,000,000.

3. That the additional federal revenue to replace the federal credit allowed to taxpayers for state taxes be secured by some one or more of the following:

a. Inclusion of dividend income in the federal tax base as completely as other income;

b. Amendment of federal and state constitutions to permit the taxation of income from tax-exempt securities and of salaries of officials and employees of the federal, state, and local governments;

c. Reduction of personal exemptions, including elimination of the earned income credit;

d. Allowance of personal exemptions and credits for dependents in terms of tax.

(Passed by a vote of 39 to 30 with 25 states voting).

Federally-Administered State-Shared Sales Tax

In view of the fact that some 26 states have been forced through emergency conditions to resort to sales taxes, and in view of the complications in the administration of such tax measures, due to state lines and inter-state commerce limitations, it is the sense of this Second Interstate Assembly that the Federal Government should impose a general emergency sales tax upon a national basis allocating a substantial portion of the revenue therefrom upon an equitable basis, to the several states.

Resolution for the Third Interstate Assembly

Your Committe on permanent plans for the Assembly recommends that the executive boards of the American Legislator's Association and the Council of State Governments be empowered to select the time and place for the meeting of the Interstate Assembly in 1937.

And your Committee further recommends that the meeting of the Third Interstate Assembly be held in the National Capitol or in the city where the headquarters of the American Legislators' Association are located.

Chairman: Hon. W. H. O'Gara, Nebraska
Vice-Chairman: Senator John C. Blackall, Connecticut
Senator Austin L. Calef, New Hampshire
Hon. H. J. Chance, Florida
Hon. W. J. Eggert, South Dakota
Senator Charles D. Green, Nebraska
Hon. Earl H. Hill, Oregon
Hon. Lucy S. Howorth, Mississippi
Senator John J. Jones, Georgia
Senator Keith Lawrence, Ohio
Hon. J. H. Thayer Martin, New Jersey
Hon. P. W. Meekins, North Carolina
Senator Andrew L. Moore, Michigan
Hon. Joseph M. Moorer, South Carolina
Senator James C. Scanlan, Massachusetts
Hon. Fred L. Zimmerman, New York
Secretary: George C. S. Benson

Your Committee suggests that those having in charge the program for the Interstate Assembly give consideration to the inclusion in that program of a full discussion of the European system of taxing real property and the adoption by the several states of a tax system, so far as it relates to real property, which will be based upon ability to pay.

Your Committee on permanent plans for the Interstate Assembly suggests that the program of the Third Assembly should include three or four subjects of current legislative interest.

Your Committee further suggests that liquor and crime control, social security and such questions of vital importance as may arise during the next two years be considered for the program of the Third Interstate Assembly.

W. H. O'GARA, Chairman,
A. L. MOORE,
AUSTIN L. CALEF,
J. H. THAYER MARTIN.

Resolution re Gasoline Tax

Resolved, That it is the sense of the Second Interstate Assembly that the federal government retire not later than June 30, 1935, from the field of motor fuel taxation and leave that field to the states and their localities.

Resolution Re: Beer Taxes

Resolved, That it is the sense of the Second Interstate Assembly that the states and local governments refrain from imposing heavy taxes on beer unless they impose such taxes for regulatory purposes.

Resolution Re Tobacco Taxes

Resolved, That it is the sense of the Second Interstate Assembly that no additional tobacco taxes be adopted by the states for revenue purposes.

Resolution Re Electric Energy

Resolved, That it is the sense of the Second Interstate Assembly that electric energy taxes, which have long been sources of state revenues, should be reserved for the exclusive use of the states.

Simplicity and Uniformity in Revenue Legislation and Administration

Resolved, That pending the development of a more comprehensive program for harmonizing conflicting tax laws and avoiding duplicate taxation, it is the sense of the Second Interstate Assembly that legislative bodies, in enacting revenue legislation and administrative officials in interpreting such statutes and developing administrative procedure and forms of reports, strive for simplicity and uniformity.

To the extent this is effectively done, taxpayers will not be annoyed and irritated, compelled to unnecessarily spend in the aggregate huge sums in complying with the widely different requirements of several taxing jurisdictions and the honest ethical taxpayer will not suffer because his less scrupulous competitor intentionally takes advantage of the lack of uniformity in the interpretation of substantially similar statutes, for example, such things as rulings as to what are and what are not essential governmental activities.

Study of the Distribution of Tax Burden

Whereas, The problem of securing a fair contribution to the cost of state and local government by owners of intangible property has not received recent comprehensive study; and

Whereas, The distribution of the tax load has been materially altered by the developments of the past few years; and

Whereas, The problem is one directly involving interstate competition and conflict of tax jurisdiction; and

Whereas, The present system of taxation has been found to be obsolete, therefore be it

Resolved, That the Interstate Commission on Conflicting Taxation either directly or by reference is hereby requested to investigate carefully the entire problem of the distribution of the tax load between owners of intangible property and other persons with a view toward formulating a new tax system, under which taxes will be assessed according to the theory of ability to pay; and in particular to estimate the feasibility of securing the joint action of two or more states in order that states imposing taxes on intangible personal property or the income therefrom may be protected from the competition of other states, and in order that the possibility of relieving real estate tax burden by this means may be convassed. Adopted.

Resolution Regarding Subjects to be Considered by Third Interstate Assembly

Resolved, That for the next Interstate Assembly the officers of the Assembly broaden their program to include subjects of interstate conflicts to the end that the interest of our members be maintained and enlivened.

QUESTION OF PERSONAL PRIVILEGE

Mr. SHAPIRO. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia, Mr. Shapiro, will state his question of personal privilege.

Mr. SHAPIRO. Mr. President, if we read the program of the present expenditures, that has been prepared for us by the Governor's office, we will find that there is contemplated the necessary expenditure of some $355,000,000.00 in the next biennium. A further analysis of that program would indicate that of that sum $150,000,000.00 constitutes the normal and anticipated expenditures year to year. In addition to that $150,000,000.00 there are $35,212,692,50 that have been added to our expenditures as follows: by Old Age Pensions, in the amount of $20,000,000.00, by Pensions to the Blind in the amount of $3,115,000.00, by funded debt in the amount of $10,347,692.50, and the $1,750,000.00 additional expenditures by the Department of Revenue for the purpose of collecting the contemplated tax program. That makes a total of $185,815,301.50.

We are told also, in the same budget message, that $49,800,000.00 is a heritage from the last administration, made up of appropriations for the blind, for Old Age Pension Relief, and for deficiencies of extra minor matters, totalling $49,800,000.00.

We are also told that we will require a minimum of $120,000,000.00 to take care of the relief program for the next two years, or a total of $355,000,000.00.

We are told that the normal income of our regular taxes collected for the past two years will amount to approximately $128,000,000.00; that there is expected $11,000,000.00 of floor tax from the liquor stores; that we are expecting $3,000,000.00 additional from the Dorrance Estate; and that we hope to make $10,000,000.00 profit out of the liquor stores in the next two years. That gives us a total of $152,000,000.00. The additional $203,000,000.00 that will be necessary for the next two years is expected to be raised from a program expressed in the budget as constituting twenty-two items.

In the past two weeks, since the tax program was announced—I am sure my situation is no different from that of the rest of the members of this Senate—we have been flooded with protests of all kinds from persons who seem to be, or who may be, affected by the various tax propositions. I am not unaware of the fact that a great deal of this correspondence in inspired; and I am also aware of the fact that a great many of these letters have been sent by persons who understand, or, at least, really feel, that the imposition of taxes will at all times mean great distress to them. And while it may be necessary to relieve the distress of the unemployed, on one hand, it certainly is equally important not to distress those who are running factiries and industries on the other hand.

But everybody must admit, after having listened to the Governor tonight and after having examined this budget, —if they spend a few minutes' time, that the Commonwealth of Pennsylvania is certainly in a situation that requires careful, non-political consideration. I want to say frankly, on this floor, that while the Governor was not my candidate, he is my Governor, and as far as I am concerned I am willing to accept his suggestions as far as possible to bring about relief of the condition which confronts us, in any way that I can. I do not pretend that I am going to solve the problem; it will take more than one mind to do it; but so far as possible for me I think that I am frank enough to say, on the floor of this Senate, that I am willing—and should be willing—to help.

There is another important element in the whole situa-

tion, and that is this: all these figures as to anticipated revenue are estimates. Some of the expenditures are certainties, and some are problematical. The anticipated income from regular tax collection is only an estimate, and it seems obvious there are two things that are essential: First, to stop any leaks from the coming estimates; and the second proposition is to propose some means of providing the funds.

Now, there has been a great deal said about playing politics. I am quite sure that on the other side of the House, if reports are true, there has been ample evidence of it; and we can justly complain, whether we be Republicans or Democrats.

Ie is rumored througnout the halls of this Assembly that no Republican bill will be sent forth from the House, while on the other hand, here in the Senate we have cooperated with our Democratic brothers in every respect. You will find on the calendar bills on final passage bearing the names of Democratic Senators and the Democratic Senators will admit that we Republicans have been helpful in working our problems with them. In the House, on the other hand, the first appropriation bill which was presented by a Republican asking that the Commonwealth of Pennsylvania repay to the citizens of Philadelphia $12,000.00 which they had advanced for the purpose of preparing plans for the Delaware River Bridge, was first reported out by the Appropriation Committee and then returned. We, on the other hand, in the Senate are accused that we are delaying action on the Constitutional Convention and that we are not offering any remedy but are criticizing the tax program proposed.

I believe that those of us who know Senator Owlett, are willing to say that he is honestly trying to perform in the best way he knows how a very important task, the task of solving the problem of the Constitutional Convention, and of listening to those who have anything to say and of giving them a full hearing. I am quite sure that when he has finished with his work—and we know it will be soon—that everyone will agree that he has acquitted himself to the benefit of the people whom he represents.

But there is one thing obvious from what I heard the Governor say tonight and that is that money must be made available immediately for the needs of the Commonwealth, because $128,000,000.00 means approximately $5,000,000.00 a month to run the government; it leaves no money for relief; it leaves no money for any extra functioning, only for governmental functioning. And therefore there should be some means provided for the purpose of filling that gap until some solution can be reached for the problem that confronts us; and at the conclusion of my remarks I am going to ask leave of this Senate to introduce some legislation.

The first legislation that I propose, along the lines that I have discussed, is for the purpose of preventing the leaks and making unnecessary the increase in one form of taxation which has been suggested by the Governor. The Governor has suggested that we increase the four mills personal property tax to five mills. I think that if we amend the law in accordance with the act which I propose we shall make unnecessary that increase. I am quite sure that most of the members of this Senate are familiar with the fact that under our personal property tax law no one is obliged to file a personal property return if he does not care to. If he does not file it, those in charge of the collection of the personal property tax will file one for him, and if he likes the figures he pays the tax and files no return of his own. If he does not like the figures, he complains.

Now, the legislation I purpose introducing to stop that would make the laws of the Commonwealth of Pennsylvania, with regard to personal property tax, conform to the laws of the Government of the United States, and thus make it obligatory for every citizen to file a personal property return; make it a criminal offense if he files no return or if he files an improper return. And then, in order that we may have a little time to deliberate on the question of taxation, I purpose offering in this Senate a bill which I am quite sure is going to provoke a great deal of discussion, and perhaps meet with a great deal of opposition,— because I am going to fool with that which has been termed sacred.

Tonight the Governor suggested that we borrow $3,000,000.00 from the Motor License Fund. If you look at this report you will find that in the two years—1927 and 1929, we spent $67,000,000.00 on maintenance and new construction of highways in Pennsylvania. In 1929 and 1931 we jumped to $100,000,000.00. In the last two years we spent $106,000,000.00, and, according to the present program, there is going to be $113,000,000.00 spent on concrete roads and maintenance of highways. And while it is true that some people think that fund is sacred, I think, for the purposes of our present problem, there is nothing more sacred than the interest and safety of the citizens of this Commonwealth; and I suggest that the Senate pass this bill, which will be offered, to transfer the unobligated funds from the Motor License Fund to the General Fund, so that it will be unnecessary for the Covernor to come to this Senate and the House and continually ask to borrow money from it.

I do not introduce this bill in any dogmatic fashion. It may be that after a conference some changes may be made that will make it satisfactory to everyone; but one thing is certain: there are no funds with which to pay the blind; there are no funds with which to pay the unemployed; and there will not be funds from the United States Government forever; and unless we do something to carry out our part of the program the Government of the United States may be not only unwilling but unable to help the citizens of the Commonwealth of Pennsylvania.

It may be that the transfer of these funds without restriction will be obnoxious; it may be that after deliberation some suggested changes may be made. I am willing to adopt those in order to start this thing, and so that we may put ourselves in such a position that funds will be available in case of emergency.

Mr. SHAPIRO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 469, entitled:

An Act transferring unobligated moneys now in the Motor License Fund and future moneys received heretofore payable into the Motor License Fund to the General Fund; and suspending existing laws.

Which was committed to the Committee on Appropriations.

Also, read in his place and presented to the Chair, Senate Bill No. 470, entitled:

An Act to amend section two of the act, approved the seventeenth day of June, ont thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for rasing revenue for State purposes," by requiring all persons, copartnerships, unincorporated associations, joint-stock associations, companies, limited partnerships and corporations to make annual returns, including returns for the year one thousand nine hundred and thirty-four; and prescribing penalties for failure to make such returns.

Which was committed to the Committee on Finance.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. ROBERTS. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

TIME OF NEXT MEETING

Mr. SALUS. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS offered the following resolution which was twice read considered and agreed to:

In the Senate, March 4, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene Monday evening, March 11th, at nine o'clock; and when the House of Representatives adjourns this week it reconvene Monday evening, March 11th, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

USE OF SENATE CHAMBER GRANTED TO COMMITTEE ON CONSTITUTIONAL CHANGES

Mr. OWLETT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT offered the following resolution which was twice read considered and agreed to:

In the Senate, March 4, 1935.

Resolved, That the use of the Senate Chamber be granted to the Senate Committee on Constitutional Changes, Wednesday morning, March 6th, at ten o'clock, for the purpose of a public hearing.

RESOLUTION RELATIVE TO REQUIRING CERTAIN DELAWARE CORPORATIONS TO SHOW CAUSE WHY THEIR CHARTERS SHOULD NOT BE SURRENDERED

Mr. BENNETT. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BENNETT offered the following resolution which was twice read and referred to the Committee on Federal Relations.

In the Senate of Pennsylvania, March 4, 1935.

Whereas, Under the authority granted him by Congress to relieve the distress of this depression, His Excellency, President Franklin D. Roosevelt issued Executive Orders to members of his official family or their subordinates in various new government bureaus to file applications for the following corporate charters in the State of Delaware, all save one to have perpetual existence:

1. The Commodity Credit Corporation to handle agricultural and other commodities, authorized by Executive Order dated October 16, 1933, incorporators, H. A. Wallace, Oscar Johnston and Henry Morgenthau, Jr.;

2. The Public-Works Emergency Housing Corporation to handle dwellings and real estate in general, chartered October 27, 1933, incorporators, Harold L. Ickes, Frances Perkins and Robert D. Kohn;

3. The Federal Surplus Relief Corporation to buy and handle surpluses, chartered October 4, 1933, by H. A. Wallace, Harold L. Ickes and Harry L. Hopkins;

4. The Federal Subsistence Homesteads Corporation to buy land, build homes and establish factories, chartered November 21, 1933, by Harold L. Ickes, Oscar L. Chapman and M. L. Wilson;

5. The Electric Home and Farm Authority to aid electric sales to make appliances and to lend on them as security, chartered January 13, 1934 (the Executive Order No. 6614, dated December 19, 1933), incorporators, Arthur E. Morgan, Harcourt A. Morgan and David E. Lilianthal (to exist for seven years from date of incorporation);

6. The Public Works Emergency Leasing Corporation to handle apartments, private houses, homes,, building and structures of every kind, etc., chartered January 3, 1934, incorporators, Harold L. Ickes, Oscar A. Chapman and Theodore A. Walters; but these incorporators, perhaps in fear of aroused public opinion should this charter be published, filed in Dover a certificate of surrender of their corporate rights on January 2, 1935; and

Whereas, it appears these corporations were formed secretly, the words being noted on four of the charters listed above "do not publish" and the charter for the "Public Works Emergency Leasing Corporation" continuously concealed prior to the autumn of 1934, and remained unmentioned in either the Congressional Directory or the United States Government Manual up to January 2, 1935, when its incorporators filed a certificate of surrender of its corporate rights as aforesaid; and

Whereas, House Joint Resolution 117, Section 4, clauses A, B, C, and D, now before the United States Senate, appears to confer upon President Roosevelt authority to delegate to governmental agencies, including corporations, powers which would seem to make it possible for the aforesaid corporations to carry out the plans outlined in their respective Delaware charters, as well as the right of franking their mail and the right to secure through the Federal government from all of the taxpayers of the United States all monies needed for operation (possibly $4,880,000,000.00 in whole or in part), rights not granted to private corporations under our American system of government; and

Whereas, The aforesaid corporations not being responsible in any way to the Federal government but only to the corporation laws of the State of Delaware, it must be concluded that it is the purpose through these un-American charters to centralize all property in the hands of a few and beyond the control of the Federal government similar to a plan now operating in the United States of Soviet Russia, thereby completely changing the entire form of our government and reducing the revenue raising potentialities of all the Sovereign States; therefore be it

Resolved, That the proper officials of the State of Delaware, in order to safeguard and protect the American form of government and the rights of the sovereign forty-eight

(48) states of the United States, should require the incorporators of the aforesaid Delaware corporations to appear before them and show cause why they should not immediately surrender the corporate rights granted under their respective charters, at the same time permitting the officials of any state or municipality thereof or representatives of any private corporations duly incorporated under the laws of the respective states and the United States, to appear and be heard; and be it further

Resolved, That the Clerk of the Senate of Pennsylvania be instructed to send copies of this Resolution to the President of the United States for his information, to the presiding officers of both Houses of Congress, requesting that this Resolution be read before both the House of Representatives and the United States Senate and be printed in the Congressional Record in connection with the Senate proceedings, and that copies of this Resolution also be sent to the Governors of the forty-eight (48) states and to the presiding officers of the House and Senate thereof with the request that similar Resolutions be adopted by the legislative bodies of the various states.

HOUSE MESSAGE

RESOLUTION RELATIVE TO TRANSFER OF FUNDS

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows:

In the House of Representatives, March 4, 1935.

Whereas, From the statement just made by His Excellency, the Governor of the Commonwealth of Pennsylvania, it appears that there is an immediate need for the raising of four million two hundred thousand dollars ($4,200,000.00) for the use of the General Fund by transfer from Motor Vehicle Fund and Fire Insurance Tax Fund for the purpose of meeting payments for old age assistance and blind assistance and hospitals, therefore be it

Resolved (if the Senate concur), That the General Assembly hereby authorizes the Governor and the fiscal officers of the Commonwealth to transfer to the General Fund from Motor Vehicle Fund and Fire Insurance Tax Fund for deposit in the General Fund such amount of moneys, not in excess of four million two hundred thousand dollars ($4,200,000.00), as may be needed immediately for the payment of assistance to the aged and the blind and the hospitals, and the General Assembly hereby pledges that it will pass appropriate legislation validating the action of the Governor and the fiscal officers in making such transfers and providing such moneys if the legislation enacted for the purpose of making said transfers and providing said moneys shall provide for the repayment of such moneys to the said funds from which the same was taken on or before December 31, 1935.

Mr. SALUS. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

BILL SIGNED

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) announced that the Chief Clerk having reported that the following bill had passed both Houses of the General Assembly and the same being correct, the title was publicly read as follows:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "General Borough Act," authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith.

Whereupon,

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the presence of the Senate signed the same.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

MEMBER OF THE BOARD OF TRUSTEES OF THE KUTZTOWN STATE TEACHERS COLLEGE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Alvin F. Kemp, of Mertztown, Berks County, as a member of the Board of Trustees of the Kutztown State Teachers College, vice Miss Amanda E. Stout, deceased, for the term of four years, and until his successor is qualified.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for re-appointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ERIE COUNTY

Miss Dorothy M. Haft, Erie, March 5, 1935.
Blaine Kincaid, Corry, March 5, 1935.

ALLEGHENY COUNTY

William Kroeger, Duquesne, March 6, 1935.
Saul Perlman, Pittsburgh, March 6, 1935.
Henry J. Volz, Pittsburgh, March 6, 1935.

CAMBRIA COUNTY

Fred Doerr, Johnstown, March 6, 1935.

CHESTER COUNTY

Joshua P. Lamborn, Berwyn, March 6, 1935.
Miss Sara G. Nesbit, West Chester, March 6, 1935.

DELAWARE COUNTY

Chas. M. Davis, Wayne, March 6, 1935.

LACKAWANNA COUNTY

Miss Sadie E. Phillips, Scranton, March 6, 1935.

LUZERNE COUNTY

George I. Puhak, Hazleton, March 6, 1935.

MIFFLIN COUNTY

D. C. Hamaker, Lewistown, March 6, 1935.

WASHINGTON COUNTY

Miss Anna M. Gentile, Washington, March 6, 1935.

YORK COUNTY

Hugh B. Hostetter, Hanover, March 6, 1935.

ALLEGHENY COUNTY

John A. Brownlee, Dormont, March 7, 1935.
Edwin L. Campbell, Pittsburgh, March 7, 1935.

BEAVER COUNTY

Walter S. Cameron, Aliquippa, March 7, 1935.

CHESTER COUNTY

Miss M. Annie Drennen, West Grove, March 7, 1935.
William T. Marvel, West Chester, March 7, 1935.

CLEARFIELD COUNTY

Miss Genevieve E. McGoey, Clearfield, March 7, 1935.

MIFFLIN COUNTY

F. W. Cupp, Lewistown, March 7, 1935.

PHILADELPHIA COUNTY

John C. Campbell, Philadelphia, March 7, 1935.
Chas. S. Crawford, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss Mary B. Blaha, Pittsburgh, March 9, 1935.
William B. Dawson, Pittsburgh, March 9, 1935.
Mrs. Lottie Hines, Pittsburgh, March 9, 1935.
Arthur R. Kiefer, Pittsburgh, March 9, 1935.
George E. Murrie, Pittsburgh, March 9, 1935.
Mrs. Gene B. Schell, Coraopolis, March 9, 1935.

BEAVER COUNTY

Robert F. Garvin, Beaver, March 9, 1935.
George G. Starr, Beaver Falls, March 9, 1935.

BUCKS COUNTY

Jesse C. Everitt, Hulmeville, March 9, 1935.

CAMBRIA COUNTY

Miss Dulcie G. Gates, Johnstown, March 9, 1935.

CHESTER COUNTY

Norman C. Herman, Coatesville, March 9, 1935.

CENTRE COUNTY

Miss M. E. Dunsmore, Philipsburg, March 9, 1935.

CUMBERLAND COUNTY

George A. Plough, Newville, March 9, 1935.

DAUPHIN COUNTY

Mrs. Kathryn M. DeLone, Harrisburg, March 9, 1935.
Francis H. Hoy, Jr., Harrisburg, March 9, 1935.
Herbert H. Kamm, Harrisburg, March 9, 1935.
Edmund L. Staats, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Miss Catherine B. Dougherty, Bryn Mawr, March 9, 935.
Mrs. Ida D. Powel, Uper Darby, March 9, 1935.

DELAWARE COUNTY

Miss L. Mae Taylor, Chester, March 9, 1935.
Geo. M. Wallace, Jr., Chester, March 9, 1935.

ERIE COUNTY

Carl J. E. Burghart, Erie, March 9, 1935.
C. J. Denmark, Erie, March 9, 1935.

LACKAWANNA COUNTY

Miss Helen C. Boland, Scranton, March 9, 1935.
John Bosak, Olyphant, March 9, 1935.
Miss Adeline M. O'Neill, Scranton, March 9, 1935.

LANCASTER COUNTY

N. B. McCulloch, Lancaster, March 9, 1935.

LAWRENCE COUNTY

Lawrence J. Kraus, Ellwood City, March 9, 1935.

LUZERNE COUNTY

Andrew Garber, Wilkes-Barre, March 9, 1935.
L. J. McCarthy, Hazleton, March 9, 1935.

MONTGOMERY COUNTY

Calvin S. Stein, Norristown, March 9, 1935.

PHILADELPHIA COUNTY

Harry J. Alker, Jr., Philadelphia, March 9, 1935.
Miss Ethel J. Deery, Philadelphia, March 9, 1935.
James P. Dougherty, Philadelphia, March 9, 1935.
Francis J. Doyle, Jr., Philadelphia, March 9, 1935.
Joseph A. Gallagher, Philadelphia, March 9, 1935.
Robert S. Garrison, Philadelphia, March 9, 1935.
Raymond W. Hazlitt, Philadelphia, March 9, 1935.
Meyer Hurevitz, Philadelphia, March 9, 1935.
Miss Mamie Medoff, Philadelphia, March 9, 1935.
George Ovington, Jr., Philadelphia, March 9, 1935.
Mrs. Catherine Reinhart, Philadelphia, March 9, 1935.
Charles E. Seese, Philadelphia, March 9, 1935.
Robert M. Taylor, Philadelphia, March 9, 1935.

PIKE COUNTY

James Hamilton, Matamoras, March 9, 1935.

SCHUYLKILL COUNTY

John R. Gipe, Schuylkill Haven, March 9, 1935.
Miss Sara C. Koch, Pottsville, March 9, 1935.

ALLEGHENY COUNTY

Wm. M. Duff, Pittsburgh, March 10, 1935.

CUMBERLAND COUNTY

Mrs. Caroline S. Cappiello, Carlisle, March 10, 1035.

WASHINGTON COUNTY

W. B. Vandegrift, Frederickstown, March 10, 1935.

ALLEGHENY COUNTY

William W. Holsinger, Coraopolis, March 14, 1935.

NORTHAMPTON COUNTY

Chas. B. Brunner, Easton, March 16, 1935.

PHILADELPHIA COUNTY

Mrs. C. C. Glenn, Philadelphia, March 16, 1935.
C. N. Scheetz, Philadelphia, March 16, 1935.

WASHINGTON COUNTY

Miss Alice B. Craven, W. Brownsville, March 16, 1935.

ALLEGHENY COUNTY

Miss Nellie B. McPoland, Pittsburgh, March 17, 1935.
Edward G. Nassar, Pittsburgh, March 17, 1935.

LEBANON COUNTY

M. B. Nye, Lebanon, March 17, 1935.

PHILADELPHIA COUNTY

B. F. Hawley, Jr., Philadelphia, March 17, 1935.

GREENE COUNTY

Miss Edna O'Hara, Waynesburg, March 21, 1935.

WASHINGTON COUNTY

Jack A. Richman, Washington, March 21, 1935.

DAUPHIN COUNTY

Miss Myrna R. Shover, Harrisburg, March 23, 1935.

PHILADELPHIA COUNTY

Albert F. Lawrence, Philadelphia, March 23, 1935.

TIOGA COUNTY

William J. Ordway, Elkland, March 24, 1935.

ALLEGHENY COUNTY

D. A. McCombs, Pittsburgh, March 30, 1935.
G. M. Wilson, Pittsburgh, March 31, 1935.
Miss Eva Bernstein, Pittsburgh, April 1, 1935.
R. B. Drain, Rankin, April 1, 1935.
Miss S. E. Green, Pittsburgh, April 1, 1935.
W. Sheraden Hall, Pittsburgh, April 1, 1935.
G. A. Hooper, Pittsburgh, April 1, 1935.
C. J. Woshner, Pittsburgh, April 1, 1935.

LACKAWANNA COUNTY

J. Arlington Rees, Scranton, April 1, 1935.

PHILADELPHIA COUNTY

C. Harris Colehower, Philadelphia, April 1, 1935.
Antonios Papamarkou, Philadelphia, April 1, 1935.

ALLEGHENY COUNTY

Miss Anna B. Heldman, Pittsburgh, April 2, 1935.

ERIE COUNTY

Mrs. Eleanor L. Kelch, Girard, April 13, 1935.

LACKAWANNA COUNTY

Miss Maude Morgan, Scranton, April 17, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Gilbert B. Weiss, Pittsburgh, March 6, 1935.

BUTLER COUNTY

Miss Anna E Heim, Butler, March 6, 1935.

DAUPHIN COUNTY

Miss Sue K. Parson, Harrisburg, March 6, 1935.
Miss Anna C. Roth, Harrisburg, March 6, 1935.

DELAWARE COUNTY

Mrs. Bessie B. Everett, Springfield, March 6, 1935.

LACKAWANNA COUNTY

John M. Kelly, Scranton, March 6, 1935.

PHILADELPHIA COUNTY

J. Collins Allen, Philadelphia, March 6, 1935.
Mrs. Mae M Gorsuch, Philadelphia, March 6, 1935.
William J. Logan, Philadelphia, March 6, 1935.
Mrs. Martha E. Ramage, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

L. G. Wesley Orr, Pittsburgh, March 7, 1935.
Miss Jessie Rupert, Pittsburgh, March 7, 1935.
Lewis Neuman, Swissvale, March 7, 1935.
Mrs. Julia Rishel, Tarentum, March 7, 1935.

DAUPHIN COUNTY

Mrs. Gladys S. Ericson, Harrisburg, March 7, 1935.

DELAWARE COUNTY

William H. Given, Jr., Ridley Park, March 7, 1935.
Miss Mae A. Hanrahan, Upper Darby, March 7, 1935.

NORTHAMPTON COUNTY

Charles F. Powers, Easton, March 7, 1935.

PHILADELPHIA COUNTY

Harry Ebert, Philadelphia, March 7, 1935.

WESTMORELAND COUNTY

A. L. Vetter, Monessen, March 7, 1935.

BLAIR COUNTY

John Gieg, Altoona, March 8, 1935.

MONTGOMERY COUNTY

John R. Kline, Souderton, March 8, 1935.

ALLEGHENY COUNTY

Max Engelberg, Pittsburgh, March 9, 1935.
Harry L. Horton, Carnegie, March 9, 1935.
Mrs. Mary B. Jones, Pittsburgh, March 9, 1935.
Thomas J. Lewis, McKeesport, March 9, 1935.
Matthew F. McGuirk, Brentwood, March 9, 1935.
Howard O. Rogers, Pittsburgh, March 9, 1935.
Charles F. Ward, Wilkinsburg, March 9, 1935.
W. L. Zimmer, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

R. A. Males, Dayton, March 9, 1935.

BLAIR COUNTY

Miss Catherine C. Beck, Altoona, March 9, 1935.

DAUPHIN COUNTY

John Condell, Williamstown, March 9, 1935.
Paul S. Gingrich, Harrisburg, March 9, 1935.
Allen L. Klinger, Gratz, March 9, 1935.
Geo. S. Rempfer, Harrisburg, March 9, 1935.
F. E. Weaver, Harrisburg, March 9, 1935.

DELAWARE COUNTY

W. LeRoy Hart, Collingdale, March 9, 1935.
Joseph F. Tercha, Chester, March 9, 1935.
Stephen Zappala, Chester, March 9, 1935.

FAYETTE COUNTY

Carl F Mills, Brownsville, March 9, 1935.

HUNTINGDON COUNTY

W. D. Behel, Blairs Mills, March 9, 1935.

INDIANA COUNTY

Miss Martha M. Cameron, Cherry Tree, March 9, 1935.

LACKAWANNA COUNTY

Frank M. Walsh, Scranton, March 9, 1935.

LAWRENCE COUNTY

Miss Mary R. Reynolds, New Castle, March 9, 1935.

LUZERNE COUNTY

Michael Laputka, Hazleton, March 9, 1935.
Frank Peiper, Luzerne, March 9, 1935.
Allan W. Sanford, Wilkes-Barre, March 9, 1935.
Joseph Sherrock, Hazleton, March 9, 1935.

McKEAN COUNTY

Miss Angela M. Lynch, Custer City, March 9, 1935.

MONTGOMERY COUNTY

Joseph M. Fennell, Norristown, March 9, 1935.

NORTHAMPTON COUNTY

Mrs. Helen T. Rittorff, Easton, March 9, 1935.

NORTHUMBERLAND COUNTY

Miss Catherine Kleinschmidt, Shamokin, March 9, 1935.
William E. Miller, Sunbury, March 9, 1935.

PHILADELPHIA COUNTY

Mrs. Sadie T. M. Alexander, Philadelphia, March 9, 1935.
Abraham Amarnek, Philadelphia, March 9, 1935.
Mrs. Anne M. Chambers, Philadelpnia, March 9, 1935.
Joseph F. X. Fasy, Philadelphia, March 9, 1935.
Lawrence E. Frankel, Philadelphia, March 9, 1935.
Isador Gershman, Philadelphia, March 9, 1935.
Miss Cecelia M. Gurbarg, Philadelphia, March 9, 1935.
Frederick G. Kempin, Philadelphia, March 9, 1935.
Charles Langerman, Philadelphia, March 9, 1935.
Wm. Mack, Philadelphia, March 9, 1935.
Thomas B. McDyer, Philadelphia, March 9, 1935.
Joseph J. Mondelblatt, Philadelphia, March 9, 1935.
Samuel Odell, Philadelphia, March 9, 1935.
David Platt, Philadelphia, March 9, 1935.
Mrs. A. Viola Pohlke, Philadelphia, March 9, 1935.
Miss Anna Shapiro, Philadelphia, March 9, 1935.
Robert Taggart, Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

John J. Lawlor, Shenandoah, March 9, 1935.
Herman A. Reber, Pottsville, March 9, 1935.

WESTMORELAND COUNTY

S. O. Dusenbery, Ruffs Dale, March 9, 1935.
Sydney Watkins, Monessen, March 9, 1935.

YORK COUNTY

Harry L. Miller, Hanover, March 9, 1935.

LANCASTER COUNTY

T. Roberts Appel, Lancaster, March 12, 1935.

LUZERNE COUNTY

Nicola Ciotola, Hazleton, March 12, 1935.

WESTMORELAND COUNTY

G. A. McDowell, Greensburg, March 14, 1935.

PHILADELPHIA COUNTY

Conrad Goldner, Philadelphia, March 17, 1935.

ALLEGHENY COUNTY

J. P. Werneth, Pittsburgh, March 19, 1935.

CHESTER COUNTY

Mrs. Katie T. McDade, Phoenixville, March 23, 1935.

MONTGOMERY COUNTY

Miss Gladys W. Gordon, Ardmore, March 24, 1935.

CAMERON COUNTY

Miss Sadie A. Weinstein, Emporium, March 25, 1935.

PHILADELPHIA COUNTY

Miss Rose G. Fox, Philadelphia, March 26, 1935.
Miss Anna Rosenthal, Philadelphia, March 28, 1935.
Joseph T. Ward, Philadelphia, March 30, 1935.

WASHINGTON COUNTY

Sam. W. Smith, Canonsburg, March 31, 1935.
Andrew Zemany, California, March 31, 1935.

ALLEGHENY COUNTY

G. Walter Bauer, Millvale, April 1, 1935.
Miss M. E. Flygar, Braddock, April 1, 1935.
Harry C. Mendel, Pittsburgh, April 1, 1935.
W. L. Morgan, McKeesport, April 1, 1935.

FRANKLIN COUNTY

S. Frank Schlichter, Chambersburg, April 1, 1935.

PHILADELPHIA COUNTY

Miss Helen M. Baker, Philadelphia, April 1, 1935.
Miss Irene M. Buchanan, Philadelphia, April 1, 1935.
Sol. B. Forstein, Philadelphia, April 1, 1935.
Charles H. Krauss, Philadelphia, April 1, 1935.
Casimir J. Przybylowski, Philadelphia, April 1, 1935.

SCHUYLKILL COUNTY

G. A. Schumacher, Port Carbon, April 1, 1935.

LACKAWANNA COUNTY

Miss Stasia M. Rainey, Scranton, April 2, 1935.

SCHUYLKILL COUNTY

J. A. Miller, Reinerton, April 2, 1935.

NORTHAMPTON COUNTY

Miss Katharine A. Hildenberger, Bethlehem, April 7, 1935.

PHILADELPHIA COUNTY

Miss Mada Franz, Philadelphia, April 7, 1935.
George W. Weir, Philadelphia, April 7, 1935.

McKEAN COUNTY

James J. Matthews, Bradford, April 10, 1935.

SCHUYLKILL COUNTY

J. Frank Farne, Minersville, April 10, 1935.

ALLEGHENY COUNTY

Miss Louise M. Rodgers, Pitsburgh, April 23, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Ida May Blaine, Pittsburgh, 815 Berger Bldg.
Miss Helen Chemas, Pittsburgh, 508 Grant St.
Miss Naomi M. Forcey, Pittsburgh, 1902 Clark Bldg.
Wm. T. Maybury, Homestead.
James F. Richards, Wilmerding.
Victor S. Skok, Pittsburgh, Peoples Bank Bldg.
Mrs. Lavinia R. Taylor, Pittsburgh, 5223 Liberty Ave.
Mrs. Harriet Cole Thomas, Pittsburgh, Union Trust Bldg.
Miss Gertrude R. Veiders, Pittsburgh, 412 Plaza Bldg.
Leslie A. Waite, Pittsburgh, 2100 Penn Ave.

BLAIR COUNTY

John R. Bassler, Holidaysburg.

BUCKS COUNTY

Mrs. Elizabeth S. Jarvis, Bristol.

CAMBRIA COUNTY

Mrs. Mary M. Dluzansky, Johnstown.
O. E. Pursel, Johnstown.

CENTRE COUNTY

Miss Margaret A. Taylor, Bellefonte.

CHESTER COUNTY

Miss Margaret E. Redman, Coatesville.
Jonathan H. Woodward, Berwyn.

COLUMBIA COUNTY

Jeremiah Haley, Jr., Catawissa.

DAUPHIN COUNTY

Mrs. Mary B. Rhoads, Harrisburg.
Miss Lucille A. Stroup, Harrisburg.

DELAWARE COUNTY

Miss Rachel C. Rowles, Chester.

ERIE COUNTY

Mrs. Helen D. Graham, Erie.
Chester G. Hearn, Jr., Erie.
James M. Laughlin, Erie.

FRANKLIN COUNTY

Miss Dorothy L. Stepler, Chambersburg.

LANCASTER COUNTY

Harry G. Martin, Jr., Lancaster.

LAWRENCE COUNTY

Samuel Bassano, New Castle.
Miss Helen R. Weingartner New Castle.

LEBANON COUNTY

Mrs. Elizabeth Lindenmuth, Myerstown.
Mrs. Edith V. Walter, Lebanon.

LYCOMING COUNTY

Miss Dorothy A. Brennan, Williamsport.
Miss Miriam M. Carter, Williamsport.

MONTGOMERY COUNTY

John F. Burke, Norristown.

PHILADELPHIA COUNTY

Vincent J Boyce, Philadelphia, 1711 Vine St.
George H. Diehm, Philadelphia, S. W. Cor. Broad and Chestnut Sts.
Miss Rose M. Duffy, Philadelphia, 4861 N. 5th St.
J. B. Hartnett, Philadelphia, 400 N. Broad St.
Miss Mary T. Kelly, Philadelphia, North American Bldg.
O. B. Kraft, Philadelphia, 707 S 49th St.
Jas. H. Livezly, Philadelphia, S. E. Cor. Sixth and Dickinson Sts.
John J. Maitland, Philadelphia, 316 W. Chelten Ave.
Miss Katherine A. O'Neill, Philadelphia, 912 Christian St.
Morris Rosenbaum, Philadelphia, 18 N. Delaware Av.
Miss Martha C. Scott, Philadelphia, 3164 N. 6th St.
Charles H. Ulery, Philadelphia, Real Estate Trust Bldg.
Charles H. Ward, Philadelphia, 12 S. 12th St.

GEORGE H. EARLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

YORK COUNTY

Miss M. Marie Wagner, York, March 5, 1935.

ALLEGHENY COUNTY

John A. Walsh, Pittsburgh, March 6, 1935.

LEBANON COUNTY

Mrs. S. H. Mussina, Mt. Gretna, March 6, 1935.

PHILADELPHIA COUNTY

John F. Schneider, Philadelphia, March 6, 1935.

YORK COUNTY

C. D. Garrett, Hanover, March 6, 1935.
P. M. Garrett, Hanover, March 6, 1935.

ALLEGHENY COUNTY

Howard S. Wilcox, Bridgeville, March 7, 1935.

DELAWARE COUNTY

George Hetherington, Eddystone, March 7, 1935.
C. Russell Peck, Chester, March 7, 1935.

McKEAN COUNTY

H. G. Berkhouse, Kane, March 7, 1935.

MIFFLIN COUNTY

Edward D. Fisher, Lewistown, March 7, 1935.

ALLEGHENY COUNTY

Miss Ida M. Barr, Pittsburgh, March 9, 1935.
Miss Mary E. Connors, Pittsburgh, March 9, 1935.
Arthur D. Gatz, Pittsburgh, March 9, 1935.

BUCKS COUNTY

Miss Elizabeth E. McBrien, Bristol, March 9, 1935.
James F. McLean, Somerton, March 9, 1935.

BUTLER COUNTY

Miss Mildred Davis, Butler, March 9, 1935.
Miss Elizabeth Evans, Butler, March 9, 1935.

DAUPHIN COUNTY

Mrs. Sylvia K. Dibeler, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Miss Mabel E. Todd, Chester, March 9, 1935.

ERIE COUNTY

W. H. Loveland, Corry, March 9, 1935.

LEBANON COUNTY

Mrs. Amy E. Althouse, Avon, March 9, 1935.

LUZERNE COUNTY

Miss Nellie F. McGee, West Hazleton, March 9, 1935.

MONTGOMERY COUNTY

Joseph L. Tinney, Conshohocken, March 9, 1935.

PHILADELPHIA COUNTY

Miss Eleanor R. Bird, Philadelphia, March 9, 1935.
James Carmint, Jr., Philadelphia, March 9, 1935.
Harry W. Dunkleberger, Philadelphia, March 9, 1935.

LUZERNE COUNTY

P. A. Sammon, Pittston, March 10, 1935.

ALLEGHENY COUNTY

Ira W. Boyle, Pittsburgh, March 16, 1935.
William Herb, Pittsburgh, March 16, 1935.

PHILADELPHIA COUNTY

Edward G. Kelley, Philadelphia, March 16, 1935.

ALLEGHENY COUNTY

Chas. G. Krapf, McKeesport, March 17, 1935.
George Haramic, Pittsburgh, March 18, 1935.

CAMBRIA COUNTY

Julius Pannek, Gallitzin, March 22, 1935.

ALLEGHENY COUNTY

Wm. J. Seib, Pittsburgh, March 24, 1935.
John F. Wiegman, Pittsburgh, March 30, 1935.
Mrs. Katherine Harney, Pittsburgh, April 1, 1935.
W. C. McKenzie, Pittsburgh, April 1, 1935.

BEAVER COUNTY

A. S. Watkins, Aliquippa, April 1, 1935.

COLUMBIA COUNTY

Arthur E. Arndt, Berwick, April 1, 1935.

DELAWARE COUNTY

Miss Matilda M. Culbert, Chester, April 1, 1935.

LACKAWANNA COUNTY

Frank L. Martin, Scranton, April 1, 1935.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Henry M. Hosterman, of Boalsburg, Center County, as Justice of the Peace in the Township of Harris, Center County, until the first Monday in January, 1936.

GEORGE H. EARLE.

REPORT FROM COMMITTEE

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations reported as committed Senate Bill No. 287, entitled:

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

Also from the Committee on Appropriations, reported as committed Senate Bill No. 191, entitled:

An Act making an appropriation to the Uniontown Hospital, Uniontown, Pennsylvania.

IMMEDIATE CASH PAYMENT OF ADJUSTED SERVICE CERTIFICATES URGED

Mr. MILLER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MILLER, from the Committee on Military Affairs, reported as committed, the following Resolution:

In the House of Representatives, February 12, 1935.

Whereas, The immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the Nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and States are now required to carry for relief; and

Whereas, The payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the government; now, therefore be it

Resolved (if the Senate concur), That since the government of the United States is now definitely committed to the policy of spending additional sums of money for the purpose of hastening recovery from the present economic crisis, the General Assembly of the Commonwealth recommends and urges the immediate cash payment at face value of the adjusted service certificates, with cancellation of interest accrued and refund of interest paid, as a most effective means to that end; and, be it further

Resolved, That a copy of this resolution, properly attested by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives, be forwarded by the Chief Clerk of the House of Representatives to the Senate and the House of Representatives of the Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania therein.

Mr. MILLER. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. BUCKMAN. Mr. President, I object.

The PRESIDENT. The Chair hears objection. The resolution will lie on the table.

BILL INTRODUCED

Mr. OWLETT. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 471, entitled:

An Act to amend section ten of the act, approved the twenty-third day of May, one thousand eight hundred and eighty-seven (P. L. 158), entitled "An act relating to the competency of witnesses and to the rules of evidence in civil and criminal cases; revising, declaring and consolidating some of the existing acts and rules of law upon these subjects, and also extending some of the provisions of the same," by eliminating the provision of law prohibiting reference by court or counsel to the neglect or refusal of a defendant to offer himself as a witness, and by providing that such failure to offer himself as a witness shall not affect the presumption of innocence.

Which was committed to the Committee on Judiciary General.

REPORT FROM COMMITTEE

Mr. REED (Dauphin). Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. REED, from the Committee on Municipal Government reported as committed, Senate Bill No. 180, entitled:

An Act making it unlawful for any water company to discontinue the supply of water for fire protection purposes; providing for the collection of water rates from cities, boroughs, towns and townships; prescribing penalties, and providing for enforcement by the Public Service Commission.

BILL RECOMMITTED

Mr. REED (Dauphin). Mr. President, I move that Senate Bill No. 180, just reported from Committee, be recommitted to the Committee on Public Utilities.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 233, as follows:

An Act relating to the redemption of real estate purchased by counties at tax sale

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where heretofore or hereafter real estate shall have been or shall be purchased at tax sale by a county it shall be lawful for the county commissioners in their discretion to permit a redemption of said real estate or part thereof so long as the title thereto remains in the county notwithstanding the perhave expired provided all charges penalties and taxes shall be paid as required by law in cases of redemption of property sold to the county at tax sale

Section 2 In all cases where heretofore or hereafter real estate shall have been or shall be sold to a county at tax sale under one assessment and the said real estate shall have been divided into parcels and the title of record to such parcels shall have become vested in different owners the county commissioners so long as title remains in the county may permit the owner to redeem the parcel to which he or they shall hold title or have an interest of record by having the paid parcel assessed in the manner provided by law and the payment of the proportion of all charges penalties and taxes as required by law in cases of redemption as the assessment so placed upon the parcel shall bear to the assessment upon which the sale was had

Section 3 The county commissioners shall have power to execute and deliver any deeds necessary to render the redemptions authorized by this act effective

Section 4 This act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Mallery,	Reed,	(Westmoreland)
Coyne,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 113, entitled:

An Act making an appropriation to the Chester County Hospital, West Chester, Pennsylvania.

And said bill having been read at length the third time and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Mallery,	Reed,	(Westmoreland)
Coyne,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 173, entitled:

An Act making an appropriation to the Downingtown, Industrial and Agricultural School, Downingtown, Pennsylvania.

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Mallery,	Reed,	(Westmoreland)
Coyne,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 322, entitled:

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm, Chester County, Pennsylvania.

And said bill having been read at length the third time and agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed, (Centre)	
Chapman,	Lanius,	(Dauphin)	Thompson, (Westmoreland)
Clark,	Mallery,	Reed,	
Coyne,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 51, as follows:

An Act to amend sections two hundred and twelve two hundred and thirteen two hundred and fourteen seven hundred and one and seven hundred and nine of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by exempting the Department of Internal Affairs from the provisions of said sections

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two hundred and twelve two hundred and thirteen two hundred and fourteen seven hundred and one and seven hundred and nine of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Liteutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" are hereby amended to read as follows

Section 212 Bureaus and Divisions The heads of the several administrative departments except the Auditor General [and] State Treasurer and the Secretary of Internal Affairs and the several independent administrative boards and commissions shall subject to the approval of the Executive Board establish such bureaus or divisions in their respective departments boards or commissions as may be required for the proper conduct of the work of such departments boards or commissions Provided That there shall always be in the Department of Internal Affairs a Bureau of Industrial Statistics

Section 213 Deputies The head of any administrative department except the Auditor General [and] State Treasurer and the Secretary of the Department of Internal Affairs shall have the power with the approval of the Governor to appoint and fix the compensation of a deputy or such number of deputies as the Executive Board shall approve who shall in the absence of the head of such department have the right to exercise all the powers and perform all the duties by law vested in and imposed upon the head of such department except the power to appoint deputies bureau or division chiefs or other assistants or employes and who may at any time exercise such of the powers and perform such of the duties of the head of his department as may be prescribed by the head of his department Provided however That any such deputy shall not have the right to exercise any power or perform any duty which the Constitution of the Commonwealth of Pennsylvania requires the head of his department personally to exercise or perform

Whenever there shall be a vacancy in the office of the head of any department such deputy as the Governor shall designate in writing shall exercise the powers and perform the duties of the head of the department until the vacancy is filled

With the approval of the Governor in writing the head of any department may authorize a named deputy to serve in his stead on any departmental administrative board or commission except the Board of Pardons of which such department head is a member ex officio

Section 214 Employment and Compensation of Directors Bureau Chiefs and Other Employes The heads of the several administrative departments except the Auditor General [and] State Treasurer and the Secretary of the Department of Internal Affairs and the independent administrative boards and commissions shall appoint and fix the compensation of such directors superintendents bureau or division chiefs assistant directors assistant superintendents assistant chiefs experts scientists engineers surveyors draftsmen accountants secretaries auditors inspectors examiners statisticians marshals clerks stenographers bookkeepers messengers and other assistants and employes as may be required for the proper conduct of the work of their respective departments boards or commissions Except as otherwise provided in this act the heads of the respective administrative departments shall appoint and fix the compensation of such clerks stenographers and other assistants as may be required for the proper conduct of the work of any departmental administrative bodies boards commissions or officers and of any advisory boards

or commissions established in their respective departments

The number and compensation of all employes appointed under this section shall be subject to approval by the Governor and after the Executive Board shall have fixed the standard compensation for any kind grade or class of service or employment the compensation of all persons in that kind grade or class appointed hereunder shall be fixed in accordance with such standard

Section 701 The Governor The Governor shall have the power and it shall be his duty

(a) To take care that the laws of the Commonwealth shall be faithfully executed

(b) To act as Commander-in-chief of the Army and Navy of the Commonwealth and of the Militia except when they shall be called into active service by the United States Government

(c) To cause to be published through the Department of Property and Supplies from time to time for the information of the public bulletins of the work of the State Government

(d) To prescribe and require the installation of a uniform system or systems of bookkeeping accounting and reporting for the several administrative departments boards and commissions except for the Department of the Auditor General [and] the Treasury Department and the Department of Internal Affairs but before prescribing and requiring such installation the Governor shall consult with the Department of the Auditor General

(e) To prescribe forms for accounts and financial records reports and statements for the several administrative departments boards and commissions except the Department of the Auditor General [and] the Treasury Department and the Department of Internal Affairs but before prescribing such forms the Governor shall consult with the Department of the Auditor General

(f) To approve or disapprove all investments by departments boards or commissions of funds administered by such departments boards or commissions

(g) To submit to the General Assembly a State budget

(h) After each biennial appropriation to the Department of Property and Supplies (1) for the purchase of stationery paper printing binding ruling lithographing color printing engraving paper envelopes and other printing and binding supplies (2) for fuel supplies furniture furnishings repairs alterations and improvements (3) for automobiles and (4) for rentals of branch offices after making proper deductions for the needs of the legislative and judicial departments to allocate and from time to time to re-allocate to the several administrative departments boards and commissions such portions of such appropriations as will fairly represent the needs of the departments boards and commissions for the biennium taking into consideration the right of any such department board or commission to pay its necessary expenses or purchase furniture materials or supplies out of fees or other moneys received by or moneys specifically appropriated to it

Every administrative department board or commission shall be limited in its right to make requisition upon the Department of Property and Supplies to the amount allocated to it unless the Governor shall subsequently permit the Department of Property and Supplies to honor requisitions in excess of such amount

(i) To do all other acts make all appointments fill all vacancies exercise all the powers vested in him and perform all the duties imposed upon him as provided and required by the Constitution and laws of this Commonwealth

Section 709 Executive Board The Executive Board shall have the power

(a) To standardize the qualifications for employment and all titles salaries and wages of persons employed by the administrative departments boards and commissions except the Department of the Auditor General [and] the Treasury Department and the Department of Internal Affairs In establishing such standards the board may

(1) Take into consideration the location of the work and the conditions under which the service is rendered

(2) Establish different standards for different kinds grades and classes of similar work or service

(b) To approve or disapprove the establishment of bureaus and divisions by the administrative departments other than the Department of the Auditor General [and] the Treasury Department and the Department of Internal Affairs and by the independent administrative boards and commissions and to investigate duplication of work of the several administrative departments boards and commissions and the efficiency of the organization and administration thereof and the better coordination of such departments boards and commissions

(c) To approve or disapprove as provided by this act the payment of extra compensation to employes of administrative departments boards or commissions who are employed at fixed compensation

(d) To determine from time to time the hours when the administrative offices of the State Government shall open and close

(e) To approve or disapprove extensions of leaves of absence with pay for employes of administrative departments or of independent administrative boards or commissions

(f) To make rules and regulations defining the expenses for which officers and employes of the executive branch of the State Government may be reimbursed

(g) To determine by what members of independent administrative boards and commissions fidelity bonds shall be given to approve or disapprove recommendations of department heads or of independent administrative boards or commissions for the bonding of officers or employes of their departments or members or officers or employes of departmental administrative boards or commissions or officers or employes of independent administrative boards or commissions to fix the amounts of the bonds of all such members officers or employes required to give bond and to require any bond or bonds to be executed by a surety or sureties even though the Commonwealth may have established its own indemnity fund as elsewhere in this act provided

(h) To approve or disapprove the establishment of branch offices outside of the Capital city by or for administrative departments boards or commissions

(i) From time to time to determine within what limits the Department of Property and Supplies shall procure liability insurance covering claims for damages against the Commonwealth and State officers and employes arising out of the operation of State automobiles by such officers and employes

(j) From time to time to determine the number and type of automobiles to be purchased by the Department of Property and Supplies acting either on its own behalf or as purchasing agency for any other department except the Department of the Auditor General [and] the Treasury Department and the Department of Internal Affairs or for any board or commission and to make rules and regulations for the use of State automobiles by State officers and employes except the Department of the Auditor General [and] the Treasury Department and the Department of Internal Affairs

Section 2 This act shall become effective on the first day of June one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 99, as follows:

An Act requiring the Department of Revenue to prepare and distribute to counties banks and trust companies lists of corporations joint stock associations limited partnerships banks and trust companies taxable for State purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order to provide for a more efficient collection of the county and city four mills tax on intangible personal property it shall be the duty of the

Department of Revenue of the Commonwealth to prepare from time to time and at least once each year a list of corporations joint stock associations limited partnerships banks and trust companies whose shares of stock and/or bonds and other evidences of indebtedness are exempt from the four mills personal property tax by reason of their liability to pay more than a nominal tax on their shares or capital stock under the laws of this Commonwealth or which may be relieved from the payment of a tax on their shares or capital stock under such laws and/or by reason of an assessment by the Commonwealth for a tax on loans bonds certificates and other evidences of indebtedness

The Department of Revenue shall furnish a copy of such list to each bank and trust company in this Commonwealth and to the board of county commissioners or board for the assessment and revision of taxes or board of revision of taxes in each county annually

Section 2 At the heading of the list provided for in section one of this act appropriate words shall appear to apprise persons who may examine it that such list embraces only corporations joint-stock associations limited partnerships banks and trust companies whose shares of stock or whose evidences of indebtedness or both are exempt from the four mills tax on intangible personal property for county or for city and county purposes and that it does not include corporations joint-stock associations limited partnerships banks and trust companies whose shares of stock or whose evidences of indebtedness are subject to such tax

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 102, as follows:

An Act authorizing the Department of Highways to pay damages heretofore occasioned as a result of the destruction of private property by fire and making an appropriation therefor

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Secretary of Highways is hereby authorized to pay from the Motor License Fund the amount of damages or injury to private property heretofore occasioned as a result of the destruction of buildings by fire due to carelessness or negligence of employes of the Department of Highways

Section 2 Before paying any damages occasioned as provided in Section One of this Act the claim shall be submitted to and approved by the Attorney General and when approved the amount thereof shall be paid by the State Treasurer from the Motor License Fund on the requisition of the Secretary of Highways

Section 3 The sum of one thousand nine hundred eight dollars and seventy-five cents ($1,908.75) is hereby appropriated from moneys in the Motor License Fund for the purpose of paying property damages under the provisions of this act

Section 4 This act shall become effective upon its approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Billl No. 148, as follows:

An Act authorizing counties cities boroughs townships poor districts school districts or other municipalities or incorporated districts to rent lease and hire suitable office and warehousing space and provide suitable accommodations therein within said districts or municipalities for distributing funds and merchandise or both by emergency relief boards

Whereas Under the rules and regulations of the State Emergency Relief Board and the Federal Emergency Relief Administration no provision is made for the payment of rent for suitable office and warehousing space for the distribution of funds or merchandise or both or for suitable accommodations therein within the various municipalities or incorporated districts within this Commonwealth and

Whereas It is necessary that such office and warehousing space and accommodation be provided therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be lawful for any county city borough township poor district school district or other municipality or incorporated district within this Commonwealth within the territorial limits of such county city borough township poor district school district or other municipality or incorporated district to lease such premises for suitable office and warehouse space and to provide suitable accommodations therein for conducting and carrying on the business of distributing funds allocated to such municipality or district through the State Emergency Relief Board or the Federal Emergency Relief Administratoni or either of them or the distribution of merchandise provided by either of them within such municipality or district and to pay such rent for said premises and such other moneys as may in the judgment of the governing body of said county city borough township poor district school district or other municipality or incorporated district be necessary for carrying on the said business

Section 2 This act shall be in force immediately upon its final enactment

Section 3 All acts or parts of acts inconsistent with the provisions of this act be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 168, as follows:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building and defining the duties of the said commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That with a view to the control and allotment of space in the capitol building and building adjoining the capitol building now commonly known as the Museum Building a commission of five members is created to be known as the Capitol Building Commission to be composed of the President Pro Tempore of the Senate of Pennsylvania who shall be ex officio chairman of the commission the Speaker of the House of Representatives of Pennsylvania a Senator in the General Assembly of Pennsylvania to be designated from time to time by the President Pro Tempore of the Senate a Representative in the General Assembly to be designated from time to time by the Speaker of the House of Representatives and the Secretary of Property and Supplies The Secretary of the Senate shall be ex officio secretary of the commission and the Chief Clerk of the House of Representatives shall be ex officio assistant secretary of the commission

Said commission shall be empowered to require the services of employes of the Senate of Pennsylvania and employes of the House of Representatives of Pennsylvania as shall be necessary and all members of the commission

as well as secretaries and employes of the commission shall serve without pay except employes of the Senate or House of Representatives who do not receive an annual salary may be allotted such compensation as the commission may designate and fix from time to time to be paid from the Legislative appropriation as the commission shall determine

Any vacancy in said commission may be filled by the commissioners electing a Senator or a member of the House of Representatives to fill such vacancy temporarily and any commissioner so elected shall serve until the office vacated shall be filled as provided by law

Section 2 Said commission shall have the absolute control of and the allotment of all space in the State Capitol Building and the building now commonly known as the Museum Building and shall from time to time assign and allot for the use of the several activities of the government all such space Provided however That the space now allotted to the Judicial Department of the Government the Chamber of the Senate and the Hall of the House of Representatives shall be as heretofore

Section 3 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 220, as follows:

An Act to amend sections one and two of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions" as amended regulating the appointment of registrars and designating the political parties from which such registrars shall be selected

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the fifth day of March one thousand nine hundred and six (Pamphlet Laws sixty-three) entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth to make such registration a condition of the right to vote in such cities and to provide penalties for violation of its provisions" which was amended by the act approved the seventh day of May one thousand nine hundred and twenty-three (Pamphlet Laws one hundred forty-eight) is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of each county in which is located cities or a city of the third class shall not later than July fifteenth in the year one thousand nine hundred and twenty-three and every year thereafter appoint two registrars for each election precinct or ward to serve for a term of one year and until their successors are duly qualified The said registrars must be duly qualified electors of the city for which they are appointed and must have been residents of the city for a period of two years before their said appointment They must be sober and judicious persons of good moral character able to read intelligently and to write legibly One of the said registrars shall be a member of the political party [polling the highest vote in excess of two per centum] enrolling the largest number of voters in its party within the election precinct or ward [at] for the last preceding presidential election [for presidential elector] and the other shall be a member of the political party enrolling the next largest number of voters in its party for the last preceding presidential election It is the intent of this act that at all times the board of registrars shall be [as nearly as may be] evenly divided in political faith and therefore if it appears that at any time by reason of a change in political affiliations or because of error in the appointment the board is not so evenly divided any ten electors of the district may file a petition with the county commissioners setting forth the facts and praying that the changed or erroneous appointments may be revoked and another appointment made instead The county commissioners shall grant a public hearing and if they find the facts to be as represented they shall give the relief asked for but no registrar shall be removed merely because his party at an election following his appointment has [polled] enrolled a less number of votes in the district than some other party No person who holds or is a candidate for a public office shall act as registrar

The county commissioners shall also be empowered to remove any of the said registrars for misconduct or malfeasance in office

Section 2 That section two of said act which was amended by the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws six hundred ninety-three) is hereby further amended to read as follows

Section 2 The names of two suitable persons to be registrars shall be suggested to the county commissioners by petitions duly filed for each precinct or ward by the party representatives of the two leading parties of the precinct or ward as shown by the party enrollment made for the last preceding presidential election The petitions shall be signed by five electors of the district and shall set forth the names addresses occupations and political affiliations of the persons suggested The signers of the petitions shall swear to the truth of the facts set forth therein The petition shall remain on file open to the public inspection at least ten days before the persons named therein shall be appointed except in cases where a vacancy occurs in the office of registrar within ten days of a registration day when the appointment can be made without such delay If no petitions are filed the county commissioners may appoint without regard to party No appointment shall be made unless the person who desires to be appointed personally appears before the county commissioners and satisfies them of his qualifications In case of reappointment however it shall not be necessary for him to appear before them

At least one week's notice of the time and place of the examination of the suggested registrars shall be given by the county commissioners in the daily press and any elector may appear either in person or by counsel and object to the qualifications of any applicant If the persons nominated are found not to be properly qualified the county commissioners may decline to appoint them and the party authorities of the precinct or ward may then suggest another name or other names for the said place or places

The registrars shall receive a compensation of ten dollars a day for the time actually spent in the work of registration

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 247, as follows:

An Act making an appropriation to the Citizens General Hospital New Kensington Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty-five thousand dollars ($65,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Citizens General Hospital New Kensington Pennsyl-

vania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 265, as follows:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital of Reading Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Homeopathic Medical and Surgical Hospital of Reading Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 281, as follows:

An Act to amend section two hundred two as amended and to repeal sections four hundred seven and one thousand two hundred eight of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by abolishing the State Aeronautics Commission as therein constituted in the Department of Internal Affairs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executives and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as amended by the act approved the first day of June one thousand nine hundred and thirty-one (Pamphlet Laws three hundred fifty) is hereby further amended to read as follows

Section 202 Departmental Administrative Boards Commissions and Officers The following boards commissions and offices are hereby placed and made departmental administrative boards commissions or offices as the case may be in the respective administrative departments mentioned in the preceding section as follows

In the Department of State
State Employes' Retirement Board
In the Department of Justice
Board of Pardons
Board of Commissioners on Uniform State Laws
In the Treasury Department
Board of Finance and Revenue
In the Department of Internal Affairs
Board of Property
[State Aeronautics Commission]
In the Department of Public Instruction
State Council of Education
Pennsylvania State Board of Censors
Public School Employes' Retirement Board
Pennsylvania Historical Commission
Board of Trustees of Thaddeus Stevens Industrial School
Board of Trustees of Pennsylvania State Oral School for the Deaf
Board of Trustees of Home for Training in Speech of Deaf Children Before They are of School Age which shall hereafter be known as Board of Trustees of Home for Training in Speech of Deaf Children
Board of Trustees of Pennsylvania Soldiers' Orphan School
Board of Trustees of West Chester State Teachers' College
Board of Trustees of Millersville State Teachers' College
Board of Trustees of Kutztown State Teachers' College
Board of Trustees of East Stroudsburg State Teachers' College
Board of Trustees of Mansfield State Teachers' College

Board of Trustees of Bloomsburg State Teachers' College
Board of Trustees of Shippensburg State Teachers' College
Board of Trustees of Lock Haven State Teachers' College
Board of Trustees of Indiana State Teachers' College
Board of Trustees of California State Teachers' College
Board of Trustees of Slippery Rock State Teachers' College
Board of Trustees of Edinboro State Teachers' College
Board of Trustees of Clarion State Teachers' College
Board of Trustees of Cheney Training School for Teachers
State Board of Medical Education and Licensure
State Board of Pharmacy
State Dental Council and Examining Board
State Board of Optometrical Examiners
State Board of Osteopathic Examiners
Osteopathic Surgeans' Examining Board
State Board of Examiners for the Registration of Nurses
State Board of Undertakers
State Board of Veterinary Medical Examiners
State Board for the Examination of Public Accountants
State Board of Examiners of Architects
Anthracite Mine Inspectors' Examining Board
Mine Inspectors' Examining Board for the Bituminous Coal Mines of Pennsylvania
State Registration Board for Professional Engineers
In the Department of Military Affairs
Armory Board of the State of Pennsylvania
Board of Trustees of Pennsylvania Soldiers' and Sailors' Home
State Athletic Commission
In the Department of Banking
Board to License Private Bankers
Pennsylvania Securities Commission
In the Department of Agriculture
State Farm Products Show Commission
In the Department of Forests and Waters
Water and Power Resources Board
Geographic Board
Lake Erie and Ohio River Canal Board
Pennsylvania State Park and Harbor Commission of Erie
Washington Crossing Park Commission
Valley Forge Park Commission
Fort Washington Park Commission
In the Department of Mines
Anthracite Mine Inspectors
Bituminous Mine Inspectors
In the Department of Highways
State Bridge Commission
In the Department of Health
Sanitary Water Board
Anatomical Board
In the Department of Labor and Industry
Workmen's Compensation Board
Workmen's Compensation Referees
State Workmen's Insurance Board
In the Department of Welfare
State Council for the Blind
Pennsylvania Alcohol Permit Board
Board of Trustees of Eastern State Penitentiary
Board of Trustees of Western State Penitentiary
Board of Trustees of Pennsylvania Industrial Reformatory hereafter to be known as Board of Trustees of Pennsylvania Industrial School
Board of Trustees of State Industrial Home for Women
Board of Trustees of Pennsylvania Training School
Board of Trustees of Allentown State Hospital
Board of Trustees of Danville State Hospital
Board of Trustees of Farview State Hospital
Board of Trustees of Harrisburg State Hospital
Board of Trustees of Norristown State Hospital
Board of Trustees of Warren State Hospital
Board of Trustees of Wernersville State Hospital
Board of Trustees of Torrance State Hospital
Board of Trustees of Ashland State Hospital
Board of Trustees of Blossburg State Hospital
Board of Trustees of Coaldale State Hospital
Board of Trustees of Connellsville State Hospital
Board of Trustees of Hazleton State Hospital
Board of Trustees of Locust Mountain State Hospital
Board of Trustees of Nanticoke State Hospital
Board of Trustees of Philipsburg State Hospital
Board of Trustees of Scranton State Hospital
Board of Trustees of Shamokin State Hospital
Board of Trustees of Laurelton State Village
Board of Trustees of Pennhurst State School
Board of Trustees of Polk State School
Board of Trustees of Cumberland Valley State Institution for Mental Defectives
Board of Trustees of Selinsgrove State Colony for Epileptics
In the Department of Property and Supplies
Board of Commissioners of Public Grounds and Buildings
State Art Commission

All of the foregoing departmental administrative boards and commissions shall be organized or reorganized as provided in this act

Section 2 That sections four hundred and seven and one thousand two hundred eight of said act are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 356, as follows:

An Act making an appropriation to the Bethel Orphanage located at Osceola Tioga County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Bethel Orphanage located at Osceola Tioga County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred thirty-five for the purpose of maintenance to be paid according to law

And said bill having beeen read at length the second and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 363, as follows:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety thousand dollars ($90,000) is hereby specifically appropriated to the Pennsylvania Museum and School of Industrial Art for the two fiscal years beginning June first one thousand nine hundred and thirty-five for maintenance and the purchase of apparatus supplies and equipment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 136, entitled:

An Act making an apropriation to the Christian Home of Johnstown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 137, entitled:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 138, entitled:

An Act making an appropriation to the Lee Homeopathic Hospital, Johnstown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 155, entitled:

An Act making an appropriation to the Moore Institute of Art, Science and Industry, Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 181, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 182, entitled:

An Act making an appropriation to the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 183, entitled:

An Act making an appropriation to the Shortridge Clinic, the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 191, entitled:

An Act making an appropriation to the Uniontown Hospital, Uniontown, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 205, entitled:

An Act making an appropriation to the National Stomach Hospital of the City of Philadelphia.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 257, entitled:

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 287, entitled:

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 305, entitled:

An Act making an appropriation to the Home for the Aged, located at one thousand eight hundred nine Mount Vernon Street, Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 349, entitled:

An Act making an appropriation to the Home for Training in Speech of Deaf Children, Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 350, entitled:

An Act authorizing county commisisoners to permit certain historical societies to excavate for bodies of revolutionary soldiers; providing for the payment of such excavations and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 351, entitled:

An Act to authorize the acquisition by purchase or condemnation of lands for a park commemorative of The Battlefield of the Brandywine, and to authorize the Pennsylvania Historical Commission to acquire said lands and making an appropriation for the purpose of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 388, entitled:

An Act making an appropriation to the Home for the Friendless, of the City of Williamsport, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 389, entitled:

An Act making an appropriation to the Florence Crittenton Mission, of the City of Williamsport, Lycoming County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 390, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 391, entitled:

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 413, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 414, entitled:

An Act making an appropriation to the Shamokin State Hospital, Shamokin, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the first time Oredered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 449, entitled:

An Act for transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

And said bill having been read at length the first time, Ordered to be laid on the table for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11:00 o'clock.

Mr. ROBERTS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:47 P. M. until tomorrow morning, March 5, 1935, at 11:00 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, March 4, 1935.

The House met at 9:00 o'clock P. M.

The SPEAKER. (Wilson G. Sarig) in the Chair.

PRAYER

The Rev. Chester S. Simonton, D. D., Pastor of Messiah Lutheran Church of Harrisburg, Pennsylvania, offered the following prayer:

We pause at the opening moment of this session, our Heavenly Father, to acknowledge Thee as the author of our being, the One in Whom we live and move and have our being, upon Whom we utterly depend and without Whom we can not prevail.

We pray, our Gracious Father, Thy blessing tonight upon our great nation, upon the President of these United States, and upon all those associated with him in authority, upon this great Keystone State, our beloved State.

We pray that Thou would bless those here who rule, the Governor, members of the Legislature, all mayors and executives in whatsoever capacity. Be Thou our wisdom and our strength. May we in these trying days especially lean upon Thee and act like men, that Thou mayest bless our actions, that Thou mayest put Thy benediction upon our decisions, and that Thou mayest speed our every effort. Bless those this night who deliberate and grant each one of them not only Thy wisdom but also Thy strength and may that peace of Thine, that peace which this world can not give or take away, that peace which outward conditions can not disturb, that peace which belongs only to those whose hearts are right with Thee, may that peace abide with each of us. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will proceed with the reading of the Journal of Wednesday, February 27, 1935.

The Clerk proceeded with the reading of the Journal of Wednesday, February 27, 1935, when, on motion of Mr. Altenburg the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Messrs. JOHN A. SMITH and MOOMAW.

HOUSE BILL No. 1196.

An Act limiting liability to a guest for injury death or loss in a motor vehicle accident to cases of heedlessness or recklessness.

Referred to the Committee on Judiciary General.

By Mr. McDEVITT. HOUSE BILL No. 1197.

An Act making an appropriation to the Germantown Dispensary and Hospital, Germantown, Pennsylvania.

Referred to the Committee on Appropriations.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

REQUEST TO ADDRESS JOINT SESSION.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

If it meets with the approval of the General Assembly, I should like to address the Members in joint session this evening.

GEORGE H. EARLE.

GOVERNOR INVITED TO ADDRESS

Mr. FURMAN. Mr. Speaker, I move that the Governor be invited to the Hall of the House at a time to be fixed by concurrent resolution to address the General Assembly.

The motion was agreed to.

COMMUNICATION

The SPEAKER laid before the House a communication from the Speaker of the House of Representatives U. S. which was read by the Clerk as follows:

The Speaker's Rooms
House of Representatives U. S.
Washington, D. C.

Hon. Wilson G. Sarig,
Speaker of the House of Representatives,
Philadelphia, Pennsylvania.

My dear Mr. Speaker:

I am in receipt of Resolution No. 17 urging the adoption of legislation which will equalize the burden of taxation between river and railroad transportation.

I will make proper reference of it and see that it gets consideration.

With best wishes, I am,

Very sincerely yours,

Josephine Byrns.

February 27, 1935.

The SPEAKER. The communication will be noted in the Journal and printed in the Legislative Journal.

REPORT OF EMERGENCY RELIEF BOARD

The SPEAKER laid before the House the Report of the State Emergency Relief Board pursuant to House Resolution No. 18 which was read by the Clerk.

The SPEAKER. The Communication will be noted in the Journal, is referred to the Committee on Appropriations, and will be printed in the Appendix to the Legislative Journal.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

MOTOR VEHICLE FUND

A petition from citizens of Erie urging return and protesting diversion of Motor Vehicle Fund.

Referred to the Committee on Appropriations.

REMOVAL OF MAYOR

Resolutions from citizens of the Ninth and Twentieth Wards of the City of Pittsburgh, protesting removal of Mayor of Pittsburgh.

Refered to the Committee on Cities.

BLUE LAWS

Resolutions protesting passage of legislation legalizing Sunday motion pictures from

Officers and Teachers of the Sabbath School of the First Presbyterian Church of Crafton.
Members of the Loyalhanna Bible Class of the Ligonier United Presbyterian Church.
Citizens of Clarion County.
Members of Clintonville Presbyterian Church.

Referred to the Committee on Law and Order.

MOTOR VEHICLE FUND

One hundred five petitions from residents of Pennsylvania urging return and protesting diversion of motor vehicle fund.

Referred to the Committee on Ways and Means.

GASOLINE TAX

Petition from residents of Lycoming County protesting increase of gasoline tax.

Referred to the Committee on Ways and Means.

LEAVES OF ABSENCE

Mr. Falkenstein asked and obtained leave of absence for Mr. SCANLON on account of illness.

Mr. Wood asked and obtained leave of absence for Mr. SPANGLER on account of illness.

Mr. Flynn asked and obtained leave of absence for Mr. WHEELER on account of illness until further notice.

Mr. LaRue asked and obtained leave of absence for Mr. RUTH on account of illness.

SENATE MESSAGE

JOINT SESSION

The Clerk of the Senate being introduced, presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 4, 1935.

Resolved, (if the House of Representatives concur), That the Senate and House of Representatives meet in joint session, Monday Evening, March 4, 1935 at 9:45 o'clock in the Hall of the House for the purpose of hearing an address of His Excellency the Governor of the Commonwealth.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

COMMITTEE TO ESCORT GOVERNOR

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 4, 1935.

Resolved, (if the House of Representatives concur), That a committee of three on the part of the Senate be appointed to act with a similar committee on the part of the House of Representatives, (if the House shall appoint such committee) to escort His Excellency, the Governor to the Hall of the House to address the members of the General Assembly in joint session, Monday evening, March 4, 1935, at 9:45 o'clock pursuant to a resolution already adopted by the Senate and House of Representatives.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

COMMITTEE APPOINTED TO ESCORT GOVERNOR

The SPEAKER. The Chair appoints as a committee on the part of the House to escort the Governor to the Hall of the House Messrs. Kinney, LaRue and White.

RESOLUTION

COMMITTEE TO ESCORT SENATE TO HALL OF HOUSE

Mr. FLINCHBAUGH asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted as follows:

In the House of Representatives, March 4, 1935.

Resolved, That the Chair appoint a committee of two to escort the members of the Senate to the Hall of the House, March 4, 1935, at 9:45 P. M. o'clock, for the purpose of attending a joint session of the General Assembly.

COMMITTEE APPOINTED TO ESCORT SENATE TO HALL OF HOUSE

The SPEAKER. The Chair appoints as a committee to escort the members of the Senate to the Hall of the House to meet in Joint Session, Messrs. Flinchbaugh and Hermansen.

REPORTS FROM COMMITTEES

Mr. WILLIAM G. SMITH, from the Committee on Counties reported as committed, House Bill No. 738, entitled:

An Act to amend section seven hundred and two of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," providing that one-half of all fines and penalties shall be paid to counties.

Mr. NAGEL, from the Committee on Agriculture reported as amended, House Bill No. 648, entitled:

An Act to amend section three of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs, providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State

Treasury; and making an appropriation thereof; and providing penalties," as amended: by providing for the free licensing of certain dogs of blind persons.

Mr. KELSO, from the Committee on Counties reported as committed, House Bill No. 540, entitled:

An Act to repeal part of section one of the act approved the twenty-second day of July, one thousand eight hundred and thirty-nine (P. L. 559), entitled "An act to provide for the election of prothonotaries, clerks, recorders and registers;" so far as the same relates to Cumberland County.

Mr. TAHL, from the Committee on Municipal Corporations reported as committed, House Bill No. 258, entitled:

A Supplement to the act, approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed. and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly;" providing for the filing of liens for taxes which have been returned to the county commissioners for non-payment, for the filing of joint liens by county commissioners for the county and other taxing districts, and for the collection of such liens; and imposing certain duties upon tax collectors.

Mr. WHITE, from the Committee on Counties reported as committed, House Bill No. 720, entitled:

An Act to amend sections six hundred and fifty, six hundred and fifty-one, section six hundred and fifty-two as amended, sections six hundred and fifty-four, six hundred and fifty-five and six hundred and fifty six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," empowering counties to acquire lands for recreational purposes, parkways, bridle paths and foot paths by eminent domain.

Mr. FRANCIS T. BAKER, from the Committee on Counties reported as committed, House Bill No. 611, entitled:

An Act to amend section three hundred and nine as amended, and sections five hundred and two and five hundred and eight of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," further regulating the payment by the counties of the cost of admission, care and discharge of mental patients.

CHAIRMEN OF COMMITTEES TO MEET

The SPEAKER. The Chairmen of the following committees are requested to meet in the House Library immediately after the session this evening.

Messrs. Westrick, Chairman of Agriculture
Harmuth, Chairman of Boroughs and Townships
Miss Brancato, Chairman of Cities
Messrs. Brownfield, Chairman of Education
Furman, Chairman of Highways
Flinchbaugh, Chairman of Insurance
Caputo, Chairman of Judiciary General
Simon, Chairman of Judiciary Special
Yourishin, Chairman of Labor
Melchiorre, Chairman of Law and Order
Eroe, Chairman of Municipal Corporations
McHenry, Chairman of State Government
Furman, Temporary Chairman of Ways and Means

USE OF HALL OF HOUSE GRANTED

Mr. FURMAN. Mr. Speaker, I move that the use of the Hall of the House be granted to the Committee on Ways and Means from two to four thirty on Tuesday afternoon and from two to four on Wednesday afternoon of this week for the purpose of holding a public hearings on tax measures.

The motion was agreed to.

REPORT AND DISCHARGE OF COMMITTEE

Mr. FLINCHBAUGH. Mr. Speaker, your committee appointed to escort the members of the Senate to the Hall of the House has performed that duty and reports that the Senate is now in attendance.

The SPEAKER. The Committee is discharged with the thanks of the House.

The President of the Senate is invited to preside over the Joint Session of the General Assembly; the President Pro Tempore is invited to a seat on the rostrum, and the members of the Senate will be seated in the chairs provided for them in the front part of the House.

JOINT SESSION

LIEUTENANT-GOVERNOR THOMAS KENNEDY IN THE CHAIR

The SERGEANT-AT-ARMS OF THE SENATE. Mr. President, I have the honor to present to you the Committee appointed to escort His Excellency the Governor to the Hall of the House.

Mr. OWLETT. Mr. President, I have the honor to present His Excellency the Governor of the Commonwealth.

The PRESIDENT. Members of the General Assembly it is my privilege and honor at this time to present His Excellency, The Governor of the Commonwealth.

ADDRESS OF THE GOVERNOR

GOVERNOR EARLE. Members of the General Assembly: I appear before your Honorable Body tonight to acquaint you with a situation brought to my attention a few days ago which I consider to constitute an emergency in every sense of the word—an emergency which calls for prompt and sympathetic consideration by your Honorable Body.

In point of numbers affected, this financial crisis may not be regarded by some as of great moment, especially when the amounts of money involved are considered in relation to the State's emergency requirements for all relief purposes.

But when we are confronted by the fact, that, unless

your Honorable Body takes prompt and decisive action to replenish the old age assistance and blind pension funds, no further payments to our indigent aged and unfortunate blind can be made, I think you will all agree that this constitutes a situation of grave enough character to warrant its definition as a real emergency.

The situation is desperate enough in my opinion to justify me in asking that your Honorable Body stay in session here this week until the complete legislative approval of both bodies has been given to the legislation which is being introduced to meet the emergency.

It is unthinkable that any of our unfortunate old people shall be subjected to the anxiety, worry and possible sacrifice that would inevitably follow their failure to receive their assistance checks. Likewise with our afflicted blind. The people of this State have decreed that these fellow citizens shall have this measure of economic security and it is our duty to see that the wishes of the people of this Commonwealth are carried out.

Today there are 11,000 of our indigent aged receiving assistance. Over 32,000 are eligible for such aid, and, under the law, they must be given aid.

There are 4,200 receiving blind pensions. It is not likely that this number will be increased.

In order to provide money to meet old age assistance fund obligations until the end of the present biennium, there will be required the sum of $2,776,000.

For pensions for the blind the sum of $412,000 is needed, and in addition, $12,000 for administrative purposes.

I would like to explain that the reason why there is no money available to meet these obligations is that the preceding administration in making appropriations to cover these requirements stipulated that the money was to come out of the profits of the Liquor Board.

Of course we all know that no such profits have been earned by the Liquor Board. So we are now confronted with the responsibility of making good this deficit.

As you all know, there are no funds available for appropriation for this emergency out of the General Fund. The alternative is to provide funds by transfer from special funds to which they will be returned at the earliest possible moment. In the budget submitted to your Honorable Body, provision has already been made to take care of the deficit which made this transfer necessary.

Accordingly, I request your favorable and speedy action on measures transferring $3,200,000 from the Motor Vehicle Fund to the old age assistance and blind pension funds.

The transfer from the Motor Vehicle fund will not in any way curtail the operations of the Highway Department, inasmuch as the amount transferred will not be needed until construction projects, not even yet started, are completed.

I hope that your Honorable Body will share my views as to the gravity of this situation which, as I said before, constitutes an impending emergency in the lives of thousands of our fellow men, and women, who need protection from want and privation, more than any others of our citizens.

By acting promptly on these measures you will not only meet the emergency. You will in addition bring gladness to the hearts of these thousands of old men and women and make the light of gratitude shine in the sightless eyes of our thousands of afflicted blind.

When I wrote you asking that when you came to Harrisburg this week you come prepared to stay longer than usual, the entire week if necessary, in order that the necessary legislation could be enacted so that old age assistance payments and blind pensions would not be halted, I did not have in mind asking your consideration of any other emergency legislation.

But this afternoon I was visited in my office by a delegation of over 100 public-spirited men and women who came from all parts of the State to tell me of the desperate plight of our hospitals.

These men and women were trustees, officials, and superintendents of these institutions.

I am sure they did not overstate the fact when they said that because the preceding Administration had failed to pay some $2,000,000 appropriated to aid these hospitals, that a great many of these institutions were face to face with utter disaster. They told of hospitals closing their doors, others closing entire wards, others weeks behind in their payrolls and still others where coal supplies had been shut off.

Ladies and gentlemen of the General Assembly, I see no alternative for us other than to include these hospitals in this emergency program.

Now more than ever is it essential that our hospitals function to give the greatest amount of free service to those now unable to pay.

The demands on these institutions have increased in direct ratio to the severity of the depression.

It would be a tragedy and a shame for us to permit any hospital to close its doors or curtail its service during this emergency.

The State owes these institutions $2,000,000. I think that the least we can do at this moment is to transfer $1,000,000 so as to make this sum immediately available for their relief.

I propose that this money be transfered out of the Fire Insurance Tax Fund to be repaid as in the case of the other transfers at the earliest possible moment.

Ladies and gentlemen of the General Assembly, these matters which I have brought to your attention this evening reveal something of the real picture of the crisis confronting this Commonwealth.

Let me take advantage of this opportunity to appeal to you to act speedily and considerately on the measures I have submitted to you to provide funds to meet the state's desperate needs.

I ask you again to forget all other considerations—save only that which we owe to ALL the people of this Commonwealth.

The PRESIDENT. The Chair wishes to express the thanks of the General Assembly to the Governor for his constructive address delivered to us this evening. Thank you very much.

The business for which the Joint Session of the General Assembly was convened having been transacted the Joint Session is adjourned, and the Senators will please assemble immediately in the Senate Chamber.

The SPEAKER (WILSON G. SARIG) in the Chair.

RESOLUTION

TRANSFER OF FUNDS

Mr. WITKIN. Mr. Speaker and members of the House, in order that his Excellency may be immediately appraised as to the wishes and the response of this House as well as the Senate with respect to the statement just

made by him, I ask the unanimous consent of this House to offer the following resolution.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution?

Mr. FURMAN. Mr. Speaker, is this a privileged resolution?

Mr. WITKIN. Mr. Speaker, may I ask that the resolution first be read for the information of the members of the House?

The SPEAKER. The resoluton is not privileged but can be offered by unanimous consent.

Mr. WITKIN. Mr. Speaker, may I ask that the resolution be read merely for the information of the House?

The SPEAKER. If there is no objection the resolution will be read.

QUESTION OF INFORMATION

Mr. FURMAN. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman from Greene, Mr. Furman, will state his question of information.

Mr. FURMAN. Mr. Speaker, if this resolution is read, can objections be offered after the reading of the resolution?

The SPEAKER. The gentleman is informed that objections can be offered after the resolution is read. The clerk will read the resolution for the information of the House.

The resolution was read by the clerk as follows:

In the House of Representatives, March 4, 1935.

Whereas, From the statement just made by His Excellency, the Governor of the Commonwealth of Pennsylvania, it appears that there is an immediate need for the raising of four million two hundred thousand dollars ($4,200,000) for the use of the General Fund by transfer from Motor Vehicle Fund and Fire Insurance Tax Fund for the purpose of meeting payments for old age assistance and blind assistance and hospitals, therefore be it

Resolved (if the Senate concur), That the General Assembly hereby authorizes the Governor and the fiscal officers of the Commonwealth to transfer to the General Fund from Motor Vehicle Fund and Fire Insurance Tax Fund for deposit in the General Fund such amount of moneys, not in excess of four million two hundred thousand dollars ($4,200,000), as may be needed immediately for the payment of assistance to the aged and the blind and hospitals, and the General Assembly hereby pledges that it will pass appropriate legislation validating the action of the Governor and the fiscal officers in making such transfers and providing such moneys if the legislation enacted for the purpose of making said transfers and providing said moneys shall provide for the repayment of such moneys to the said funds from which the same was taken on or before December 31, 1935.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections? The Chair hears none and consent is granted.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTIONS

Mr. WOODSIDE offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. FURMAN. Mr. Speaker, is this a privileged resolution?

The SPEAKER. It is not a privileged resolution.

Mr. FURMAN. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted. The resolution will be filed with the Clerk under the rules.

SYMPATHY EXTENDED ON DEATH OF HON. PATRICK F. ENRIGHT

Mr. SINWELL offered the following resolution which was twice read, considered and adopted:

In the House of Representatives, March 4, 1935.

While taking his accustomed evening stroll a week ago, Patrick Frederick Enright, a Member of this Assembly from Northampton County during the Legislative Session of 1903, suffered a heart attack and died almost immediately.

Hon. Patrick F. Enright was born in the borough of South Bethlehem on St. Patrick's Day in 1868. He was educated at the public schools and at Lehigh University, and devoted a long and useful life to teaching, journalism and the service of Nation, State and school district.

To his many friends who knew him well, he was plain "Dick" Enright, and as such will continue to live in their hearts and memories; therefore be it

Resolved, That the House of Representatives, by the adoption of these resolutions, record its sorrow over the passing of a veteran outstanding, public spirited citizen, and its sympathy for his family and friends; and be it further

Resolved, That a copy of this action of the House of Representatives, suitably engrossed, be sent by the Chief Clerk to the members of the immediate family of Hon. Patrick Frederick Enright.

RESOLUTIONS

Mr. MURRIN offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. FURMAN. Mr. Speaker, is this a privileged resolution?

The SPEAKER. It is not a privileged resolution.

Mr. FURMAN. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted. The resolution will be filed with the Clerk under the rules.

Mr. JOHN A. SMITH offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. FURMAN. Mr. Speaker, is this a privileged resolution?

The SPEAKER. It is not a privileged resolution.

Mr. FURMAN. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted. The resolution will be filed with the Clerk under the rules.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 900, entitled:

An Act to amend section eleven of the act approved the second day of May, one thousand nine hundred and five (P. L. 352), entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in school-houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire-escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," requiring exhaust fans to carry off poisonous and noxious fumes and dust.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 190, entitled:

An Act to further amend clause (a) of section eleven of article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carries by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and section one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring the sale or leasing of electric, water, gas and heating plants or distribution systems owned by boroughs to public service companies to be approved by the qualified electors of such boroughs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 480, entitled:

An Act authorizing receivers and collectors to demand from tenants payment of delinquent taxes due on real estate and enabling tenants to defalcate taxes so paid against rent due or becoming due; and making tenants liable for such taxes where rent is paid and payment of taxes demanded not made.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1025, entitled:

An Act to amend section two of the act approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as amended, by providing that the coroner instead of the county commissioners shall be notified as to unclaimed bodies unfit for anatomical purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 864, entitled:

An Act imposing an annual license tax for the privilege of operating, maintaining or controlling within this Commonwealth a store or stores, as herein defined for the sale of tangible personal property; prescribing the method and manner of collecting such tax and its disposition, and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 382, entitled:

An Act relieving certain lands acquired by counties, cities, boroughs, towns or townships from liens in favor of the Commonwealth for corporation taxes in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 534, entitled:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth, and for the filing of claims therefor; providing for the imposition of penalties and interest on such taxes, and abating the penalties and interest imposed by existing law; providing for the payment of certain costs by taxpayers; providing for the collection of such taxes, penalties and interest; and authorizing taxing authorities to abate penalties, interest and costs imposed by this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 370, entitled:

An Act to amend section two hundred and one of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations; amending, revising and consolidating the law relating thereto; and repealing existing laws," making the real estate of public service companies subject to taxation and providing certain exceptions.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 25, entitled:

An Act to repeal sections seventy-two, seventy-eight, eighty-two, eighty-seven, ninety-two, ninety-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," so as to eliminate the liability of the counties to pay expenses of county commissioners, solicitors, chief clerks, county controllers, sheriffs, district attorneys, probation officers, and registers of wills in attending State association conventions of such officials, and expenses in supporting such associations.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 665, entitled:

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the nine day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, asssess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by establishing the State Forests and Waters Fund; abolishing the State School Fund; and transferring moneys and securities in the State School Fund to the General Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 170, entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders, or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 474, entitled:

An Act authorizing the abatement of certain tax penalties and interest on City taxes in cities of the first class and school taxes in school districts of the first class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

MOTION TO RECOMMIT

Mr. WITKIN. Mr. Speaker, I move that House Bill No. 474, Printer's No. 173, be recommitted to the Committee on Municipal Corporations for the purpose of amendment and for the purpose of further study.

On the question,

Will the House agree to the motion?

Mr. BURKE. Mr. Speaker, I object to the motion and ask that a roll call be taken on the motion.

Mr. WITKIN. Mr. Speaker and members of the House, the purpose of making this amendment is in order that there might be brought out from the Committee on Municipal Corporations a bill which will accomplish what this bill intends to accomplish. I shall not discuss the merits of this bill except to direct your attention to the reading of the bill. If you will read the bill you must necessarily come to the conclusion that it requires amendment to accomplish its purpose. The reason that I made the motion to send this bill to the Committee on Municipal Corporations is because there is in that Committee another bill introduced several weeks prior to this bill which deals with the same subject, and which bill, House Bill No. 148, introduced by myself, deals with the same subject matter as this bill.

I have but one desire, and that is that a bill dealing with legislation that is as important to the city of Phila-

delphia as this bill shall receive proper and careful attention and shall not be a hodge-podge bill such as this. I make no complaint as to whether or not the bill that shall emerge shall bear the name of the original sponsor of the bill or whether it shall bear the name of the gentleman who took from the original sponsor of the bill the subject matter and the idea of the bill, but I am concerned with the fact that if you are going to copy bills, you copy them right in so far as the subject matter is concerned.

Mr. BURKE. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Burke, will state his point of order.

Mr. BURKE. The gentleman from Philadelphia, Mr. Witkin, is not confining himself to the motion to recommit.

The SPEAKER. The point of order is well taken and the gentleman from Philadelphia will confine himself to the motion to recommit, and strictly to the motion to recommit.

Mr. WITKIN. Mr. Speaker and members of the House, confining myself strictly to the motion to recommit, I say that when a motion is made to recommit a bill in order that it might be put in proper shape, in order that it might accomplish the purpose of the bill, that there is no better reason in all the world why a bill should go back to the committee. When the bill gets back to the committee, the committee can sit down and take a bill that contains the same subject matter, a bill properly drawn and from the two bills, the good one and the bad one, either correct the bad one and make a good one out of it or report out the good one. I know of no better reason in all the world why a bill should go back to the committee for amendment and study. Let us get a bill out that will meet the purpose for which it is intended and not one on which the gentleman who sponsors this bill apparently is greatly in error.

The yeas and nays were required by Mr. Burke and Mr. Sarraf and were as follows:

YEAS—81

Altenburg,	Gates,	McKinney,	Sowers,
Atkins,	Gillette,	Merrell,	Sproul,
Baker, F. T.,	Green,	Moore,	Stewart,
Barnhardt,	Greenstein,	Muir,	Stockham,
Bernhard,	Habbyshaw,	Nothnagle,	Stott,
Blumberg,	Hamilton, R. S.,	Parks,	Surface,
Boose,	Hart,	Peters,	Tahl,
Boyd, R.,	Hefferon,	Phillips,	Terry,
Boyer,	Hermansen,	Reynolds,	Trout,
Brennan,	Hoffner,	Rhys,	Turner,
Carr,	Horst,	Roan,	Van Allsburg,
Castor,	Jackson,	Rooney,	Wall,
Condon,	Jones,	Schrock,	Wasserman,
Conner,	Kane,	Schwartz,	White,
Cordier,	Linderman,	Shortz,	Wickersham,
Davies,	Longaker,	Shreiner,	Witkin,
Duffort,	Mallen,	Simpson,	Wood,
Ederer,	Mason,	Sloan,	Woodside,
Ferko,	McCreary,	Snyder, F. E.,	Yeakel,
Flynn,	McDevitt,	Snyder, J. L.,	Zimmerman,
Forrest,			

NAYS—112

Achterman,	Downey, G. E.,	Larue,	Robinson,
Alexander,	Downey, J. J.,	Long,	Ruffennach,
Allen,	Eberharter,	Lovett,	Sarraf,
Andrews,	Eroe,	Lynch,	Schrope,
Arnold,	Falkenstein,	Male,	Schwab,
Aukerman,	Finnerty,	McDermott,	Shepard,
Baine,	Fitch,	McElroy,	Shugarts,
Baker, J J.,	Flanagan,	McHenry,	Siegel,
Barber,	Flinchbaugh,	Melchiorre,	Simon,
Bradley,	Furman,	Mentzer,	Sinwell,
Brancato,	Gerard,	Moomaw,	Smith, J. A.,
Brown, H. S.,	Haberlen,	Mooney,	Smith, W. G.,
Brown, J. E.,	Hagerty,	Moran,	Stank,
Brownfield,	Haluska,	Moul,	Stevens,
Brumbaugh,	Hamilton, F. P.,	Munley,	Stone,
Burke,	Harkins,	Nagel,	Sumney,
Cannon,	Harmuth,	O'Keefe,	Tronzo,
Caputo,	Hartman,	Ominsky,	Tumelty,
Carson,	Hetrick,	O'Neill,	Van Sickle,
Chervenak,	Hindman,	Panton,	Walker,
Coakley,	Hirsch,	Patterson, C.,	Weiss,
Cochran,	Holland,	Patterson, J. W.,	Welliver,
Cohen,	Holstrom,	Pearson,	Welsh,
Coleman,	Hoopes,	Pfaff,	Westrick,
Coolahan,	Kilroy,	Piole,	Wilson,
Deckef,	Kinney,	Powers,	Yourishin,
Dent,	Klingler,	Reising,	Zappala,
Dilley,	Kobelak,	Rinn,	Sarig,

So the question was determined in the negative and the motion was not agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 795, entitled:

An Act to amend section eight hundred eight of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," as amended, limiting the provisions of the section to township funds.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 252, entitled:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" abolishing the county poll tax in counties of the third class and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" are hereby amended to read as follows

Section 202 Poll in Lieu of Occupation Tax in Counties of the Second [and Third] Class Occupation Tax for Borough and Township Purposes in Counties of the Second

and third Class In counties of the second [and third] class the county tax on trades occupations and professions is hereby abolished and in lieu thereof each such county shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as [now] provided by law with like powers duties and authority as provided by law for the collection of taxes on trades occupations and professions

Section 404 Assessment of Persons in Second and Third Class Counties for Collection of Poll Taxes and Borough and Township Occupation Taxes It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in counties of the second and third classes over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law The assessor shall also state the occupation of each such resident and inhabitant or that a person does not follow an occupation or calling as the case may be for the assessment of any township or borough tax on occupations as [now] provided by law To the lists as furnished by the tax assessors [the county commissioners or] the board for the assessment and revision of taxes [as the case may be] shall add and assess [for] the poll tax but in counties of the second class only against such residents and inhabitants as may be assessed by assessors assistant or registry assessors [for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least two months before any general or municipal election and be so assessed The county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer or if other county taxes for the year have become delinquent then to the county delinquent tax collector] The county commissioners or boards for the assessment and revision of taxes as the case may be shall continue to fix valuations for trades occupations [and] professions and persons who follow no occupation or calling as [now] provided by law for the use of boroughs and townships and nothing contained in this act shall be construed to repeal the power of townships and boroughs to levy taxes on trades occupations [and] professions and on persons who follow no occupation or calling as [now] provided by law

On the question,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, lines 18, 19 and 20, by striking out the words "Occupation Tax for Borough and Township Purposes in Counties of the Second and third Class"

Amend sec. 1, page 2, line 20, by striking out the light-faced brackets before and after the words "and third"

Amend sec. 1, page 2, line 22, by inserting after the word "county" the following: of the second class

Amend sec. 1, page 3, line 2, by inserting after the word "professions" the following: No such poll tax shall be assessed in counties of the third class.

Amend sec. 1, page 4, lines 10 and 11 by underscoring the words "and on persons who follow no occupation or calling"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 This act shall become effective immediately upon final enactment

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipalties and quasi-municipal corporations which levy their taxes on county assessments and valuation; amending, revising and consolidating the law relating thereto; and repealing existing laws," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 334, entitled:

An Act to amend section forty-nine of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing for the settlement of estates of three hundred dollars or less consisting exclusively of personal property without administration

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section forty-nine of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribu-

tion of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all the matters relating to fiduciaries concerned with the estate of decedents" is hereby amended by adding thereto a new clause as follows

(g) Whenever the total assets of an estate of a decedent who shall have died intestate shall be of the value of five hundred dollars or less and shall consist exclusively of personal property the persons entitled thereto by law may amicably agree upon the distribution of such estate by agreement in writing executed by all of the heirs at law and upon approval thereof by the orphans' court upon petitionsetting forth (1) a list of all of the assets and their fair value (2) the proportionate share each is to receive (3) a list of creditors of the decedent with the amount due or to become due said creditors and (4) an undertaking by said heirs to be personally liable for the payment of all debts listed therein all transfer inheritance taxes and any other legal obligations of the decedent not exceeding however the amount which each heir would receive under such agreement Such amicable distribution may be approved without the necessity of the appointment of an administrator advertisement audit or other proceedings with or without filing a bond or other security in the discretion of the court If any of said heirs shall be minors such agreement may be executed on behalf of such minor by his or her duly appointed guardian if any otherwise by the natural guardian or other person approved by the court and such action shall be binding upon such minor after he becomes of age The court may approve payment of the shares of such minors to the natural guardian or directly to the minor without the intervention of a guardian

On the question,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 4, line 9, by inserting after the word "law" the following: "including creditors"

Amend sec. 1, page 4, line 13, by inserting after the word "petition" the following: "duly verified"

Amend sec. 1, page 4, line 16, by inserting after the word "creditors" the following: "or any less amount they are willing to accept"

Amend sec. 1, page 4, line 25, by inserting after the word "court" the following: "if the court is satisfied that the settlement is just and equitable"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended.

It was agreed to.

The title was read as follows:

An Act to amend section forty-nine of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "An act relating to the administration and distribution of the estates of decedents and of minors, and of trust estates; including the appointment, bonds, rights, powers, duties, liabilities, accounts, discharge and removal of executors, administrators, guardians and trustees, herein designated as fiduciaries; the administration and distribution of the estates of presumed decedents; widow's and children's exemptions; debts of decedents, rents of real estate as assets for payment thereof, the lien thereof, sales and mortgages of real estate for the payment thereof, judgments and executions therefor, and the discharge of real estate from the lien thereof; contracts of decedents for the sale or purchase of real estate; legacies, including legacies charged on land; the discharge of residuary estates and of real estate from the lien of legacies and other charges; the appraisement of real estate devised at a valuation; the ascertainment of the curtilage of dwelling houses or other buildings devised; the abatement and survival of actions and the substitution of executors and administrators therein, and suits against fiduciaries; investments by fiduciaries; the organization of corporations to carry on the business of decedents; the audit and review of accounts of fiduciaries; refunding bonds; transcripts to the court of common pleas of balances due by fiduciaries; the rights, powers and liabilities of non-resident and foreign fiduciaries; the appointment, bonds, rights, powers, duties and liabilities of trustee durante absentia; the recording and resignation of decrees, reports and other proceedings, the fees therefor; appeals in certain cases; and also generally dealing with the jurisdiction, powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents," by providing for the settlement of estates of three hundred dollars or less consisting exclusively of personal property without administration.

On the question,

Will the House agree to the title?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 2, line 22 from top of page, by striking out the word "three" and insert in lieu threeof: "five"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second consideration of House Bill No. 1041, as follows:

An Act to amend section six of the act approved the third day of June one thousand eight hundred and eighty-five (Pamphlet Laws sixty-two) entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania" as amended making ex-service women eligible to admission to said home

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the

authority of the same That section six of the act approved the third day of June one thousand eight hundred and eighty-five (Pamphlet Laws sixty-two) entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania" as amended by the act approved the first day of April one thousand nine hundred and thirty-one (Pamphlet Laws fourteen) is hereby further amended to read as follows

Section 6 That the soldiers sailors marines members of the enlisted nurse corps yeomanettes or members of the United States coast guard who shall be entitled to admission in this home shall be those honorably discharged soldiers sailors marines members of the enlisted nurse corps yeomanettes and coast guardsmen who served in the armed forces of the United States whether in the Regular Army National Army organized militia organized reserves United States coast guards or National Guard called into Federal service during any war the Philippine Insurrection the expeditionary engagement in China or in Mexico or during the Mexican boarder service and who at the time of their enlistment were residents of Pennsylvania or who shall have served in some Pennsylvania organization or who shall have resided within this Commonwealth for a period of one year immediately preceding the date of their application for admission And all honorably discharged soldiers of the Pennsylvania National Guard duly qualified by residence in the Commonwealth of Pennsylvania at the date of enlistment and during the time they rendered such service who have been wounded or disabled at drill or maneuvers or in time of riot and insurrection when called into service by the Governor of the Commonwealth of Pennsylvania Provided Such persons at the time of admission are in indigent circumstances and are invalids by reason of disease contracted wounds received or by reason of other disability or possess a certificate of disability from a physician in active practice and in good standing in his profession in the county in which the applicant may reside

No person shall be admitted to this home who has been convicted of a felony or of a crime involving moral depravity nor who has been a habitual drunkard without producing sufficient evidence of subsequent good conduct and reformation of character as to be satisfactory to the board of trustees nor shall any person afflicted with a mental tubercular or venereal disease be admitted except when in the discretion of the board of trustees the disease or the affliction is of such character that it does not imperil the health and comfort of other members of the home and proper facilities for such person's treatment and care are available

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 553, as follows:

An Act relating to mob violence and lynching making members of a mob and accessories thereto when death results guilty of murder and guilty of a felony where no death results providing for the enforcement of this act by district attorneys the Attorney General and prosecutors designated by the Governor fixing civil liabilities in such cases and prescribing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Mobs and Lynching Defined A collection of people assembled for the purpose and with the intention of committing an assault or battery upon any person and without authority of law shall be deemed a "mob" for the purpose of this act and any act of violence by a mob upon the body of any person which shall result in the death of such person shall constitute a "lynching" within the meaning of this act

Section 2 Lynching Deemed Murder The lynching of any person within this State by a mob shall be deemed murder and any and every person composing a mob and any and every accessory thereto by which any person is lynched shall be guilty of murder and upon conviction shall be punished as provided by law in the case of murder

Section 3 Assault and Battery by Mob Constitutes Felony Any and every person composing a mob which shall commit an assault or battery upon any person without authority of law shall be guilty of a felony and upon conviction shall be sentenced to undergo imprisonment for not less than one year nor more than ten years Provided That if such injury shall result in the death of such person every principal and accessory of such mob and accessory thereto shall be guilty of murder and upon conviction shall be punished as provided in section two of this act

Section 4 Duty of District Attorney in County Where Lynching Occurred It shall be the duty of the district attorney of any county in which a lynching may occur to promptly and diligently endeavor to ascertain the identity of the persons who in any way participated therein or who composed the mob which perpetrated the same and have them apprehended and to promptly proceed with the prosecution of any and all persons so found and to the end that such offenders may not escape proper punishment such district attorney may be assisted in all such endeavors and prosecutions by the Attorney General or other prosecutors designated by the Governor for the purpose and the Governor shall have full authority to spend such sums as he may deem necessary for the purpose of seeking out the identity and apprehending the members of such guilty mob

Section 5 Civil Liability for Lynching Nothing herein contained shall be construed to relieve any member of any such mob from civil liability to the personal representative of the victim of such lynching

Section 6 Persons Suffering Death from Mob Attempting to Lynch Another Person Any person suffering death from a mob attempting to lynch another person shall come within the provisions of this act and his personal representatives shall be entitled to relief in the same manner and to the same extent as if he were the originally intended victim of such mob

Section 7 Effect on Existing Laws This act does not repeal any of the provisions of the act approved the nineteenth day of May one thousand nine nundred and twenty-three (Pamphlet Laws two hundred eighty-three) entitled "An act to assure to persons within the jurisdiction of every county the equal protection of the laws by providing for their removal from the county and their trial in certain criminal cases by a court of quarter sessions of the peace or oyer and terminer of another county imposing penalties upon the counties and officers thereof for failure to provide proper protection and upon individuals for interfering with or obstructing the carrying out of the provisions of this act and imposing certain duties upon the Superior Court" nor any other law of this Commonwealth prohibiting lynching or protecting persons or property from mob violence

Section 8 Effective Date The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 142, entitled:

An Act requiring school districts and private and parochial schools to cause to be taken the finger prints of certain pupils and providing for the preservation classification and withdrawing of the same

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the

authority of the same That the board of school directors of every school district and trustees officers directors or persons in charge of every private and parochial school and academy shall cause to be taken the finger prints of every pupil when first entering such schools and preserve the same properly arranged and classified for future identification purposes Such board trustees officers directors and other person shall also provide for the taking of the finger prints of pupils in such schools and academies below the ninth grade as rapidly as the same may be done Such finger prints shall be retained by the school district school or academy unless at the time any pupil finally ceases to attend such school or academy or within six months thereafter the same shall be withdrawn by parent or guardian of any pupil The board of school directors trustees officers directors or persons having charge of such finger prints may from time to time as pupils finally cease to attend the public schools and such finger prints are not withdrawn remove the same from its records and file the same with any state or national bureau of finger print identification for preservation

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. POWERS. Mr. Speaker, I move that this bill be recommitted to the Committee on Education for the purpose of further study.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 937, as follows:

An Act to amend section seven hundred and eighteen of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by changing the amount of the fee for uncollectible checks

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and eighteen of the act approved the first day of May one thousand nine hundred and twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registrations of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" is hereby amended to read as follows

Section 718 Uncollectible Checks Whenever any check issued in payment of any fee or for any other purpose shall be returned to the department as uncollectible the secretary shall charge a fee [of five ($5) dollars] equal to ten per centum of the amount of such check but in no case exceeding the sum of Five Dollars plus all protest fees to the person presenting such check to him to cover the cost of its collection

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 870, as follows:

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every city of the first class shall allow and permit every member of such police department to have at least twenty-four consecutive hours of rest in every calendar week and shall rotate the members of the police department on a regular schedule except in emergency cases for the suppression of riots or tumults or in times of war pestilence conflagration or public celebrations without diminution of the salary or compensation fixed by ordinance or resolution of such city Provided however That no vacation or suspension period of a member of the police department shall be increased or reduced by reason of the fact that during such period such member if working would have been entitled to one or more rest days under the provisions of this act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 316, entitled:

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime and making an appropriation

Whereas Crime has become so rampant throughout the United States as to hinder the development of social and economic progress and

Whereas Crime conferences have been called by the Attorney General of the United States and by various states for the purpose of devising ways and means of combating this serious and deplorable condition and it is fitting and proper that the Commonwealth of Pennsylvania should

lend its aid to this movement to strengthen the administration or justice therefore

The first section was read and agreed to as follows:

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the Attorney General of this Commonwealth is hereby authorized to call and to arrange for the holding of a conference in the city of Harrisburg at such time as he may designate for the purpose of interesting bodies of public spirited citizens in the nation-wide movement to combat crime and to knit into close harmony the enforcement agencies of the Commonwealth and its political subdivisions to the end that crime may be reduced within the borders of this State and its citizens be imbued with a proper respect for law and order

The second section was read as follows:

Section 2 The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Justice to pay any expenses incurred by the Attorney General in arranging and holding the conference authorized by this resolution

On the question,

Will the House agree to the section?

Mr. JAMES W. PATTERSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 2, page 2, line 7, by striking out the words "one thousand dollars ($1,000)" and insert in lieu thereof "two thousand dollars ($2,000)."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime and making an appropriation.

Whereas, Crime has become so rampant throughout the United States as to hinder the development of social and economic progress and

Whereas, Crime conferences have been called by the Attorney General of the United States and by various states for the purpose of devising ways and means of combating this serious and deplorable condition and it is fitting and proper that the Commonwealth of Pennsylvania should lend its aid to this movement to strengthen the administration or justice therefore.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 233, entitled:

An Act to amend and reenact the act approved the eighteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred twenty-six) entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases providing for the continuance of return days of writs of execution and authorizing sales thereon without issuance of further writs" extending the provisions thereof for two years and exempting mortgages issued under the National Housing Act

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred twenty-six) entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases providing for the continuance of return days of writs of execution and authorizing sales thereon without issuance of further writs" is hereby reenacted and amended to read as follows

Whereas The present economic emergency has brought increasing distress to home owners and farmers and

Whereas Foreclosures in this emergency work tremendous inequities to such persons yield a minimum of satisfaction to execution creditors and deprive families of shelter and means of subsistence thus endangering the health safety welfare and morals of the public

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

Section 1 Definitions That when used in this act the following words and phrases shall have the meanings respectively ascribed to them by this section unless the context clearly requires a different meaning

"Writ of execution" shall mean any writ of fieri facias venditioni exponas levari facias or any other writ or form of execution for the sale of any dwelling and the land appurtenant thereto or any farm where such dwelling or farm shall be occupied by an owner thereof as his or her residence or any proceeding for the sale of real property as herein defined for failure to pay taxes

"Real property" shall mean any dwelling together with the land appurtenant thereto and any farm occupied by an owner of such dwelling or farm as a residence

Section 2 Every court of common pleas of this Commonwealth shall have authority under the conditions hereinafter set forth to stay any writ of execution from time to time and proper Such stays shall be allowed only upon application for such periods as the court in its discretion may deem of an owner lienholder or any other person in interest and unless the plaintiff consent thereto only upon the applicant's showing to the court such facts as the court may deem sufficient to warrant such relief In granting any such stay or continuance the court may impose such condition as it deems proper as to payment of costs taxes accruing interest repairs advertising and notice of sale insurance and any other pertinent matters

Section 3 In exercising the powers conferred by this act a court shall have the discretion of a chancellor sitting in equity It shall be a sufficient reason for the grant of a stay hereunder that immediate execution sale against the real property would work serious inequity by reason of the economic emergency hereinabove referred to

Section 4 The stay of any execution under this act shall continue the return day of the writ of execution to the first regular return day for such writs which shall occur after a sale held under such writ In the meantime the writ shall remain in full force and effect and sale may be made thereunder without the issuance of an alias or any other writ

Section 5 The powers herein conferred on courts of common pleas shall be in addition to all powers now possessed by such courts to stay and otherwise control writs of execution against real property as herein defined

Section 6 This act shall become effective immediately upon final passage by the Legislature and approval by the Governor and shall continue in force only until the thirty-first day of March one thousand nine hundred and [thirty-five] thirty-seven Provided That the provisions of this act shall not apply to the foreclosure of mortgages in-

sured under Title II of an Act of Congress of the United States entitled the "National Housing Act" approved the twenty-seventh day of June one thousand nine hundred and thirty-four

Section 7 All acts and parts of acts inconsistent herewith are suspended while this act is in effect

On the question,

Will the House agree to the section?

Mr. WASSERMAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend section 1, page 3, line 5, by inserting after the word "and" at the end of said line, the following, "for such periods as the court in its discretion may deem."

Amend section 1, page 3, line 7, by striking out the entire said line.

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 The provisions of this act shall become effective immediately upon its final enactment

An Act to amend and re-enact the act approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases; providing for the continuance of return days of writs of execution; and authorizing sales thereon without issuance of further writs," extending the provisions thereof for two years; and exempting mortgages issued under the National Housing Act.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 306, as follows:

An Act providing for the registration of milk bottles and containers forbidding refilling using selling purchasing giving taking retaining destroying disposing or trafficking in same without the written consent of owners imposing penalties fines and imprisonment providing for issuing process in the nature of a search warrant providing what shall constitute prima facie proof forbidding defacement covering up removing or concealing name mark or device defining procedure providing disposition of fines providing that appeal will not invalidate conviction for second offence but that sentence shall await decisions of appeal providing that the requiring taking or accepting a deposit shall not be deemed a sale providing that registration prior to this act entitles registrants to benefits of act and providing for the transfer of certificates of registration

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person copartnership association or corporation engaged in bottling selling or delivering milk or cream with his her their or its name or names or other mark or marks or device or devices branded stamped engraved blown impressed or otherwise produced on the bottles or containers in which said milk or cream is bottled sold or delivered may file in the office of the Secretary of the Commonwealth a description of the name or names marks or devices so used by him her them or it respectively and cause such description to be printed once a week for two weeks successively in a newspaper published in the county in which the principal office or place of business of the owner shall be located and upon legal proof being furnished the Secretary of the Commonwealth a certificate shall be issued by the Secretary of the Commonwealth upon payment of the sum of twenty-five cents which certificate shall be competent evidence in any court of law of the Commonwealth of Pennsylvania of the right of such person or persons or such corporation or corporations to absolute use of such bottles or containers with such devices marked thereon and of the publication and registration of the same

Section 2 It is hereby declared unlawful for any person corporation partnership or association other than the owner thereof to refill such bottle or bottles or other containers marked in the manner described in section one with milk or cream or to use said bottles or containers for any purpose whatsoever or to deface cover up or otherwise remove or cancel such name mark or device thereon or to sell buy give take retain or destroy or otherwise dispose of or traffic in the same without the written consent of the owner or owners thereof being first obtained

Section 3 If any person shall make oath before any magistrate or justice of the peace of any city borough or township of this Commonwealth that he has reason to believe and does believe that any of the bottles or other containers the property of any person firm or corporation who have complied with the provisions of the first section of this act are being unlawfully used filled or trafficked in retained or destroyed or possessed by any person firm or corporation or that any junk-dealer in secondhand articles or any other person firm or corporation has any such bottles or other containers in his her their or its possession or secreted in any place such magistrate or justice of the peace shall issue a search warrant which may be served at any time during the day or night to discover and obtain the same and to bring before such magistrate or justice of the peace the bottles or other containers so found

Section 4 The use possession control in any manner whatsoever by any person copartnership association or corporation other than the person copartnership association or corporation whose device name or mark shall be or shall have been upon any such marked or distinguished bottle or who shall have the legal right to use and control such bottle or other containers after a description of such name mark or device shall have been filed and published in the manner provided for in the first section of this act and a certificate issued therefor without the written consent as aforesaid or the buying selling using disposing of destroying retaining or trafficking in any such bottles or other containers by any person other than the owner or owners thereof without such written consent or having in his her their or its possession by any junk-dealer or other dealers in second-hand articles of any such bottles or other containers a description of the marks names or devices thereon shall have been so filed and published as aforesaid without such written consent is declared to be prima facie evidence of the unlawful use retention purchase of or traffic in such bottles or other containers

Section 5 Any person being the general manager superintendent or other person in charge of the work of any corporation partnership or association or any individual violating any of the provisions of the second section of this act shall for the first offence be subject to a fine of not less than ten dollars ($10.00) nor more than fifty dollars ($50.00) together with the costs or prosecution upon summary conviction before any magistrate alderman or justice of the peace or in case of nonpayment of such fine and costs of prosecution to undergo an imprisonment in the county jail for a period not exceeding twenty (20) days

Section 6 Any person being the general manager superintendent or other person in charge of the work of any corporation partnership or association or individual violating any of the provisions of the second section of this act shall if charged before a magistrate alderman or justice of the peace in a summary proceeding with a second or any subsequent violation of the provisions of the second section of this act and upon conviction of the offence so charged be sentenced by such magistrate alderman or justice of the peace to pay the costs of prosecution and to undergo an imprisonment in the county jail for a period of not less than thirty (30) days nor more than six (6) months Proof of a former conviction under this act may be by testimony of any person or persons who were present at the time of the first conviction of plea of guilty and heard the ruling and sentence of the presiding magistrate alderman or justice of the peace

Section 7 A pending appeal from a summary conviction under this act will not invalidate a prosecution and conviction for a subsequent offence In such case the magistrate alderman or justice of the peace before whom such second or subsequent conviction shall be had shall postpone sentence until the appellate court or courts finally reverse or affirm the prior conviction In the event that the prior conviction is reversed and there is no other prior conviction upon which to base a second offence charge the magistrate shall impose the sentence provided by section five of this act In the event the prior conviction is affirmed by the appellate court the magistrate or justice of the peace shall impose the sentence provided by section six of this act Pending a final decision by the appellate court the defendant shall be admitted to reasonable bail

Section 8 Any person convicted and sentenced under the provisions of the fifth sixth or seventh sections of this act shall have the right of appeal with express leave of court upon petition as in other cases of summary conviction

Section 9 Upon the conviction of any person being the general manager superintendent or other person in charge of the work of any corporation partnership or association of violating any of the provisions of this act any bottles or containers marked in accordance with the provisions of section one of this act found in the possession of the corporation partnership or association employing said general manager or superintendent or other person in charge of the work shall be returned to the registered owner of said bottles or other containers and upon the conviction of any other individual in like manner shall the bottles and containers found in his or her possession be returned to the registered owner

Section 10 All fines collected under the provisions of this act shall be paid to the county where said conviction was had

Section 11 The requiring taking or accepting of any deposit upon the delivery of any bottle or other container the name mark or device upon which has been filed and published as provided for in the first section of this act shall not be deemed to constitute a sale thereof either optional or otherwise

Section 12 Any person copartnership association or corporation having heretofore filed in any of the offices mentioned in the first section of this act a description of the name or names marks or devices under his her their or its property herein mentioned and having also caused the same to be published according to the law existing at the time of such filing and publication shall not be required to again file and publish such description in order to be entitled to the benefits of this act Provided however That if such person copartnership association or corporation shall have obtained a certificate from the Secretary of the Commonwealth and thereafter retire from business such person copartnership association or corporation shall have the right to legally transfer such certificate to such person or persons corporation or corporations who shall succeed such persons in the business aforesaid

Section 13 In the event that any one or more of the provisions of this act should be decided to be unconstitutional the court's decision holding the same unconstitutional shall not affect the validity of the remaining provisions of this act it being the intention of the Legislature that the provisions of this act are severable

Section 14 All laws or parts of laws inconsistent herewith be and the same are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1043, as follows:

An Act to amend section one of the act approved the eighth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws fifty) entitled "An act to permit disabled soldiers to peddle by procuring a license therefore without charge" as amended governing the issuing of licenses

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighth day of April one thousand eight hundred and sixty-seven (Pamphlet Laws fifty) entitled "An act to permit disabled soldiers to peddle by procuring a license therefor without charge" as amended by the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws eight hundred ninety-five is hereby further amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every honorably discharged soldier sailor and marine of the military or naval service of the United States who is a resident of this State and who is unable to procure a livelihood by manual labor shall have the right to hawk peddle and vend any goods wares or merchandise or solicit trade within this Commonwealth by procuring a license for that purpose to be issued without cost Provided That before any such soldier sailor or marine shall be entitled to the benefits of this act he shall present his certificate of pension or satisfactory proof that he receives compensation from the Federal Government which shall be evidence of his disability if no pensioner nor a receiver of compensation he shall present a certificate from two reputable physicians that he is unable to procure his living by manual labor He shall also procure a certificate from the prothonotary of any county in this State that he has filed in the office of said prothonotary his affidavit setting forth that he is the bona fide owner in his own right of all the goods wares and merchandise which he proposes to hawk peddle and vend and that he will not engage to sell the same for any other person or persons whatever And provided further That the aforesaid certificate or proof of compensation together with such persons discharged from the military or naval service or an exemplified copy thereof shall be full and conclusive evidence of such persons rights to the benefits of this act The prothonotary issuing such certificate shall require the applicant to furnish two photographs of the applicant each bearing the signature of the applicant One photograph shall be filed with the application the other shall be attached to the certificate when issued.

The use of such certificate by anyone other than the applicant shall nullify such certificate and shall nullify the privileges under this act of the applicant permitting such measure.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 965, as follows:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs to sell and convey a certain portion of the lands acquired for a State Military Cemetery

Section 1 Be it enacted by the Senate and House of Representatives of tne Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs is hereby authorized to sell and convey to any cemetery association or religious organization maintaining a cemetery for such price as may be agreed upon any portion of the land acquired for a State Military Cemetery where such portion is cut off from the main portion of such military cemetery by a public road or highway and is unlikely to be used in the future for military cemetery purposes The deed for any such conveyance shall be executed and delivered by the Secretary of Property and Supplies

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 947 (Senate Bill No. 25), entitled:

An Act to amend section nine of the act, approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 445, as follows:

An Act supplementing the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon tne heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" by providing additional credit for service and prior service for State employes who were formerly employed as teachers principals or superintendents in the public school system of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in addition to the service and prior service to which any member of tne State Employes' Retirement Association is entitled to be credited with under the provisions of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" to which this act is a supplement any state employe who shall have been employed as a teacher principal or superintendent in the public school system of the Commonwealth and was a member of the Public School Employes' Retirement Association before having become a state employe shall be credited with such service and prior service as a member of the State Employes' Retirement Association as to which he was entitled as a member of said Public School Employes' Retirement Association at the time of his withdrawal therefrom upon payment to the State Employes' Retirement Association of the amount of accumulated deduction as withdrawn by him from the Public School Employes Retirement Association upon his withdrawal as a member thereof

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 332, as follows:

An Act to amend section two of the act approved the second day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred one thousand nine hundred thirty-three one thousand nine hundred thirty-four) entitled "An act authorizing officers departments boards and commissions of any political subdivision of the Commonwealth and cities counties boroughs incorporated towns townships school districts to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the second day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred one thousand nine hundred thirty-three one thousand nine hundred thirty-four) entitled "An act authorizing officers departments boards and commissions of any political subdivision of the Commonwealth and cities counties boroughs incorporated towns townships school districts to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances" is hereby amended to read as follows

Section 2 Adjustments hereunder shall only be made in costs of materials actually delivered in the interim between the effective date of any agreement code or license approved prescribed or issued under the National Industry Recovery Act approved the sixteenth day of June one thousand nine hundred and thirty-three increasing costs to said contractors and effective date of legislation authorizing cancellation or the effective date of the actual

cancellation of said contract by the purchaser or the actual date upon which the purchaser ceased to require compliance with said contract whichever of said three dates is the latest and said contractor shall be reimbursed for loss sustained by enforced compliance with his contract payment however to be limited to the difference between the price specified in said contract and the price specified in a subsequent made contract or the open market price for like materials at the time of delivery whichever be lower

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 752, entitled:

An Act for the better government of cities of the second class abolishing the office of mayor and creating the office of city commissioner prescribing the powers duties and qualifications of the city commissioner and fixing his salary providing for the election of the city commissioner for the filling of vacancies in said office and for the appointment of a city commissioner in the first instance by the Governor providing that the president of city council shall act as city commissioner in certain cases providing for the appointment of the city solicitor and civil service commissioners authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary abolishing the police power now vested in the mayor and repealing existing laws

The first, second, third, fourth, fifth, sixth, seventh and eighth sections were separately read and agreed to.

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

Section 1 Executive Power Vested In cities of the second class the executive power shall be vested in a city commissioner and in the departments provided for by law The office of mayor in said cities is hereby abolished as of the date this act becomes effective

Section 2 City Commissioner to Be Chief Executive Officer Qualifications Bond Salary Incompatible Offices The city commissioner shall be the chief executive officer of the city He shall be at least twenty-five years of age and shall have been a citizen and inhabitant of the Commonwealth at least five years and an inhabitant of the city for which he may be elected at least five years next before his election unless absent on the business of the United States or of this Commonwealth He shall reside in said city during his term of service

The city commissioner shall give bond with approved corporate surety to the Commonwealth for the use of the city in such sum as the city council shall fix conditioned for the faithful performance of his duty The premium on said bond shall be paid by the city

The city commissioner shall receive an annual salary of twelve thousand dollars ($12,000) payable out of the city treasury

The city commissioner shall not during his term of office hold any other public office under the United States or under this Commonwealth or under any political subdivision thereof except the office of attorney-at-law or an office in the Pennsylvania National Guard or in the Officers' Reserve Corps of the United States

Section 3 Election and Term of City Commissioner The city commissioner shall be elected at a municipal election by a plurality of the votes cast at such election for said office He shall hold office for the term of four years from the first Monday of January next succeeding such election and until his successor is duly elected and qualified Any city commissioner shall be eligible to be elected to a next succeeding term

If two or more candidates for the office of city commissioner shall at any election for city commissioner receive an equal number of votes one of them shall be chosen city commissioner by a vote of the majority of all the members of council immediately upon their organization on said first Monday of January when the term of the city commissioner begins

Section 4 Vacancies in Office of City Commissioner When any vacancy shall happen in the office of city commissioner by death resignation or otherwise the president of the council shall act as city commissioner for a period of thirty days

The president of council shall issue his proclamation for a meeting of council to be held in not less than ten nor more than twenty days after any such vacancy happens in the office of city commissioner and at such meeting or any adjournment thereof it shall be the duty of city council by a majority vote of all its members to elect a city commissioner pro tempore who shall hold office from thirty days after such vacancy happens until a successor is elected at the next municipal election occurring at least thirty days after such vacancy happens for the unexpired term and has duly qualified If any such vacancy happens within thirty days of the first municipal election succeeding the one at which the city commissioner was elected or after such election then the city commissioner pro tempore shall hold office for the unexpired term

Section 5 General Duties of City Commissioner It shall be the duty of the commissioner

(a) To cause the ordinances of the city and the laws of the Commonwealth to be executed and enforced

(b) To communicate to council at least once a year a statement of the finances and general condition of the affairs of the city and also such information in relation to the same as the council may from time to time require

(c) To recommend by message in writing to the council all such measures connected with the affairs of the city and the protection of its general government and finances as shall deem expedient

(d) To call special meetings of council when required in his opinion by public necessity

(e) To be responsible for the good order and efficient government of the city

(f) To call together at least once each month the heads of all city departments for consultation and advice upon the affairs of the city and at such meetings to have power to call on the heads of city departments for such reports touching subject-matters under their control and management as he may deem proper which it shall be the duty of such department heads to prepare and submit at once to the city Commissioner Records shall be kept of such meetings and rules and regulations shall be adopted thereat for the administration of the affairs of the city departments not inconsistent with any law or ordinance which rules and regulations shall prescribe a common and systematic method of ascertaining the comparative fitness of applicants for office position and promotion and of selecting appointing and promoting those found to be best fitted

(g) To make all appointments to offices and positions which it is his duty or within his power to make under law or ordinance but all such appointments except secretary to the city commissioner shall be subject to approval by city council in the same manner as in the case of directors or heads of departments

(h) To require from the heads of the several city departments annually on or before the first Monday of February a report of their proceedings during the preceding fiscal year and to transmit the same to city council with any recommendations he may think proper to make

(i) To perform such other duties as may be prescribed by law or ordinance

(j) To perform all the duties imposed by existing laws and ordinances on the mayor of such cities

Section 6 General Powers of City Commissioner The city commissioner shall have power

(a) By written order transmitted to council giving his reasons therefor to remove from office any head of any department director or other officer appointed by him

(b) During the recess of the council to fill all vacancies

that may happen in offices and positions to which he may appoint subject to the approval of the council at its next session and if an appointment is not rejected within thirty days next after council shall have convened an appointment shall be deemed confirmed

(c) To disapprove or reduce any item or items of any ordinance making appropriations and the item or items disapproved or the amounts not approved shall be void unless repassed according to the rules and limitations prescribed by law for the passage of ordinances over the city commissioner's veto

(d) As often as he may think proper to appoint three competent persons to examine without notice the accounts of any city department trust officer or employe and the moneys securities and property belonging to the city in the possession or charge of such department trustees officer or employe and report the result of such investigation

(e) To have and possess all the powers conferred by existing laws on the mayor of such cities

Section 7 Appointment of City Solicitor and Civil Service Commissioners The city solicitor and the civil service commissioners in cities of the second class shall hereafter be elected jointly by the city commissioner and the city council at a meeting called for such purpose by the city commissioner At any such meeting the city commissioner and each councilman shall have one vote and six votes shall be required to elect any such officer The city solicitor and each civil service commissioner shall hold office during the term of the city commissioner and until their successors are appointed and qualified They shall have been residents of the city for at least three years immediately preceding their election In the case of civil service commissioners two of the commissioners appointed shall be members of the political party which at the last preceding election for the office of mayor city commissioner Governor or President of the United States as the case may be cast the highest number of votes within the city for its candidate for such office and the third civil service commissioner shall be a member of the political party which cast the second highest number of votes for its candidate for such office

Section 8 Appointment of Solicitor by City Controller The city controller shall have power to appoint a solicitor for the department of city controller Such solicitor shall be an attorney-at-law admitted and qualified to practice in the courts of this Commonwealth He shall be the legal adviser of the city controller in all matters pertaining to or affecting his department and he shall when requested by the city controller act as his counsel in any litigation involving any matter or thing pertaining to or affecting the department of city controller The authorization in writing of the city controller in all cases shall be a sufficient warrant of attorney for appearing for and representing him in any litigation The solicitor to the controller shall hold office at the pleasure of the city controller and shall be paid a salary of not less than four thousand five hundred dollars ($4,500) per annum as the city council shall by ordinance provide

The ninth section was read as follows:

Section 9 Police Magistrates The police power for taking information making arrests and for the preservation of the peace as provided for by law shall hereafter be vested solely in five police magistrates and the city commissioner shall hereafter have no power to act as a police magistrate

Section 9 Police Magistrates The police power for]

On the question,

Will the House agree to the section?

Mr. SHAW. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 9, page 8, line 20, by placing a dark faced bracket before the word "Section"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The tenth, eleventh and twelfth sections and title were separately read and agreed to as follows:

Section 10 Schedule Upon the termination of the term of the mayor of each city of the second class when this act becomes effective the president of the city council shall become acting city commissioner until a city commissioner is appointed as hereinafter provided The Governor of this Commonwealth shall appoint a person to the office of city commissioner in each such city who shall have and possess the qualifications for said office provided for by this act and who shall hold office from the time of appointment by the Governor until the first Monday of January one thousand nine hundred and thirty-six At the municipal election in the year one thousand nine hundred and thirty-five a city commissioner shall be elected for a full term of four years from the first Monday of January next succeeding his election

Section 11 Repeal The following acts and parts of acts are hereby repealed in so far as the same apply to cities of the second class

Article one of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class"

The act approved the twenty-third day of April one thousand nine hundred and three (Pamphlet Laws two hundred eighty-four) entitled "An act changing the title of the chief executive office in cities of the second class from city recorder to mayor"

All other acts and parts of act general local and special inconsistent with this act are hereby repealed

Nothing herein contained shall be construed to repeal any act or part of any act so far as the same Applies to cities of the Second class A

Section 12 Effective Date This act shall become effective immediately upon final enactment

An Act for the better government of cities of the second class; abolishing the office of mayor and creating the office of city commissioner; prescribing the powers, duties and qualifications of the city commissioner and fixing his salary; providing for the election of the city commissioner, for the filling of vacancies in said office, and for the appointment of a city commissioner in the first instance by the Governor; providing that the president of city council shall act as city commissioner in certain cases; providing for the appointment of the city solicitor and civil service commissioners; authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary; abolishing the police power now vested in the mayor; and repealing existing laws.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 20, entitled:

An Act empowering counties cities of the third class boroughs townships school districts and poor districts and towns to exonerate penalties and interest on delinquent real estate taxes and providing the procedure in such cases

The first, second, third and fourth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county city of the third class borough town township school district and poor district (herein referred to as a municipality) in order to facilitate the collection of delinquent taxes on real property shall have power upon the payment of any delinquent taxes to any person authorized to receive the same to exonerate the tax payer and the person authorized to receive or collect the same from the payment and collection in whole or in part of any penalties and interest due on such delinquent taxes on real estate but such exonerations granted shall be uniform in percentage as to all delinquent taxes Any municipality and any tax payer delinquent in the payment of taxes on real estate may enter into any agreement satisfactory to the municipality wherein the tax payer agrees to pay such delinquent taxes on any instalment plan and may provide in such agreement for the exoneration in whole or in part of the penalties and interest accrued on any instalment as the same is paid but such exonerations granted shall be uniform in percentage as to all delinquent taxes paid on the installment plan

Section 2 The provisions of this act shall apply to all delinquent taxes including such as have been returned for nonpayment or for which liens have been filed In the case of those taxes which have been returned or liened provision shall be made by the tax payer for the payment of all costs due or which have been advanced by the municipality and when any such delinquent taxes have been fully paid the municipality shall cause satisfaction to be entered on the proper record

Section 3 Each municipality shall keep a proper record of all penalties and interest exonerated under the provisions of this act which shall be open to examination by tax payers during business hours

Section 4 This act shall become effective immediately upon its final enactment

The title was read as follows:

An Act empowering counties cities of the third class boroughs townships school districts and poor districts and towns to exonerate penalties and interest on delinquent real estate taxes and providing the procedure in such cases.

On the question,

Will the House agree to the title?

Mr. MENTZER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Title, page 1, line 2, by striking out the word "and" before the word "poor."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order.

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 836, entitled:

An Act to amend the act approved the ninth day of April one thousand nine hundred twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing to the finances of the State government providing ing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended by adding new sections and repealing certain sections changing the method of appointing certain agents and employes of the Commonwealth engaged in the appraisement and collection of inheritance and estate taxes and mercantile taxes and license fees and further defining the powers and duties of the Department of Revenue in the collection of such taxes and license fees

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that Sections one thousand two hundred one and one thousand two hundred four of the Act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the law imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" be and the same are hereby amended to read as follows

Section 1201 Procedure Relating to Collection of Tax on Transfers of Property of Resident Decedents The Department of Revenue shall exercise the following powers and perform the following duties heretofore exercised and performed by the Auditor General in connection with the collection by the registers of Wills of the several counties of transfer inheritance and estate taxes.

The Department of Revenue shall have the power and its duty shall be

(a) To supervise the making of appraisements in estates of resident decedents and for this purpose to adopt and enforce rules and regulations for the just administration of the laws imposing transfer inheritance taxes

(b) To appoint or approve or disapprove the appointment fix the compensation and approve or disapprove all expense accounts of such appraisers [appointed by registers of wills to appraise decedents' estates] expert appraisers investigators clerks and other employes as may be necessary to enable the registers of wills of the several counties to collect transfer inheritance and estate taxes

(c) To supervise and direct the work of investigators appraisers expert appraisers permanent appraisers and other employes appointed [by the Auditor General] to assist registers of wills in enforcing the transfer inheritance tax laws

(d) To receive from the several registers of wills and enter in a book to be kept for the purpose the monthly statements of all returns made by appraisers during the preceding month upon which the taxes have been paid or remain unpaid

(e) To exercise all of the powers vested in the register of wills if the register of wills in any case fails within the time provided by law to take the proceedings necessary to secure the filing of the inventory or schedule of the property of a resident decedent or to collect the tax due and for this purpose to institute such proceedings as may be necessary charging to the register of wills and deducting from any commissions or fees otherwise due him all costs expenses and attorney's fees incurred by the department in connection with such proceedings

(f) In settling the accounts of registers or of any county treasurer who has acted prior to the qualification of the register of wills of his county to credit the accounting officer and deduct from the settlement all commissions due such officer for collecting transfer inheritance taxes the compensation and expenses paid [with the approval of the Auditor General] to investigators appraisers and expert appraisers the costs of advertising and all other reasonable fees and expenses incurred in the collection of the tax and

(g) To receive from registers of wills all duplicate receipts for taxes paid to them by executors and administrators to charge the registers receiving the money with the amounts receipted for to seal with its official seal and countersign the original receipt and transmit it to the executor or administrator whereupon it shall be a proper voucher in the settlement of the estate In no event shall the executor or administrator be entitled to a credit in his account by the register unless the receipt is so sealed and countersigned by the Department of Revenue

Section 1204 Procedure Relating to Collection of Mercantile License Taxes and Fees Assessable by the Mercantile Appraisers The Department of Revenue shall exercise the following powers and perform the following duties heretofore exercised and performed by the Auditor General or by the Auditor General and city treasurers in cities of the first class in connection with the collection of mercantile license taxes auctioneers' brokers' agents' and factors' license taxes and all other license taxes and fees which it is the duty of mercantile appraisers to assess

The Department of Revenue shall have the power and its duty shall be

(a) To prepare cause to be printed and furnish blanks to be distributed by the mercantile appraisers of the several counties to vendors of and dealers in goods wares and merchandise auctioneers brokers agents and factors keepers for profit of shooting-galleries shuffleboard rooms billiard or pool rooms bowling alleys nine or ten pin alleys or any other alleys or places in which similar games are played owners or lessees of places of amusement buildings tents or enclosures who or which are now required by law to make returns to or file applications with the mercantile appraisers

All such blanks shall be in the form prescribed by the Department of Revenue shall request such information as may be necessary to assess the license tax or fee for the period to be covered by the return or application and shall contain an affidavit as to the correctness of the facts stated

(b) To prepare and furnish to the mercantile appraisers forms of notice to be left by them with vendors of or dealers in goods wares and merchandise brokers agents or factors and other persons assessable for license tax purposes specifying their respective classifications and the amount of license money due the Commonwealth

(c) To publish the mercantile appraisers' list of names and classification of each person subject to license in each county having a population of less than one million in not less than two or more than three newspapers of general circulation in such counties and in conjunction with the city treasurer to direct that such list and classification shall be published in four newspapers in cities of the first class The respective county treasurers shall pay for all advertising authorized hereunder at the rates and subject to the limitations now provided by law and subject to the approval of the bills therefor by the Department of Revenue

(d) To exonerate any county treasurer from the collection of any amount shown upon the list certified to the department as due the Commonwealth if it be shown to the satisfaction of the department that the party listed as owing such amount is not subject to the payment thereof according to the true intent and meaning of the act imposing the tax or license fee or that it is impracticable to collect and recover such amount [and]

(e) To investigate and ascertain the character and amount or volume of business transacted by any dealer vendor auctioneer broker agent factor or other person association or corporation required to make a return to or file an application with the mercantile appraiser of any county if through fraud accident or mistake such dealer vendor broker agent factor or other person shall fail to make a full complete and accurate return or the mercantile appraiser shall have failed to make a full complete and accurate report with respect thereto For the purpose of conducting such investigation the department shall have all the powers conferred upon it for the collection of State taxes in other cases and all taxes based upon such valuation shall be collectible at any time either before or after the expiration of the year for which the tax is to be paid and

(f) To appoint mercantile appraisers in the various counties and in cities of the first class and to appoint or approve the appointment of such clerks or assistants as may be necessary to enable the mercantile appraisers to perform the duties imposed upon them by law and to approve or disapprove all expense accounts of mercantile appraisers clerks and assistants appointed to assist them and to fix the compensation of such clerks or assistants

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ACHTERMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further consideration and a hearing.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Commitee of the Whole being in in this case dispensed with.

The House preceeded to the second reading and consideration of House Bill No. 837, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight and seventy-nine" by imposing a tax upon the capital stock of certain corporations joint-stock associations limited partnerships and companies hereto-

fore exempt and increasing the rate of tax on the capital stock of fire and marine insurance companies

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred fifty-seven) are hereby further amended to read as follows

Section 20 That hereafter except in the case of corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit banks savings institutions title insurance or trust companies building and loan associations and foreign insurance companies it shall be the duty of the president vice-president secretary or treasurer of every corporation having capital stock every joint-stock association limited partnership and every company whatsoever now or hereafter organized or incorporated by or under any laws of this Commonweath and of every corporation joint-stock association limited partnership and company whatsoever now or hereafter incorporated or organized by or under the law of any other State or Territory of the United States or by the United States or by any foreign government and doing business in and liable to taxation within this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of any limited partnership or joint-stock association company or corporation whatsoever association or associations copartnership or copartnerships person or persons or in any other manner to make annually on or before the fifteenth day of March for the calendar year next preceding a report in writing to the Department of Revenue on a form or forms to be prescribed and furnished by it [stating specifically] Such report shall in addition to any other information required by the Department of Revenue set forth

First The amount of its capital stock at the close of the year for which report is made together with the highest selling price per share and the average selling price threof during said year

Second Its debt account

Third Its income account together with the disposition of any net income and its profit and loss statement

Fourth Its general balance sheet

Fifth Its real estate and tangible personal property if any owned and permanently located outside of the Commonwealth and value of the same and the value of the property if any exempt from taxation

Sixth [The proportion of its capital stock invested in and actually and exclusively employed and used in manufacturing within the Commonwealth during the year for which report is made

Seventh] A valuation and appraisal in the manner hereinafter provided of the capital stock of the said corporation company joint-stock association or limited partnership at its actual value in cash as it existed at the close of the year for which the report is made

The affidavit of two of the officers of such corporation limited partnership joint-stock association or company shall be attached to said report Such affidavit shall be in the form required by the Department of Revenue but shall state in addition to any other averments required by the department that with fidelity and according to the best of their knowledge and belief the affiants have estimated valued and appraised as shown in said report the capital stock of the said corporation at its actual value in cash as it existed at the close of the year for which report is made not less however than first the average which said stock sold for during the year and second not less than the price or value indicated or measured by net earnings or by the amount of profit made and either declared in dividends expended in betterments or carried into the surplus or sinking fund and third not less than the actual value indicated or measured by consideration of the intrinsic value of its tangible property and assets and of the value of its good will and franchises and privileges as indicated by the material results of their exercise taking also into consideration the amount of its indebtedness

The time for filing reports may be extended taxpayers may be permitted to file their reports on a fiscal year basis the procedure in case the Department of Revenue is not satisfied with the appraisement made by the officers of the taxpayer and the penalties for failing to file reports and pay taxes shall be as prescribed by law

Section 21 That every corporation other than corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the Treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section and it shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the treasury of the Commonwealth within the time prescribed by law for the payment of State taxes settled by the Department of Revenue Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly Provided also That corporations limited partnerships and joint-stock associations liable to tax on capital stock under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but corporations limited partnerships and joint-stock associations owning or holding such securities as trustees executors administrators guardians or in any other manner than for the whole body of stock holders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals [And provided] Provided further That the provisions of this section shall [not] apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for laundering for the processing and curing of meats their products and by-products [or] and for manufacturing purposes [which is invested in and actually and exclusively employed in carrying on laundering the processing and curing of meats their products and by-products or manufacturing within the State excepting companies engaged in the brewing or distilling of spirits or malt liquors and such as enjoy and exercise the right of eminent domain but every corporation limited partnership or joint-stock association organized for the purpose of laundering or processing and curing meats their products and by-products or manufacturing shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtment to the laundering or manufacturing business or the business of processing and curing meats their products and by-products in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the laundering or manufacturing plant and business or the plant and business used in the processing and curing of meats their products and by-products] Provided further In case of fire and marine insurance companies the tax imposed by this section shall be at the rate of [three] five mills upon each dollar of the actual value of the whole capital stock Provided That nothing in this act shall be so construed as to apply to building and loan associations chartered by the State of Pennsylvania

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. OMINSKY. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further study and amendment and possibly a public hearing.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 838, entitled:

An Act to further amend sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by substituting a franchise tax on foreign corporations in lieu of the capital stock tax on such corporations imposing a tax upon the capital stock of certain corporations joint-stock associations limited partnerships and companies heretofore exempt and increasing the rate of tax on the capital stock of fire and marine insurance companies

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that sections twenty and twenty-one of the act approved the first day of June one thousand eight hundred and eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws six hundred fifty-seven) are hereby further amended to read as follows

Section 20 That hereafter except in the case of corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit banks savings institutions title insurance or trust companies building and loan associations and foreign insurance companies it shall be the duty of the president vice-president secretary or treasurer of every corporation having capital stock every joint-stock association limited partnership and every company whatsoever now or hereafter organized or incorporated by or under any laws of this Commonwealth and of every corporation joint-stock association limited partnership and company whatsoever now or hereafter incorporated or organized by or under the law of any other State or Territory of the United States or by the United States or by any foreign government and doing business in and liable to taxation within this Commonwealth or having capital or property employed or used in this Commonwealth by or in the name of any limited partnership or joint-stock association company or corporation whatsoever association or associations copartnership or co-partnerships person or persons or in any other manner to make annually on or before the fifteenth day of March for the calendar year next preceding a report in writing to the Department of Revenue on a form or forms to be prescribed and furnished by it [stating specifically] Such report shall in addition to any other information required by the Department of Revenue set forth

First The amount of its capital stock at the close of the year for which report is made together with the highest selling price per share and the average selling price thereof during said year

Second Its debt account

Third Its income account together with the disposition of any net income and its profit and loss statement

Fourth Its general balance sheet

Fifth Its real estate and tangible personal property if any owned and permanently located outside of the Commonwealth and value of the same and the value of the property if any exempt from taxation

Sixth [The proportion of its capital stock invested in and actually and exclusively employed and used in manufacturing within the Commonwealth during the year for which report is made

Seventh] A valuation and appraisal in the manner hereafter provided of the capital stock of the said corporation company joint-stock association or limited partnership at its actual value in cash as it existed at the close of the year for which the report is made

The affidavit of two of the officers of such corporation limited partnership joint-stock association or company shall be attached to said report Such affidavit shall be in the form required by the Department of Revenue but shall state in addition to any other averments required by the department that with fidelity and according to the best of their knowledge and belief the affidavits have estimated valued and appraised as shown in said report the capital stock of the said corporation at its actual value in cash as it existed at the close of the year for which report is made not less however than first the average which said stock sold for during the year and second not less than the price or value indicated or measured by net earnings or by the amount of profit made and either declared in dividends expended in betterments or carried into the surplus or sinking fund and third not less than the actual value indicated or measured by consideration of the intrinsic value of its tangible property and assets and of the value of its good will and franchises and privileges as indicated by the material results of their exercise taking also into consideration the amount of its indebtedness

The time for filing reports may be extended taxpayers may be permitted to file their reports on a fiscal year basis the procedure in case the Department of Revenue is not satified with the appraisement made by the officers of the taxpayer and the penalties for failing to file reports and pay taxes shall be as prescribed by law

Section 21 (a) That every domestic corporation other than corporations of the first class and cooperative agricultural associations not having capital stock and not conducted for profit and every joint-stock association l' ted partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the Treasury of the Commonwealth annually through the Department of Revenue a tax at the rate of five mills upon each dollar of the actual value of its whole capital stock of all kinds including common special and preferred as ascertained in the manner prescribed in said twentieth section [and it]

(b) Every foreign corporation joint-stock association limited partnership and company whatsoever from which a report is required under the twentieth section hereof shall be subject to and pay into the treasury of the Commonwealth annually through the Department of Revenue a franchise tax at the rate of five mills upon a taxable value to be determined in the following manner The actual value of its whole capital stock of all kinds including common special and preferred shall be ascertained in the manner prescribed in the twentieth section of this act and shall then be divided into three equal parts

(1) Of one third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the value of the taxpayer's tangible property situated within the Commonwealth and whose denominator is the value of all the taxpayer's tangible property wherever situated

(2) Of another third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the expenditures of the taxpayer for wages salaries commissions or other compensation to its employes and assignable to this Commonwealth as hereinafter pro-

vided and whose denominator is the total expenditures of the taxpayer for wages salaries commissions or other compensation to all its employes

(3 Of the remaining third such portion shall be attributed to business carried on within the Commonwealth as shall be found by multiplying said third by a fraction whose numerator is the amount of the taxpayer's gross receipts from business assignable to this Commonwealth as hereinafter provided and whose denominator is the amount of the taxpayer's gross receipts from all its business

The sum of the amounts determined in accordance with the foregoing three rules shall be the taxable value

In a case where only two of the foregoing three rules are applicable the remaining third equal part of the value of the entire capital stock shall be divided into two equal parts each of which shall be apportioned in accordance with one of the remaining two rules If only one of the three rules is applicable that part of the entire capital stock attributed to business carried on within the Commonwealth shall be determined solely by that rule

The amount assignable to this Commonwealth of expenditures of the taxpayer for wages salaries commissions or other compensation to its employes shall be such expenditures for the taxable year as represent the wages salaries commissions or other compensation of employes not chiefly situated at connected with or sent out from premises for the transaction of business owned or rented by the taxpayer outside the Commonwealth

The amount of the taxpayer's gross receipts from business assignable to this Commonwealth shall be the amount of its gross receipts for the taxable year from (1) sales except those negotiated or effected in behalf of the taxpayer by agents or agencies chiefly situated at connected with or sent out from premises for the transaction of business owned or rented by the taxpayer outside the Commonwealth and sales otherwise determined by the Department of Revenue to be attributable to the business conducted on such premises and (2) rentals or royalties from property situated or from the use of patents within this Commonwealth If a taxpayer maintains an office warehouse or other place of business in a state other than this Commonwealth for the purpose of reducing its tax under this subsection the Department of Revenue shall in determining the amount of its gross receipts from business assignable to this Commonwealth include therein the gross receipts from sales attributed by the taxpayer to the business conduct at such place of business in another state

A rule shall not be deemed to be inapplicable merely because all the tangible property or the expenditures of a taxpayer for wages salaries commissions or other compensation or the gross receipts of the taxpayer are found to be situated incurred or received without the Commonwealth

(c) It shall be the duty of the treasurer or other officers having charge of any such corporation joint-stock association or limited partnership upon which a tax is imposed by this section to transmit the amount of said tax to the treasury of the Commonwealth within the time prescribed by law for the payment of State taxes settled by the Department of Revenue Provided That for the purposes of this act interest in limited partnerships or joint-stock associations shall be deemed to be capital stock and taxable accordingly Provided also That corporations limited partnerships and joint-stock associations liable to a tax [on capital stock] under this section shall not be required to pay any further tax on the mortgages bonds and other securities owned by them and in which the whole body of stockholders or members as such have the entire equitable interest in remainder but corporations limited partnerships and joint-stock associations owning or holding such securities as trustees executors administrators guardians or in any other manner than for the whole body of stockholders or members thereof as sole equitable owners in remainder shall return and pay the tax imposed by this act upon all securities so owned or held by them as in the case of individuals [And provided] Provided further That the provisions of this section shall [not] apply to the taxation of the capital stock of corporations limited partnerships and joint-stock associations organized for laundering for the processing and curing of meats their products and by-products [or] and for manufacturing purposes [which is invested in and actually and exclusively employed in carrying on laundering the processing and curing of meats their products and by-products or manufacturing within the State excepting companies engaged in the brewing or distilling of spirits or malt liquors and such as enjoy and exercise the right of eminent domain but every corporation limited partnership or joint-stock association organized for the purpose of laundering or processing and curing meats their products and by-products or manufacturing shall pay the State tax of five mills herein provided upon such proportion of its capital stock if any as may be invested in any property or business not strictly incident or appurtenant to the laundering or manufacturing business or the business of processing and curing meats their products and by-products in addition to the local taxes assessed upon its property in the district where located it being the object of this proviso to relieve from State taxation only so much of the capital stock as is invested purely in the laundering or manufacturing plant and business or the plant and business used in the processing and curing of meats their products and by-products] Provided further In case of fire and marine insurance companies the tax imposed by this section shall be at the rate of [three] five mills upon each dollar of the actual value of the whole capital stock Provided That nothing in this act shall be so construed as to apply to building and loan associations chartered by the State of Pennsylvania

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. DECKER. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a hearing and amendment.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 842, entitled:

An Act to further amend section seven hundred and thirteen of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring certain domestic insurance companies and associations to make certain reports in writing to the Department of Revenue

on the fifteenth day of March one thousand nine hundred and thirty-five and every year thereafter

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and thirteen of an act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as last amended by the act approved the third day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand four hundred and seventy-four) is hereby further amended to read as follows

Section 713 Reports by Domestic Insurance Companies It shall be the duty of the president secretary or other proper officer of each and every insurance company association or exchange incorporated by or under any law of this Commonwealth [except] including companies doing business upon the mutual plan without any capital stock and purely mutual beneficial associations whose funds for the benefit of members their families or heirs are made up entirely of the weekly or monthly contributions of their members and the accumulated interest thereon to make report to the Department of Revenue on or before the fifteenth day of March in each year showing the entire amount of premiums premium deposits contributions or assessments received by such company association or exchange during the year ending with the thirty-first day of December preceding whether the said premiums premium deposits contributions or assessments were received in money or in the form of notes credits or any other substitutes for money and whether the same were collected in this Commonwealth or elsewhere In such report the reporting officer shall assess the tax provided by law upon the gross amount of such premiums premium deposits and assessments received from business transacted within this Commonwealth during such year but in making such report to the Department of Revenue and assessment of tax every such company association and exchange may make the deductions permitted by law

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. HOMER S. BROWN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further study and a public hearing.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 857, entitled:

An Act to amend section thirteen hundred and five of the act aproved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the re-settlement of acounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by requiring every person copartnership bank national bank bank and trust company safe deposit company trust company association and corporation and savings fund savings institution and savings bank to report unclaimed deposits after ten years and repealing certain acts

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirteen hundred and five of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" is hereby amended to read as follows

Section 1305 Reports by Banks Fiduciaries Prothonotaries Et Cetera in the month of January of each year reports heretofore made to the Auditor General shall hereafter be made to the Department of Revenue as follows

(a) Every person copartnership bank national bank bank and trust company safe deposit company trust company association and corporation doing business in this Commonwealth [except] including savings funds savings institutions and savings banks [subject to the provisions of an act entitled "An act relating to unclaimed deposits in savings banks and transfer of stock" approved the seventeenth day of April Anno Domini one thousand eight hundred seventy-two (Pamphlet Laws page sixty-two)] which receives or has received deposits of moneys shall make a report of such deposits of money which shall not have been increased or decreased or if not increased or decreased on which interest is not known to have been credited on the pass-book or certificate of deposit of the depositor at his request within [fourteen] ten or more consecutive years next preceding the first day of said month The said period of [fourteen] ten years shall be computed from the date when the deposit was first made or was increased or decreased or interest was entered in the pass-book or on the certificate of deposit of the depositor whether the deposit was at such date in the possession of the depositor holding the same at the expiration of said period of [fourteen] ten years or was in the possession at said date of any other depository the deposits of which were afterwards taken over by a depository holding such deposit at the expiration of said period of [fourteen] ten years

(b) Every trustee guardian committee executor administrator assignee receiver or other person or corporation acting in any fiduciary capacity whatever shall make a report of all moneys or other estate held by him or it under a dry trust or under or by reason of an active trust which has terminated the beneficial owner or owners of which moneys or estate shall have been unknown or the whereabouts whereof shall have been unknown for a period of seven years next preceding the first day of said month

(c) Every prothonotary of a court of common pleas and every clerk of an orphans' court shall make a report of any estate or effects which shall have been paid into and deposited in the court of which he is an officer or shall be in the custody of any depository receiver or other officer of said court the rightful owner or owners of which estate or effects shall have been unknown or the whereabouts of such owner or owners shall have been unknown for the period of seven or more successive years next preceding the first day of said month

(d) Every person partnership limited partnership partnership association bank bank and trust company national bank trust company safe-deposit company or other corporation or association engaged in the business of receiving moneys on deposit or securities or other property for safe-keeping which has received and holds in any manner not elsewhere in this act mentioned any money belonging to another person or which has received and holds any other property or estate of another person for storage or safe-keeping or otherwise in any manner whatsoever shall make a report of all such money or property so far as known the amount of which money has not been claimed or access to which property has not been had by the person for whom the same is held within seven or more successive year next preceding the first day of said month

(e) Every bank national bank bank and trust company trust company or other corporation association partnership limited partnership and partnership association engaged in the business of receiving moneys on deposit or securities or other property for safe-keeping in this Commonwealth except building and loan association shall make a report of all dividends or profits declared by it to any stockholder or member and not paid for three or more successive years next preceding the first day of said month and all debts and interest on debts due by it to any creditor and not paid for three or more successive years next preceding the first day of said month and of all property held by it for the benefit of another person which property shall have been demandable by such other person for seven or more successive years next preceding the first day of said month and shall not have been received by such other person

Every report required by this section shall show the names and addresses of the depositors of such money or the owners of such property received for storage or safe-keeping of the said stockholders members or creditors and of the persons entitled to demand the property held for the benefit of another in the cases respectively and the nature and amount of such deposits of money property dividends profits debts and interest on debts and property held for the benefit of another so far as known and if any such particulars be not known it shall be so stated and such particulars as are known shall be stated and such reports shall be in the form prescribed by the Department of Revenue and shall be verified by affidavit of the persons making the same and in the case of a corporation or other person not a natural person shall be made and verified by affidavit of the treasurer thereof or chief financial officer if there be no treasurer said affidavit to declare that the report is true and contains all the facts required by law to be reported

Every person liable to make such report shall permit the Department of Revenue acting through any deputy clerk accountant or attorney designated by it for that purpose to inspect the records books and papers of such person relating to the subject matter of such report and when required by the Department of Revenue by subpoena signed by the Secretary of Revenue designating a certain time and place any person whether liable to make such report or not shall attend as a witness before any deputy clerk accountant or attorney designated by it for that purpose with such records books and papers as the Department may require and shall answer fully such questions as may then be put to him concerning the subject matter of this section and permit full inspection of such records books and papers

No person shall be excused from answering or from attending and testifying or from producing books papers and records in any proceeding under the provisions of this section or in any proceeding criminal or otherwise relating to the subject matter thereof for the reason that the answer or testimony or evidence documentary or otherwise required of him may tend to criminate him or subject him to a penalty or forfeiture but no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction matter or thing concerning which he may answer or testify or produce evidence documentary or otherwise in any such proceedings Provided That no person so testifying shall be exempt from prosecution and punishment for perjury committed in so testifying

If any person or corporation shall fail to comply with any summons of the Department of Revenue for the attendance of persons or for the production of books accounts documents or papers or shall refuse to be sworn as a witness or refuse to testify fully as such or if any person or corporation shall refuse to permit any person designated by the Department of Revenue to inspect books accounts documents or papers as required by this section the Attorney General acting for the Department of Revenue may apply by petition in the name of the Commonwealth to the court of common pleas having jurisdiction and the court shall make such order on reasonable notice to such person or corporation as shall compel compliance with the law and the violation of such order shall be a contempt of such court and punishable as such The remedies herein provided shall be in addition to other remedies and penalties provided by law

No fee or reward shall be paid to any person for information which shall result in the escheat of any property which is reported or required to be reported under the provisions of this section but this section shall not apply to corporations which are not engaged in receiving deposits of money securities or other property for safe-keeping

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ANDREWS. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a hearing.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 358, entitled:

An Act to further amend section seven of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred seventy eight entitled "An act providing for the escheat of deposits of money or property of another received for storage or safe-keeping the dividends profits debts and interest on debts of corporations companies banks trust companies insurance companies limited partnerships and partnership associations organized under the laws of this Commonwealth except mutual saving-fund society not having a capital stock represented by shares and except also building and loan associations and property held for the benefit of another by the same and the profits accretions and interest on such property as well as interest thereon accured or which should have accrued between the fixing of the amount of such property by the award of any court and the actual distribution thereof" by requiring that unclaimed deposits with every person copartnership bank national bank safe deposit company trust company association and corporation and savings fund savings institution and savings bank shall escheat after ten years

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws eight hundred seventy-eight) entitled "An act providing for the escheat of deposits of money or property of another received for storage or safe-keeping the dividends profits debts and interest on debts of corporations companies banks trust companies insurance companies limited partnerships and partnership associations organized under the laws of this Commonwealth except mutual saving-fund society not having a capitol stock represented by shares and except also building and loan associations and property held for the benefit of another by the same and the profits accretions and interest on such property as well as interest thereon accrued or which should have accrued between the fixing of the amount of such property by the award of any court and the actual distribution thereof" as last amended by the act approved the twenty-first day of April one thousand nine hundred and twenty-one (Pamphlet Laws two hundred twenty-three) is hereby further amended to read as follows

Section 7 After any particular deposit of money made [otherwise than in a saving-fund savings institution or savings bank subject to the provisions of an act entitled "An act relating to unclaimed deposits in savings banks and transfer of stock" approved the seventeenth day of April Anno Domini one thousand eight hundred seventy-two (Pamphlet Laws page sixty-two)] with every person copartnership bank national bank safe deposit company trust company association and corporation and savings fund savings institution and savings bank shall not have been increased or decreased or if not increased or decreased shall not be known to have been credited with interest on the pass book or certificate of deposit of the depositor at his request for the period of [fourteen] ten successive years the same shall be escheatable to the Commonwealth and shall be escheated in the manner hereinafter provided with interest thereon actually accrued to the date of the decree for the escheat of the same whether such deposit was at the expiration of said period in the possession of the depositary with which it was originally deposited or in the possession of another depositary which took over mediately or immediately in any manner whether before or after the expiration of said period of [fourteen] ten years the deposits of the depositary with which the deposit was originally made

After the owner beneficial owner or person entitled to any of the following named moneys or property shall be and remain unknown or the whereabouts thereof shall have been unknown for the period of seven successive years such moneys or property shall be escheatable to the Commonwealth and shall be escheatable in the manner hereinafter provided with interest actually accrued thereon to the date of the decree for the escheat of the same namely

(a) Moneys or other estate of any kind whatsoever held by any person bank national bank trust company or other association or corporation as guardian committee executor administrator assignee or receiver or as trustee under or by reason of any other trust the active duties of which have terminated except the delivery or payment to the beneficiaries thereunder of the subject of the trust and any increments accrued thereon

(b) Any moneys estate or effects paid into or deposited in any court of this Commonwealth or in any Federal court in and for any district within the Commonwealth or in the custody of any officer of any such court

After any moneys or property held by any person bank national bank trust company or other corporation or by any association limited partnership or copartnership belonging to any other person the escheat of which is not otherwise provided for in this section has been and remained unclaimed by the person for whom the same is held for the period of seven or more successive years such moneys or property shall be escheatable to the Commonwealth and shall be escheated in the manner hereinafter provided with interest actually accrued thereon to the date of the decree for the escheat of the same

After any dividend or dividends profit or profits declared by any bank national bank trust company or other corporation or association or by any partnership and after any debt or interest on any debt or debts owed by any such bank national bank trust company or corporation association or copartnership shall have been and remained due and unpaid for three successive years such dividends or profits debt or interest on debt shall be escheatable to the Commonwealth and shall be escheated in the manner hereinafter provided with interest actually accrued thereon to the date of the decree for the escheat of the same

Such escheat shall at the suggestion of the Auditor General be determined and enforced by an action in the nature of a bill in equity filed by and in the name of the Attorney General against the depositary fiduciary or debtor and all of his or its depositors beneficiaries or creditors for whom he or it holds unclaimed moneys escheatable under the provisions of this act in the appropriate court for the county where the debtor if an individual resides or if a corporation where it maintains its principal office Such action shall be brought in the court of common pleas except (a) Where it is sought to escheat unclaimed trust funds in which case the same shall be brought in the court having jurisdiction of such funds and except (b) where it is sought to escheat moneys paid into or deposited in a court or in the custody of any officer thereof in which case such action shall be brought in the court into which the money was paid or in which it was deposited or in the custody of an officer of which court the said moneys are

When the moneys have been paid into and are in the custody of any court the escheat of the same shall be determined and enforced at the suggestion of the Auditor General by a petition filed by the Attorney General in said court upon which proceedings shall be had as in other cases of escheat provided for by this section Proceedings for the escheat of moneys in the possession or custody of any officer of any court shall be by a bill as provided for by this section in other cases in which bill such officer

and the persons entitled to such moneys shall be made codefendants

Any such escheat proceedings may be prosecuted whether the deposits dividends moneys funds or other property or estate sought to be escheated shall have been reported to the Auditor General in conformity with the provisions of this act or have not been so reported Any number of items may be joined in one action against one debtor though owed to different creditors

If service of the bill cannot be had on the creditors defendant within the State service shall be made by publication for two successive weeks in a newspaper of general circulation published in the county in which the debtor is resident or has its principal office and also when practicable for the same period in such a newspaper published in the county within or without the Commonwealth where when last heard from by the debtor the creditor had his residence Publication may be made in such form as the court shall direct and need not contain any order or other paper in full

If such creditors or their legal representatives shall appear in the cause within the time limited by the court and establish their right to recover said sums from the debtor but for the provisions of this act and if this right shall not be barred by the statute of limitations or presumption of payment a decree shall be made for the payment of said sums to them after paying their proportionate part of the costs of the cause and of said advertising Provided That such persons on demand may have any issue of fact determined by a jury and if they shall not so appear and establish such right a decree shall be made that said sums have escheated and shall be paid by the debtor to the State Treasury for the use of the Commonwealth and the amount of such decree shall bear interest at the rate of twelve per centum per year from sixty days after the same is made and such decree shall be effectual to bar the creditors from claiming the said sums from the debtor An appeal may be taken by either or any party to such action to the Supreme Court at any time within thirty days after the date of the decree issued therein

An action may be begun in the nature of a bill for discovery merely with respect to the subject matter of this act whether in this or other sections hereof against the debtor without the necessity of specifying the items which should escheat with the right to compel an answer under oath to subpoena all persons as witnesses and to compel the production of all books papers and records and from time to time the bill may be amended to pray for the escheat of specific items under this section seven and to make parties to the bill the creditors as ascertained

On the question,
Will the House agree to the section?

BILL RECOMMITTED

Mr. ZAPPALA. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 392, entitled:

An Act providing for reimbursement from funds available for unemployment relief, of landlords whose dwellings are occupied by unemployed tenants receiving relief through the State Emergency Relief Board, and who are unable to pay rent to landlords affording them shelter.

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Ederer,	Mallen,	Shepard,
Alexander,	Eroe,	Mason,	Shortz,
Allen,	Falkenstein,	McCreary,	Shreiner,
Altenburg,	Ferko,	McDermott,	Shugarts,
Andrews,	Finnerty,	McDevitt,	Siegel,
Arnold,	Fitch,	McElroy,	Simon,
Atkins,	Flanagan,	McHenry,	Simpson,
Aukerman,	Flinchbaugh,	McKinney,	Sinwell,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holland,	Phillips,	Wall,
Coakley,	Holstrom,	Piole,	Wasserman,
Cochran,	Hoopes,	Powers,	Weidemann,
Cohen,	Horst,	Reising,	Weiss,
Coleman,	Jackson,	Reynolds,	Welliver,
Condon,	Jones,	Rhys,	Welsh,
Conner,	Kane,	Rinn,	Westrick,
Coolahan,	Kelso,	Roan,	White,
Cordier,	Kilroy,	Robinson,	Wickersham,
Davies,	Kinney,	Rooney,	Wilson,
Decker,	Klingler,	Root,	Witkin,
Denning,	Kobelak,	Ruffennach,	Wood,
Dent,	Larue,	Sarraf,	Woodside,
Diehl,	Linderman,	Schrock,	Yeakel,
Dilley,	Long,	Schrope,	Yourishin,
Downey, G. E.,	Longaker,	Schwab,	Zappala,
Downey, J. J.,	Lovett,	Schwartz,	Zimmerman,
Duffort,	Lynch,	Shaw,	Sarig,
Eberharter,	Male,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 525, entitled:

An Act relating to the appointment and compensation of court criers and tipstaves in counties of the first class, and repealing inconsistent acts.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. BLUMBERG. Mr. Speaker and members of the House, I hesitate to rise and oppose the passage of this bill because some of the time of this House has already been consumed this evening upon a motion of a Philadelphia bill, and I do not like the impression to become general that we have nothing before us but Philadelphia

measures, but because this bill is so inherently unfair and dangerous I think it is wise to take the time necessary in order to point these things out.

As I said, this bill applies only to Philadelphia, and sets forth that the number of court criers and tipstaves of the various courts of the cities of the first class shall be fixed and appointed by the city council of the city of Philadelphia, who are the tax-levying body. Now, that is a real vital change from the existing law. Under the law as it now stands the number of employes in our courts is fixed by the courts themselves. The object of that law is very apparent on its face. In the first instance that has been the law because it has always been the policy of the legislature to keep the courts free of political influence or domination, and so it has always been felt that it was a wrong principle to permit any political body to dictate to the courts either the number of its employes or the salaries to be paid to them.

How would a tax-levying body procure domination of the courts after such a bill? Well, in the first place it could refuse to give the courts the number of employes necessary to do its business, and so could readily bring the judges of those courts into a position whereby they would be compelled to make what we call political deals.

In the second place the bill is inherently false and of no avail because under our law if the court requires additional employes it can appoint them regardless of this act and mandamus the city of Philadelphia for the salaries.

For those two reasons this bill should be defeated, first in order to keep our courts free from politics and second because the act would be ineffective because the courts could always madamus the city for the salaries of employes, which the courts and courts alone find necessary to carry out justice in the city of Philadelphia. For those reasons I ask this body, regardless of political party, because this is not a political measure,—forget your straight party vote, think only of the merits of the bill and vote against it.

Mr. BURKE. Mr. Speaker and members of the House, I do not want the members of the House to get the idea that this bill emanates from a radical source. I do not want you to think that over night there is a radical group or a radical member of this House who has the idea of upsetting the courts.

During the session of the Legislature of 1927 there was a commission appointed consisting of five members whose purpose it was to make survey of all salaries and the duties of every officer in cities, municipalities and townships, and in the report filed by that commission we find a recommendation that the employes of the courts as far as their number goes, and as far as their salary goes should be fixed by salary boards in all counties except first class counties, and in the first class county by the tax-levying body of that county.

The purpose of this bill is similiar to several other bills that are before the House, and it is not with the design to control the judges, but it just supports the sound principle that the tax-levying body, being responsible for the collection of revenues, should be responsible for the disbursement of those revenues. I think the bill has great academic value. I think it will upset the diversion and the making obscure of the hiring of employes, and place that control in a body that every taxpayer looks to. It does not matter who is responsible for the salary, the taxpayer blames the city council, and if we can give the city council the power to spend the money since they have the power to collect it, then city council will be very responsive to the electors of the city. Therefore I ask you to support the bill.

Mr. BLUMBERG. Mr. Speaker, may I interrogate the gentleman from Philadelphia, Mr. Burke?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Burke, permit himself to be interrogated?

Mr. BURKE. Mr. Speaker, I will.

Mr. BLUMBERG. Mr. Speaker, will the gentleman from Philadelphia kindly advise the House whether, in line with the sentiments he has expressed, he has introduced a bill providing that city council shall have the right to regulate the number and fix the salaries of the employes of the registration commission of Philadelphia?

Mr. BURKE. Mr. Speaker, I do not think the question is pertinent to this bill.

Mr. BLUMBERG. Mr. Speaker, does the gentleman from Philadelphia, Mr. Burke, refuse to answer the question?

Mr. BURKE. Mr. Speaker, I will answer any question on the bill before the House; consequently I refuse to answer that question.

Mr. BLUMBERG. Mr. Speaker, the gentleman from Philadelphia has just submitted to this House a statement as to the work of the salary survey commission, and in line with the sentiments which he has expressed, and in view of the fact that he has introduced a number of these bills I again ask the gentleman from Philadelphia whether he has introduced a bill giving the council of the city of Philadelphia the right to regulate the number and fix the salaries of the registration commission of Philadelphia?

Mr. BURKE. Mr. Speaker, since the gentleman persists I will answer his question.

The SPEAKER. The registration bill has nothing to do with this bill. The gentleman will confine himself to questions relating to the bill before the House.

Mr. BLUMBERG. The gentleman was interrupted while making his answer, Mr. Speaker.

Mr. BURKE. Mr. Speaker, I wish to abide by the suggestion of the Chair.

Mr. BLUMBERG. Does not the gentleman from Philadelphia, Mr. Speaker, by the provisions of this bill believe we are faced with the question in whom we have the most confidence, our courts or the city council of Philadelphia?

Mr. BURKE. Mr. Speaker, I will answer the gentleman by saying it is not so much a matter of confidence as it is a matter of responsibility, responsibility to the taxpayer for the expenditures in the city so that the electors can say to the council, "You levy a certain amount of taxes. The rate is too high." And the city council can justify its position if it has the power to control the disbursements. It is not a matter of confidence.

Mr. BLUMBERG. Mr. Speaker, do I understand the gentleman from Philadelphia—

POINT OF ORDER

Mr. KILROY. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia, Mr. Kilroy, will state his point of order.

Mr. KILROY. Mr. Speaker, the gentleman from Philadelphia asked to interrogate the gentleman from Philadelphia, Mr. Burke, and he is holding a conversation.

The SPEAKER. The point of order is well taken.

Mr. BLUMBERG. Mr. Speaker, may I further interrogate the gentleman from Philadelphia, Mr. Burke?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Burke, permit himself to be further interrogated?

Mr. BURKE. Mr. Speaker, I will.

Mr. BLUMBERG. Then, Mr. Speaker, do I understand from the gentleman from Philadelphia that by the provisions of this bill he chooses to impose the responsibility for fixing the number and fixing the salaries of the employes of the courts on city countil rather than impose the responsibility on the courts?

Mr. BURKE. If the gentleman will read the bill, Mr. Speaker, he will see that in each and every county of the first class of this Commonwealth the courts of Common Pleas, of Oyer and Terminer, Quarter Sessions, Orphans, and Municipal Courts may appoint such number of criers and tipstaves and at such compensation as may be allowed and so forth. There is control over both the tipstaves and the court criers.

Mr. BLUMBERG. And do I understand from my colleague from Philadelphia that he is in favor of all employes of the city of Philadelphia as to number and salary being fixed by city council?

Mr. BURKE. I will answer the question of the gentleman from Philadelphia, in this way, Mr. Speaker, insofar as every bill that I have on the calendar is concerned, yes.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—113

Achterman,	Downey, G. E.,	Long,	Robinson,
Alexander,	Downey, J. J.,	Lovett,	Ruffennach,
Allen,	Eberharter,	Male,	Sarraf,
Andrews,	Eroe,	McCreary,	Schrope,
Arnold,	Falkenstein,	McDermott,	Schwab,
Aukerman,	Finnerty,	McElroy,	Shaw,
Baine,	Fitch,	McHenry,	Shepard,
Baker, J J.,	Flanagan,	Melchiorre,	Shugarts,
Barber,	Flinchbaugh,	Mentzer,	Siegel,
Bradley,	Furman,	Moomaw,	Simon,
Brancato,	Gerard,	Mooney,	Sinwell,
Brown, H. S.,	Haberlen,	Moran,	Smith, W. G.,
Brown, J. E.,	Hagerty,	Moul,	Stank,
Brownfield,	Haluska,	Munley,	Stevens,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stone,
Burke,	Harkins,	Nagel,	Sumney,
Cannon,	Harmuth,	O'Keefe,	Tronzo,
Caputo,	Hartman,	Ominsky,	Tumelty,
Carson,	Hetrick,	O'Neill,	Van Allsburg,
Chervenak,	Hindman,	Panton,	Walker,
Coakley,	Hirsch,	Patterson, C.,	Weiss,
Cochran,	Holland,	Patterson, J. W.,	Welliver,
Cohen,	Holstrom,	Pearson,	Welsh,
Coleman,	Kilroy,	Pfaff,	Westrick,
Coolahan,	Kinney,	Piole,	Wilson,
Decker,	Klingler,	Powers,	Yourishin,
Dent,	Kobelak,	Reising,	Zappala,
Diehl,	Larue,	Rinn,	Sarig,
Dilley,			

NAYS—76

Atkins,	Forrest,	McDevitt,	Sowers,
Baker, F. T.,	Gates,	McKinney,	Sproul,
Baldi,	Gillette,	Merrell,	Stewart,
Barnhardt,	Green,	Moore,	Stockham,
Bernhard,	Greenstein,	Muir,	Stott,
Blumberg,	Hamilton, R. S.,	Nothnagle,	Surface,
Boose,	Hart,	Parks,	Tahl,
Boyd, R.,	Hefferon,	Peters,	Terry,
Boyer,	Hermansen,	Phillips,	Trout,
Brennan,	Hoffner,	Reynolds,	Turner,
Carr,	Hoopes,	Rhys,	Wall,
Castor,	Horst,	Roan,	Wasserman,
Conner,	Jackson,	Schrock,	Weidemann,
Cordier,	Jones,	Schwartz,	White,
Davies,	Kane,	Shortz,	Witkin,
Duffort,	Linderman,	Shreiner,	Wood,
Ederer,	Longaker,	Simpson,	Woodside,
Ferko,	Mallen,	Sloan,	Yeakel,
Flynn,	Mason,	Snyder, F. E.,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 530, entitled:

An Act to further amend sections four and nine of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the expenses thereof," providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. BLUMBERG. Mr. Speaker and members of the House, this bill relates to the Municipal Court of the City of Philadelphia and regulates the fixing of the number of employees and their compensation by the tax levying body, which is the City Council of Philadelphia.

For the reasons that I stated on House Bill 525, I ask the House to vote against this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—112

Achterman,	Dilley,	Long,	Robinson,
Alexander,	Downey, G. E.,	Lovett,	Ruffennach,
Allen,	Downey, J. J.,	Male,	Sarraf,
Andrews,	Eberharter,	McCreary,	Schrope,
Arnold,	Eroe,	McDermott,	Schwab,
Aukerman,	Falkenstein,	McElroy,	Shaw,
Baine,	Finnerty,	McHenry,	Shepard,
Baker, J J.,	Fitch,	Melchiorre,	Shugarts,
Barber,	Flanagan,	Mentzer,	Siegel,
Bradley,	Flinchbaugh,	Moomaw,	Simon,
Brancato,	Furman,	Mooney,	Sinwell,
Brown, H. S.,	Gerard,	Moran,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moul,	Smith, W. G.,
Brownfield,	Haluska,	Munley,	Stank,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stevens,
Burke,	Harkins,	Nagel,	Stone,
Cannon,	Harmuth,	O'Keefe,	Sumney,
Caputo,	Hartman,	Ominsky,	Tronzo,
Carson,	Hetrick,	O'Neill,	Tumelty,
Chervenak,	Hindman,	Panton,	Van Sickle,
Coakley,	Hirsch,	Patterson, C.,	Walker,
Cochran,	Holland,	Patterson, J. W.,	Weiss,
Cohen,	Holstrom,	Pearson,	Welliver,
Coleman,	Kilroy,	Pfaff,	Welsh,
Coolahan,	Kinney,	Piole,	Westrick,
Decker,	Klingler,	Powers,	Yourishin,
Dent,	Kobelak,	Reising,	Zappala,
Diehl,	Larue,	Rinn,	Sarig,

NAYS—84

Altenburg,	Flynn,	Mason,	Snyder, J. L.,
Atkins,	Forrest,	McDevitt,	Sowers,
Baker, F. T.,	Gates,	McKinney,	Sproul,
Baldi,	Gillette,	Merrell,	Stewart,
Barnhardt,	Green,	Moore,	Stockham,
Bernhard,	Greenstein,	Muir,	Stott,
Blumberg,	Habbyshaw,	Nothnagle,	Surface,
Boose,	Haberlen,	Parks,	Tahl,
Boyd, R.,	Hamilton, R. S.,	Perry,	Terry,
Boyer,	Hart,	Peters,	Trout,
Brennan,	Hefferon,	Phillips,	Turner,
Carr,	Hermansen,	Reynolds,	Wall,
Castor,	Hoffner,	Rhys,	Wasserman,
Condon,	Hoopes,	Roan,	Weidemann,
Conner,	Horst,	Schrock,	White,
Cordier,	Jackson,	Schwartz,	Wickersham,
Davies,	Jones,	Shortz,	Witkin,
Denning,	Kane,	Shreiner,	Wood,
Duffort,	Linderman,	Simpson,	Woodside,
Ederer,	Longaker,	Sloan,	Yeakel,
Ferko,	Mallen,	Snyder, F. E.,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. BURKE. Mr. Speaker, I desire to call up at this time House Bill No. 482, Printer's No. 134, on page 16 of today's calendar, bill on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Burke,

The House resumed the consideration on final passage of House Bill No. 482, entitled:

An Act to further amend section one of the act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the quesion,

Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, I think this bill really ought to be sent back to committee for amendment because on page 3, line 4, are the words "exempting district attorneys of Philadelphia from the Act itself"—Mr. Speaker, I am in the wrong pew but the right church. The principle which my friend is contending for, he exempts in House Bill 476, and I do not know why he is so inconsistent.

Mr. WITKIN. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Burke.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. BURKE. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, on page 3 of House Bill 482, the gentleman from Philadelphia has certain provisions and safeguards with respect to county and city inspectors of weights and measures retaining their positions and subject to discharge only for inefficiency and conduct unbecoming such an employe, and providing for a reasonable time to make answer before they are discharged. Is the gentleman from Philadelphia in favor of such a provision, safeguarding the rights of efficient employes?

Mr. BURKE. Mr. Speaker, will the gentleman give me an opportunity just to check this again? I am in favor of it. I have it in the bill.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Philadelphia whether he is in favor of this provision as a general principle for safeguarding the rights of employes or merely as confining it to the weights and measures inspectors.

Mr. BURKE. From my experience, Mr. Speaker, I would say with the weights and measures inspectors.

Mr. WITKIN. Mr. Speaker, is the gentleman from Philadelphia, Mr. Burke, in favor of the same safeguards being thrown about State employes as well as municipal employes?

Mr. BURKE. Mr. Speaker, the bill before the house provides for inspectors of weights and measures and any questions on any other departments or any other class of employes are not pertinent.

Mr. WITKIN. Mr. Speaker, the gentleman from Philadelphia has just stated that he favors a certain principle, and confines his principle in this bill to particular employes. I now ask the gentleman whether or not he is in favor of this principle with respect to State employes or whether he refuses to answer that question.

Mr. BURKE. Mr. Speaker, I have no such bill before the house.

Mr. WITKIN. Mr. Speaker, does the gentleman care to answer the question, irrespective of whether technically or not this bill covers that subject?

Mr. BURKE. Mr. Speaker, I can't answer that question; it is a waste of time.

Mr. WITKIN. Mr. Speaker, does the gentleman think it is a waste of time to explain to the membership of this house whether or not he believes in the principle of protecting all employes, whether State or municipal, from being discharged, except for inefficiency?

Mr. BURKE. Mr. Speaker, there is an entirely different arrangement there. When you speak of county employes, their duties may be such as would warrant different limitations and different principles on their dismissal. I can't place that question in the same category as the category of State employes.

Mr. WITKIN. Mr. Speaker, does the gentleman from Philadelphia believe that the provisions of House Bill 482, on page 4, lines 10 to 14, prohibiting the sealer or inspector of weights and measures from performing clerical duties is a proper provision?

Mr. BURKE. Mr. Speaker, I do.

Mr. WITKIN. Mr. Speaker and members of the house, I do not blame the gentleman from Philadelphia for taking advantage of his technical rights. Perhaps the questions propounded are somewhat embarrassing and may come back to haunt him at some future time.

However, the provisions of this bill take the appointment of the chief of the Bureau of Weights and Measures and the inspectors thereof from the County Commissioners and put that power in the hands of the Mayor of the City of Philadelphia.

I do not know what is in the mind of the gentleman

from Philadelphia, when he inserts the provision that the Mayors of the cities of the first, second and third class and the several Boards of County Commissioners shall respectively appoint competent persons and then insert the exception "except in counties of the first class," thereby differentiating the City of Philadelphia from the other cities. I do not know what is in his mind, but it seems to me to be a most ridiculous distinction.

We have in the City of Philadelphia today a most efficient Bureau of Weights and Measures, the Chief of which is a former respected member of this house, who is capable and efficient, honest and trustworthy. I do not know why they want to make a change. Do you? Can you give me one reason why—Mr. Speaker, I ask that those not entitled to the floor refrain from taking the floor.

The SPEAKER. The Sargeant at Arms will clear the floor. The gentleman will proceed.

Mr. WITKIN. Mr. Speaker, there is no earthly reason why our County Commissioners should not appoint the chiefs and inspectors of the Bureau of Weights and Measures of the City of Philadelphia, and putting it into the hands of the Mayor.

If this bill is enacted into law, it might deprive the City of Philadelphia today of the very best chief of the Bureau of Weights and Measures that it has ever had. The members of this house know the former representative from Philadelphia, Mr. Emhardt, who is now the Chief of that department. I say to the membership of this house that he is doing his job well, honestly and trustworthy, and I do not think we ought to pass legislation to eliminate him from that position, and making the position a possible political appointment. Where there is no reason for legislation, there should be no bill introduced for that purpose.

There is one other defect in this bill and that is on page 4. It says that one who is appointed a chief or an inspector of weights and measures shall do no clerical work. Mind you, members of the house, if there are four or five inspectors in that department who have completed their duties on the street and who come back to the office, they are not allowed to do a bit of clerical work, but are supposed to sit idly by, pass their time, twittling their thumbs and wait until the hour to go home comes, under the provisions of this bill. Why that provision is in this bill, I do not know and I do not think anybody else knows.

Members of the House, I have no quarrel with you, if when there are partisan measures before the house for voting in a partisan manner. I have done it so far all my life and I hope to do it the rest of my life, but this is not a partisan measure. In Philadelphia we have a Republican Mayor and a Republican controlled body of County Commissioners. If that condition were different, I could see where partisan politics might enter into it, but you are not bound under your present policy to vote for all measures just because they are introduced by a Democrat from this House. You are not bound to defeat measures just because I, a Republican, should oppose them. Let us be fair. Let us be just. Where you have a partisan measure, vote with your party. You would be hypocritical to your party if you did not do it, but there is no politics in this matter, and for that reason, I ask the members of the House—

POINT OF ORDER

Mr. KILROY. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. KILROY. Mr. Speaker, the gentleman is not confining himself to the bill before the House.

The SPEAKER. The gentleman from Philadelphia will confine himself to the bill before the House.

Mr. WITKIN. Mr. Speaker, I am. In conclusion, I say to you, you ought to vote this bill down, not for the reason that it gives to the Mayor and takes from the County Commissioners the right of appointment even though it doesn't make any difference in the political situation, but if there is any reason in all the world why you ought to vote it down, it is because it won't let the inspectors of weights and measures do constructive clerical work when there is no other work to do and leave them idle their time away.

I ask the members of this House to leave partisan politics out and vote against this bill. It is bad legislation. You ought not to be a party to voting for a bill which permits people to draw salaries and do no work, when they have the time to do it, just because of some facetious, ridiculous and nonsensical provision contained there.

Mr. BURKE. Mr. Speaker, may I interrogate the gentleman from Philadelphia, Mr. Witkin?

The SPEAKER. Will the gentleman from Philadelphia, Mr. Witkin, permit himself to be interrogated?

Mr. WITKIN. Mr. Speaker, I will.

Mr. BURKE. Mr. Speaker, may I ask whether the gentleman from Philadelphia will rely on his technical privilege and refuse to answer a question, if I ask him a question that is not specifically contained in this bill, but is very germane to this bill, more germane than the question of State employes is to the question of inspectors of weights and measurers.

Mr. WITKIN. Mr. Speaker, let the gentleman ask the question. When the question is propounded to me, I will make my reply as I see fit, and not be placed in a position of agreeing to answer something when I do not know what it is.

Mr. BURKE. Mr. Speaker, does the gentleman believe that it would be wise to have the County Commissioners in cities and counties of the first class fix the salaries of inspectors of weights and measurers?

Mr. WITKIN. May I ask, Mr. Speaker, that that question be repeated?

Mr. BURKE. Mr. Speaker, does the gentleman believe that the salaries of inspectors of weights and measures should be fixed by the County Commissioners?

Mr. WITKIN. Mr. Speaker, I do not by the County Commissioners. I believe I would support a bill that fixed the salaries of the employees of the bureau of weights and measures and put it in the hands of City Council and I am not relying on any technicality.

Mr. BURKE. Mr. Speaker and members of the House, I expected that because of the gentleman's legislative acumen, be would not answer that question. Of course, the question is not in any way germane to the bill before the House, but I do want to point to several objections which the gentleman has raised.

One was to page 4 of the bill, in which he decries the idea of an inspector of weights and measures not being allowed to perform any clerical service. I wish to re-

mark at this time that this bill is no change in that sense from the bill which it amends, and the reason for this line in the bill is very pertinent. If you allowed an inspector of weights and measures to perform clerical services, you would place him in the anomalous position of passing on the accuracy of weighing instruments and by doing clerical work he would be passing on the question of who was to receive a license by keeping the records in the office of the Bureau of Weights and Measures. It is in order to keep these two functions separate that that specific provision is in the bill. The gentleman seems to think that this provision in the bill will cause the inpectors to sit around the office, and I think the expression was "twittle their thumbs." This bill was introduced so that they won't have inspectors of weights and measures sitting around the office and twittling their thumbs. There are many that twittle their thumbs, but there are many more under the present arrangement who never even go near the office. They sit around their own homes, they follow various trades and professions. Some are undertakers and their occupations are very diverse. Many of them never even see the office.

The gentleman has raised the proposition that to pass this bill would be to deprive the City of Philadelphia of one of its finest employees, who is the Chief of the Bureau of Weights and Measures. He refers to a former member of this House, who is the Chief of the Bureau of Weights and Measures. He refers to a former member of this House, and I know that every member of this House who sat here during the last session with this man holds him in the highest regard, and as the sponsor of this bill, I want to assure the members that I hold the Chief of the Bureau of Weights and Measures in just as high regard as does the gentleman from Philadelphia. It might be rather surprising if the Chief of the Bureau of Weights and Measures had resigned his job, had run for office and been elected to this House, to find him voting in favor of this bill.

Mr. WITKIN. Mr. Speaker, I regret very much that my technical friend should get up on the floor of this House and make statements of fact that are not facts. I regret very much that he violates the rules of this House in stating what some outsider, not a member of this House, might do on a particular measure. It is not proper practice and they are not proper statements. But I do not mind that so much; I do hate to see a man get up on the floor of the House and say, "I hold in high regard, I hold in high esteem the gentleman who holds that position as Chief of the Bureau of Weights and Measures," and yet in the same breath brands that official as derelict in his duties, as incompetent and inefficient, when the gentleman says that there are employees of the Bureau of Weights and Measures who never come near the office. You cannot praise a man with the one hand and stab him with a knife in the back with the other hand.

To reiterate, how can the gentleman from Philadelphia get away from the knife in the back and say that Eddie Emhardt is a highly capable official, and then on the other hand say that he does not even order or direct that his employees shall work and earn their pay. I say to the gentleman from Philadelphia, I defy him to prove, I defy him to state with any degree of honesty and integrity that he knows of any gentleman of the Bureau of Weights and Measures under the regime of former representative Emhardt, who does not earn his pay. Representative Emhardt, the Chief of the Bureau of Weights and Measures, demands that every man do his full share of duty, and when you next seek to compliment a man and tell him of your regard, do not in the same breath brand him as an inefficient and incapable public officer of the City of Philadelphia.

Mr. BURKE. Mr. Speaker and members of the House, I know full well that the gentleman who just spoke is sufficiently acquainted with the government of the City of Philadelphia to realize that the Chief of the Bureau of Weights and Measures, a former member of this House, has nothing to do with the appointment of inspectors of weights and measures, and I, therefore, urge the passage of this bill so that the good name and the name of that man for whom I have the highest regard may be maintained, so that he may not have officials or inspectors appointed to his department, when he has no control over the number of employees in that department. There is a distinction, members of the House, between the County Commissioners and the gentleman who seems to have been the subject of debate during the last five minutes. The Inspectors of Weights and Measures are appointed by the County Commissioners. The Honorable gentleman who served in this House during the last session has nothing to say about the number of inspectors of weights and measures who are appointed, and the purpose of this bill is to remove the power of appointment from the County Commissioners because their abuse of that power is a matter of public notice in Philadelphia.

Mr. WITKIN. Mr. Speaker and members of the house, I regret very much to get up again—

POINT OF ORDER

Mr. FURMAN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. FURMAN. Mr. Speaker, under house rule 65, limiting the number of times that a member may speak on one bill, I believe that the gentleman from Philadelphia has consumed the number of times allowed under that rule.

The SPEAKER. The Chair will read Rule 65 for the information of the House:

"No member shall speak more than twice on the same subject, without the leave of the House."

Will the House give this leave to the gentleman from Philadelphia, Mr. Witkin, to continue taking the floor? The "ayes" appear to have it.

Mr. FURMAN. Mr. Speaker, I move the previous question.

POINT OF ORDER

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. WITKIN. May I ask the Speaker whether while a member has the floor, the previous question is in order? I personally believe that it is, but I want to make sure.

The SPEAKER. For the information of the gentleman from Philadelphia and the other members of the House, the Chair will read Rule 64:

"No member when speaking shall be interrupted, except by a call to order by the Speaker, or by a member to explain, or by a motion for the previous question; nor shall any member be referred to by name in debate, unless for transgression of the rules of the House, and then by the Speaker only."

The previous question having been moved it is therefore in order.

Mr. WITKIN. Thank you, Mr. Speaker.

The motion was seconded by Messrs. Coolahan, Walker, Cannon, Flinchbaugh, Tumelty, Piole, Pearson, Stank, Harmuth, George E. Downey, Pfaff, Carson, Schwab, Panton, Melchiorre, Nagel, Reising, Achterman, Miss Brancato, Mrs. Welsh and others.

On the question,

Shall the main question be now put?

POINT OF ORDER

Mr. SOWERS. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. SOWERS. I submit to the Speaker that the House having given permission to the gentleman from Philadelphia, Mr. Witkin, to speak the previous question cannot be raised until he has exercised the right that has been given to him by the House.

The SPEAKER. The House has already moved the previous question and seconded it, and in that case the only thing the House can do now is to vote down the motion for the previous question.

On the question recurring,

Shall the main question be now put?

The yeas and nays were required by Mr. Sowers and Mr. Blumberg and were as follows:

YEAS—88

Achterman,	Downey, G. E.,	Klingler,	Rinn,
Alexander,	Downey, J. J.,	Kobelak,	Robinson,
Allen,	Eberharter,	Larue,	Ruffennach,
Arnold,	Eroe,	Long,	Sarraf,
Aukerman,	Falkenstein,	Lovett,	Schrope,
Baine,	Finnerty,	Lynch,	Schwab,
Baker, J J.,	Fitch,	Male,	Shepard,
Barber,	Flinchbaugh,	McDermott,	Shugarts,
Bradley,	Furman,	McElroy,	Siegel,
Brancato,	Gerard,	McHenry,	Simon,
Brown, H. S.,	Haberlen,	Melchiorre,	Sinwell,
Brown, J. E.,	Hagerty,	Mentzer,	Smith, J. A.,
Brownfield,	Haluska,	Mooney,	Smith, W. G.,
Brumbaugh,	Hamilton, F. P.,	Moran,	Stank,
Cannon,	Harkins,	Moul,	Stone,
Carson,	Harmuth,	Murrin,	Sumney,
Coakley,	Hartman,	O'Keefe,	Tronzo,
Cochran,	Hetrick,	Ominsky,	Tumelty,
Cohen,	Hindman,	Panton,	Van Sickle,
Coleman,	Hirsch,	Patterson, C.,	Walker,
Coolahan,	Holland,	Pearson,	Welsh,
Decker,	Holstrom,	Pfaff,	Westrick,
Dent,	Kelso,	Piole,	Wilson,
Dilley,	Kilroy,	Reising,	Sarig,

NAYS—93

Altenburg,	Forrest,	Merrell,	Stevens,
Andrews,	Gates,	Moomaw,	Stewart,
Atkins,	Gillette,	Moore,	Stockham,
Baker, F. T.,	Green,	Muir,	Stott,
Baldi,	Greenstein,	Munley,	Surface,
Barnhardt,	Habbyshaw,	Nothnagle,	Tahl,
Bernhard,	Hamilton, R. S.,	Parks,	Terry,
Blumberg,	Hart,	Patterson, J. W.,	Trout,
Boose,	Hefferon,	Perry,	Turner,
Boyd, R.,	Hermansen,	Peters,	Van Allsburg,
Boyer,	Hoffner,	Phillips,	Wall,
Brennan,	Hoopes,	Reynolds,	Wasserman,
Carr,	Horst,	Rhys,	Weidemann,
Castor,	Jackson,	Roan,	Weiss,
Chervenak,	Jones,	Schrock,	White,
Condon,	Kane,	Schwartz,	Wickersham,
Conner,	Linderman,	Shortz,	Witkin,
Cordier,	Longaker,	Shreiner,	Wood,
Davies,	Mallen,	Simpson,	Woodside,
Diehl,	Mason,	Sloan,	Yeakel,
Duffort,	McCreary,	Snyder, F. E.,	Yourishin,
Ederer,	McDevitt,	Sowers,	Zappala,
Ferko,	McKinney,	Sproul,	Zimmerman,
Flynn,			

So the question was determined in the negative and the motion for the previous question was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker, with a great deal of sincerity I thank you for your vote. I will not take advantage of you. I merely want to get up and say that the gentleman from Philadelphia is again mistaken; that although the County Commissioners have the right to appoint the inspectors of weights and measures, as an actual fact there has been no appointment made ever since Representative Emhardt has been the Chief of the Bureau of Weights and Measures unless he was consulted and approved of the appointment, and because of the circumstances under which Mr. Emhardt was appointed by the County Commissioners, that has been the practice under his regime. I thank you for the opportunity, members of the House, to be permitted to state that before you.

Mr. STEWART. Mr. Speaker, may I refer you to page 4, to the last paragraph in this bill, "it shall be unlawful for any sealer or inspector of weights and measures or any of his deputies to perform clerical or other service for the county or city of their respective districts." That is already a law, and it is being violated because in certain places, among which I can refer you to the City of Connellsville in Fayette County, where a man is health officer and does this work. It doesn't take him much more than one month to go over that work, to go over all of the scales, weigh the packages in the stores and test the gasoline stations. I know this to be a fact because this gentleman has reported to me a number of times.

In the City of New Kensington the same thing has occurred. Consequently I think this ought to be taken out of the law and that it should be the law permitting them to employ persons to do other work in cities of this kind or of this size.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—115

Achterman,	Downey, G. E.,	Larue,	Robinson,
Alexander,	Downey, J. J.,	Long,	Ruffennach,
Allen,	Eberharter,	Lovett,	Sarraf,
Andrews,	Eroe,	Lynch,	Schrope,
Arnold,	Falkenstein,	Male,	Schwab,
Aukerman,	Finnerty,	McCreary,	Shaw,
Baine,	Fitch,	McDermott,	Shepard,
Baker, J J.,	Flanagan,	McElroy,	Shugarts,
Barber,	Flinchbaugh,	McHenry,	Siegel,
Bradley,	Furman,	Melchiorre,	Simon,
Brancato,	Gerard,	Moomaw,	Sinwell,
Brown, H. S.,	Haberlen,	Mooney,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moran,	Smith, W. G.,
Brownfield,	Haluska,	Moul,	Stank,
Brumbaugh,	Hamilton, F. P.,	Munley,	Stevens,
Burke,	Harkins,	Murrin,	Sumney,
Cannon,	Harmuth,	Nagel,	Tronzo,
Caputo,	Hartman,	O'Keefe,	Tumelty,
Carson,	Hetrick,	Ominsky,	Van Sickle,
Chervenak,	Hindman,	O'Neill,	Walker,
Coakley,	Hirsch,	Panton,	Weiss,
Cochran,	Holland,	Patterson, C.,	Wellver,
Cohen,	Holstrom,	Patterson, J. W.,	Welsh,
Coleman,	Hoopes,	Pearson,	Westrick,
Coolahan,	Kelso,	Pfaff,	Wilson,
Decker,	Kilroy,	Piole,	Yourishin,
Dent,	Kinney,	Powers,	Zappala,
Diehl,	Klingler,	Reising,	Sarig,
Dilley,	Kobelak,	Rinn,	

NAYS—77

Altenburg,	Gillette,	Merrell,	Sproul,
Baker, F. T.,	Green,	Moore,	Stewart,
Baldi,	Greenstein,	Muir,	Stockham,
Barnhardt,	Habbyshaw,	Nothnagle,	Stott,
Bernhard,	Hamilton, R. S.,	Perry,	Surface,
Blumberg,	Hart,	Peters,	Tahl,
Boose,	Hefferon,	Phillips,	Terry,
Boyd, R.,	Hermansen,	Reynolds,	Trout,
Boyer,	Hoffner,	Rhys,	Turner,
Brennan,	Horst,	Roan,	Wall,
Carr,	Jackson,	Schrock,	Wasserman,
Castor,	Jones,	Schwartz,	Weidemann,
Conner,	Kane,	Shortz,	White,
Davies,	Linderman,	Shreiner,	Wickersham,
Duffort,	Longaker,	Simpson,	Witkin,
Ederer,	Mallen,	Sloan,	Wood,
Ferko,	Mason,	Snyder, F. E.,	Woodside,
Flynn,	McDevitt,	Snyder, J. L.,	Yeakel,
Forrest,	McKinney,	Sowers,	Zimmerman,
Gates,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrance.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Ways and Means will meet immediately after tonight's session in room 324.

The Committee on Ways and Means will meet in the Hall of the House tomorrow afternoon from two to four thirty for public hearings on House Bills Nos. 862, 936, 971, 975, 925 and 1128.

The Committee on Railroads and Railways will hold a public hearing on House Bill No. 418 in room 401 tomorrow afternoon from two to four.

The Committee on Agriculture will meet tomorrow morning at 9.00 o'clock in room 323.

The Committee on Public Utilities will meet tomorrow morning at 10.00 o'clock in room 323.

The Committee on Judiciary General will meet tomorrow morning at 10.00 o'clock in room 325.

The Committee on Insurance will meet tomorrow morning at 10.00 o'clock in room 324.

The Committee on Elections will meet tomorrow morning at 10.00 o'clock in room 521.

Mr. TURNER. Mr. Speaker, according to the announcements just made, three committees, namely, Judiciary General, Public Utilities and Insurance are all going to meet at ten o'clock tomorrow morning; also the committee on Elections. It does not seem to me that this is fair to the members of the House. It seems to me that the Chairmen of these committees ought to get together and try to work out a schedule such as we have employed in the past, in order that we may avoid some of these conflicts as far as possible. It is my understanding that we are to be here—

The SPEAKER. Will the gentleman from Delaware yield and permit the Chair to make a statement?

Mr. TURNER. Yes, Mr. Speaker.

The SPEAKER. If the gentleman from Delaware was here in the hall of the house tonight he probably heard the Chair announce a meeting of fourteen or fifteen chairmen of committees in the House Library immediately after the session. That meeting has been called for the purpose of endeavoring to straighten out the very thing of which the gentleman from Delaware is now complaining.

Mr. TURNER. Mr. Speaker, what may be done tonight may not change this situation tomorrow morning.

The SPEAKER. The Chair wishes to state that the time is very short right now to straighten out this situation, but the Chairmen of the various committees whose meetings conflict could possibly get together and straighten the matter out, and then make their announcement on the bulletin board tomorrow morning. Is that satisfactory?

Mr. TURNER. Mr. Speaker, it has been the custom ever since I have been in this House that Judiciary General meet at ten o'clock on Tuesday morning. That is one of the most important committees in this House, with a very large amount of legislation, and in that committee there are a number of us serving on a number of sub-committees that ought to report, because there is legislation which the members naturally want to get out of committee.

Might I suggest, Mr. Speaker, that we might be relieved tonight from this tangle if either the gentleman from York, Mr. Flinchbaugh, the Chairman of the Insurance Committee,—I do not see the Chairman of the Utilities Commitee, Mr. Shugarts, in the House,—but if either one of them withdraw his proposed meeting at ten o'clock in the morning, that might relieve us somewhat, because it is possible sometimes to have two committes meet on the same morning at the same time.

Mr. FLINCHBAUGH. Mr. Speaker, may I ask the gentleman from Delaware if it would clear the situation if I were to delay my meeting until ten-thirty o'clock in the morning? Would that clear the situation?

Mr. TURNER. I think, Mr. Speaker, that will very materially help us. There has been a further suggestion made that if the House would convene at twelve o'clock instead of eleven o'clock, it might help very materially to straighten out this one instance.

The SPEAKER. The Chair wishes to state that the House will only have one session tomorrow, due to public hearings in the afternoon. We have a heavy calendar in the morning, and the Chair hardly thinks it feasible or practical to convene at twelve o'clock instead of at eleven. The Chair believes that the mater can be straightened out among the different committee chairmen for tomorrow, and after that more definite arrangements will be made.

The gentleman from York, Mr. Flinchbaugh, Chairman of the Insurance Committee, announces that the Insurance Committee will meet at ten-thirty o'clock instead of ten o'clock.

Mr. O'KEEFE. Mr. Speaker, I would like to change the meeting of the Committee on Elections from ten o'clock to nine o'clock.

The SPEAKER. The gentleman from Allegheny, Mr. O'Keefe, will change the time of the meeting of the Committee on Elections from ten o'clock to nine o'clock.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

ADJOURNMENT

Mr. DIEHL. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 12:21 o'clock A. M.) the House adjourned until Tuesday, March 5, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

ssion 1935. 131st of the General Assembly.

l. 18. HARRISBURG, PA., TUESDAY, MARCH 5, 1935 No. 23

SENATE

TUESDAY, March 5, 1935.

he Senate met at 11 o'clock A. M.
he PRESIDENT (Lieutenant-Governor Thomas Keny) in the Chair.

PRAYER

he Chaplain, Rev. William E. Howard D. D., offered following prayer:

hou, O God, art our refuge and strength, a very present in trouble. Thou dost offer us a shelter in every e of distress and danger. When we are perplexed, not wing which way to turn or what course of action to sue, we may with absolute assurance put our trust in e and confidently walk in the way Thou dost direct. uman traditions may be wrong, human judgments may us away from truth, but the judgments of Jehovah true and righteous altogether. Defend and guide us ur search after wisdom. Save us from the mistake etting up our opinions and convictions against Thy n commands.

's leaders of thought and makers of law may the Mem- of this body so put their trust in Thee as to bring our ple into unity with the will and purposes of Almighty . Amen.

JOURNAL APPROVED

ne PRESIDENT. A quorum of the Senate being pres- the Clerk will read the Journal of the preceding ses-

ne Clerk proceeded to read the Journal of the preced- session, when on motion of Mr. GELDER, the further ing was dispensed with, and the Journal was approved.

PETITIONS

PROTESTING AGAINST INCREASING THE GASOLINE TAX

he Chair cleared his table and laid before the Senate ion from numerous citizens of Pittsburgh protesting nst further increasing the tax on gasoline.

hich was referred to the Committee on Finance.

FAVORING HOUSE BILL NO. 355

e Chair also laid before the Senate petition from the ed Mine Workers of America, Smock, urging passage ouse Bill No. 355.

hich was referred to the Committee on Labor and stry.

PROTESTING AGAINST SENATE BILL NO. 262

Mr. RANKIN laid before the Senate petition signed by numerous members of Sons of Union Veterans of the Civil War protesting against Senate Bill No. 262.

Which was referred to the Committee on County Government.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 392 (Senate Bill No. 472), entitled:

An Act providing for reimbursement from funds available for unemployment relief, of landlords whose dwellings are occupied by unemployed tenants receiving relief through the State Emergency Relief Board, and who are unable to pay rent to landlords affording them shelter.

Which was committed to the Committee on Judiciary Special.

House Bill No. 482 (Senate Bill No. 473), entitled:

An Act to further amend section one of the act, approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," eliminating the minimum salaries of inspectors of weights and measures in counties of the first class, and providing for the appointment of inspectors of weights and measures by the mayors of cities of the first class.

Which was committed to the Committee on Municipal Government.

House Bill No. 525 (Senate Bill No. 474), entitled:

An Act relating to the appointment and compensation of court criers and tipstaves in counties of the first class, and repealing inconsistent acts.

Which was committed to the Committee on Municipal Government.

House Bill No. 530 (Senate Bill No. 475), entitled:

An Act to further amend sections four and nine of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 711), entitled "An act establishing a court for the county of Philadelphia; prescribing its jurisdiction and powers; providing for the service of its writs, process, or warrants by the proper officers of the county or city of Philadelphia; regulating the procedure therein, and appeals therefrom, and providing for the ex-

penses thereof," providing that the compensation of officers and employes of said court shall be fixed by the tax levying body of said county.

Which was committed to the Committee on Municipal Government.

REPORTS FROM COMMITTEES

Mr. CLARK from the Committee on Appropriations, reported as committed Senate Bill No. 437, entitled:

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Also from the Committee on Appropriations, reported as committed Senate Bill No. 438, entitled:

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 189, entitled:

An Act to authorize the purchase of historical works, relative to the services of Pennsylvania volunteers and making an appropriation.

Also from the Committee on Appropriations, reported ac committed, Senate Bill No. 358, entitled:

An Act making an appropriations to the Home for the Aged and Infirm Colored Women, of Pittsburgh, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 359, entitled:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

Also from the Committee on Appropriations, reported committed, Senate Bill No. 360, entitled:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 361, entitled:

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 435, entitled:

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 459, entitled:

An Act making a deficiennсy appropriation to the Scranton State Hospital.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 460, entitled:

An Act making an appropriation to the West Side Hospital Association, Scranton, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 461, entitled:

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 462, entitled:

An Act making an appropriation to the Carbondale General Hospital, Carbondale, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 463, entitled:

An Act making an appropriation to the Taylor Hospital, Association of the Borough of Taylor, Lackawanna County, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 464, entitled:

An Act making an appropriation to the Saint Joseph's Hospital, Carbondale, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 465, entitled:

An Act making an appropriation to the Mid-Valley Hospital Association, Blakely, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 466, entitled:

An Act making an appropriation to the Johnson Industrial School of Scranton, Pennsylvania.

Mr. COYNE from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ALLEGHENY COUNTY

Gilbert B. Weiss, Pittsburgh, March 6, 1935.

BUTLER COUNTY

Miss Anna E. Heim, Butler, March 6, 1935.

DAUPHIN COUNTY

Mrs. Sue K. Parsons, Harrisburg, March 6, 1935.
Miss Anna C. Roth, Harrisburg, March 6, 1935.

DELAWARE COUNTY

Mrs. Bessie B. Everett, Springfield, March 6, 1935.

LACKAWANNA COUNTY

John M. Kelly, Scranton, March 6, 1935.

PHILADELPHIA COUNTY

J. Collins Allen, Philadelphia, March 6, 1935.
Mrs. Mae M. Gorsuch, Philadelphia, March 6, 1935.
William J. Logan, Philadelphia, March 6, 1935.
Mrs. Martha E. Ramage, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

L. G. Wesley Orr, Pittsburgh, March 7, 1935.
Miss Jessie Rupert, Pittsburgh, March 7, 1935.
Lewis Neuman, Swissvale, March 7, 1935.
Mrs. Julia Rishel, Tarentum, March 7, 1935.

DAUPHIN COUNTY

Mrs. Gladys S. Ericson, Harrisburg, March 7, 1935.

DELAWARE COUNTY

William H. Given, Jr., Ridley Park, March 7, 1935.
Miss May A. Hanrahan, Upper Darby, March 7, 1935.

NORTHAMPTON COUNTY

Charles F. Bowers, Easton, March 7, 1935.

PHILADELPHIA COUNTY

Harry Ebert, Philadelphia, March 7, 1935.

WESTMORELAND COUNTY

A. L. Vetter, Monessen, March 7, 1935.

BLAIR COUNTY

John Gieg, Altoona, March 8, 1935.

MONTGOMERY COUNTY

John R. Kline, Souderton, March 8, 1935.

ALLEGHENY COUNTY

Max Engelberg, Pittsburgh, March 9, 1935.
Harry L. Horton, Carnegie, March 9, 1935.
Mrs. Mary B. Jones, Pittsburgh, March 9, 1935.
Thomas J. Lewis, McKeesport, March 9, 1935.
Matthew F. MvGuirk, Brentwood, March 9, 1935.
Howard O. Rogers, Pittsburgh, March 9, 1935.
Charles F. Ward, Wilkinsburg, March 9, 1935.
W. L. Zimmer, Pittsburgh, March 9, 1935.

ARMSTRONG COUNTY

R. A. Males, Dayton, March 9, 1935.

BLAIR COUNTY

Miss Catherine C. Beck, Altoona, March 9, 1935.

DAUPHIN COUNTY

John Condell, Williamstown, March 9, 1935.
Paul S. Gingrich, Harrisburg, March 9, 1935.
Allen L. Klinger, Gratz, March 9, 1935.
Geo. S. Rempfer, Harrisburg, March 9, 1935.
F. E. Weaver, Harrisburg, March 9, 1935.

DELAWARE COUNTY

W. LeRoy Hart, Collingdale, March 9, 1935.
Joseph F. Tercha, Chester, March 9, 1935.
Stephen Zappala, Chester, March 9, 1935.

FAYETTE COUNTY

Carl F. Mills, Brownsville, March 9, 1935.

HUNTINGDON COUNTY

W. D. Behel, Blairs Mills, March 9, 1935.

INDIANA COUNTY

Miss Martha M. Cameron, Cherry Tree, March 9, 1935.

LACKAWANNA COUNTY

Frank M. Walsh, Scranton, March 9, 1935.

LAWRENCE COUNTY

Miss Mary R. Reynolds, New Castle, March 9, 1935.

LUZERNE COUNTY

Michael Laputka, Hazleton, March 9, 1935.
Frank Peiper, Luzerne, March 9, 1935.
Allan W. Sanford, Wilkes-Barre, March 9, 1935.
Joseph Sherrock, Hazelton, March 9, 1935.

McKEAN COUNTY

Miss Angela M. Lynch, Custer City, March 9, 1935.

MONTGOMERY COUNTY

Joseph M. Fennell, Norristown, March 9, 1935.

NORTHAMPTON COUNTY

Mrs. Helen T. Rittorff, Easton, March 9, 1935.

NORTHUMBERLAND COUNTY

Miss Catherine Kleinschmidt Shamokin, March 9, 1935.
William E. Miller, Sunbury, March 9, 1935.

PHILADELPHIA COUNTY

Mrs. Sadie T. M. Alexander, Philadelphia, March 9, 1935.
Abraham Amarnek, Philadelphia, March 9, 1935.
Mrs. Anne M. Chambers, Philadelphia, March 9, 1935.
Joseph F. X. Fasy, Philadelphia, March 9, 1935.
Lawrence E. Frankel, Philadelphia, March 9, 1935.
Isador Gersham, Philadelphia, March 9, 1935.
Miss Cecelia M. Gurbarg, Philadelphia, March 9, 1935.
Frederick G. Kempin, Philadelphia, March 9, 1935.
Charles Langerman, Philadelphia, March 9, 1935.
Wm. Mack, Philadelphia, March 9, 1935.
Thomas B. McDyer, Philadelphia, March 9, 1935.
Joseph J. Mondelblatt, Philadelphia, March 9, 1935.
Samuel Odell, Philadelphia, March 9, 1935.
David Platt, Philadelphia, March 9, 1935.
Mrs. A. Viola Pohlke, Philadelphia, March 9, 1935.
Miss Anna Shapiro, Philadelphia, March 9, 1935.
Robert Taggart, Philadelphia, March 9, 1935.

SCHUYLKILL COUNTY

John J. Lawlor, Shenandoah, March 9, 1935.
Herman A. Reber, Pottsville, March 9, 1935.

WESTMORELAND COUNTY

S. O. Dusenberry, Ruffs Dale, March 9, 1935.
Sydney Watkins, Monessen, March 9, 1935.

YORK COUNTY

Harry L. Miller, Hanover, March 9, 1935.

LANCASTER COUNTY

T. Roberts Appel, Lancaster, March 12, 1935.

LUZERNE COUNTY

Nicola Ciotola, Hazleton, March 13, 1935.

WESTMORELAND COUNTY

G. A. McDowell, Greensburg, March 14, 1935.

PHILADELPHIA COUNTY

Conrad Goldner, Philadelphia, March 17, 1935.

ALLEGHENY COUNTY

J. P. Werneth, Pittsburgh, March 19, 1935.

CHESTER COUNTY

Mrs. Katie T. McQuade, Phoenixville, March 23, 1935.

MONTGOMERY COUNTY

Miss Gladys W. Gordon, Ardmore, March 24, 1935.

CAMERON COUNTY

Miss Sadie A. Weinstein, Emporium, March 25, 1935.

PHILADELPHIA COUNTY

Miss Rose G. Fox, Philadelphia, March 26, 1935.
Miss Anna Rosenthal, Philadelphia, March 28, 1935.
Joseph T. Ward, Philadelphia, March 30, 1935.

WASHINGTON COUNTY

Sam. W. Smith, Canonsburg, March 31, 1935.
Andrew Zemany, California, March 31, 1935.

ALLEGHENY COUNTY

G. Walter Bauer, Millvale, April 1, 1935.
Miss M. E. Flygar, Braddock, April 1, 1935.
Harry C. Mendel, Pittsburgh, April 1, 1935.
W. L. Morgan, McKeesport, April 1, 1935.

FRANKLIN COUNTY

S. Frank Sclichter, Chambersburg, April 1, 1935.

PHILADELPHIA COUNTY

Miss Helen M. Baker, Philadelphia, April 1, 1935.
Miss Irene M. Buchanan, Philadelphia, April 1, 1935.
Sol. B. Forstein, Philadelphia, April 1, 1935.
Charles H. Krauss, Philadelphia, April 1, 1935.
Casimir J. Przybylowski, Philadelphia, April 1, 1935.

SCHUYLKILL COUNTY

G. A. Schumacher, Port Carbon, April 1, 1935.

LACKAWANNA COUNTY

Miss Stasia M. Rainey, Scranton, April 2, 1935.

SCHUYLKILL COUNTY

J. A. Miller, Reinerton, April 2, 1935.

NORTHAMPTON COUNTY

Miss Katharine A. Hildenberger, Bethlehem, April 7, 1935.

PHILADELPHIA COUNTY

Miss Mada Franz, Philadelphia, April 7, 1935.
George W. Weir, Philadelphia, April 7, 1935.

McKEAN COUNTY

James J. Matthews, Bedford, April 10, 1935.

SCHUYLKILL COUNTY

J. Frank Farne, Minersville, April 10, 1935.

ALLEGHENY COUNTY

Miss Louise M. Rodgers, Pittsburgh, April 23, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ERIE COUNTY

Miss Dorothy M. Haft, Erie, March 5, 1935.
Blaine Kincaid, Corry, March 5, 1935.

ALLEGHENY COUNTY

William Kroeger, Duquesne, March 6, 1935.
Saul Perlman, Pittsburgh, March 6, 1935.
Henry J. Volz, Pittsburgh, March 6, 1935.

CAMBRIA COUNTY

Fred Doerr, Johnstown, March 6, 1935.

CHESTER COUNTY

Joshua P. Lamborn, Berwyn, March 6, 1935.
Miss Sara G. Nesbitt, West Chester, March 6, 1935.

DELAWARE COUNTY

Chas. M. Davis, Wayne, March 6, 1935.

LACKAWANNA COUNTY

Miss Sadie E. Phillips, Scranton, March 6, 1935.

LUZERNE COUNTY

George I. Puhak, Hazleton, March 6, 1935.

MIFFLIN COUNTY

D. C. Hamaker, Lewistown, March 6, 1935.

WASHINGTON COUNTY

Miss Anna M. Gentile, Washington, March 6, 1935.

YORK COUNTY

Hugh B. Hostetter, Hanover, March 6, 1935.

ALLEGHENY COUNTY

John A. Brownlee, Dormont, March 7, 1935.
Edwin L. Campbell, Pittsburgh, March 7, 1935.

BEAVER COUNTY

Walter S. Cameron, Aliquippa, March 7, 1935.

CHESTER COUNTY

Miss M. Annie Drennen, West Grove, March 7, 1935.
William T. Marvel, West Chester, March 7, 1935.

CLEARFIELD COUNTY

Miss Genevieve E. McGoey, Clearfield, March 7, 1935.

MIFFLIN COUNTY

F. W. Cupp, Lewistown, March 7, 1935.

PHILADELPHIA COUNTY

John C. Campbell, Philadelphia, March 7, 1935.
Chas. S. Crawford, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss Mary B. Blaha, Pittsburgh, March 9, 1935.
William B. Dawson, Pittsburgh, March 9, 1935.
Mrs. Lottie Hines, Pittsburgh, March 9, 1935.
Arthur R. Kiefer, Pittsburgh, March 9, 1935.
George E. Murrie, Pittsburgh, March 9, 1935.
Mrs. Gene B. Schell, Coraopolis, March 9, 1935.

BEAVER COUNTY

Rob't. F. Garvin, Beaver, March 9, 1935.
George G. Starr, Beaver Falls, March 9, 1935.

BUCKS COUNTY

Jesse C. Everitt, Hulmeville, March 9, 1935.

CAMBRIA COUNTY

Miss Dulcie G. Gates, Johnstown, March 9, 1935.

CHESTER COUNTY

Norman C. Herman, Coatesville, March 9, 1935.

CENTRE COUNTY

Miss M. E. Dunsmore, Philipsburg, March 9, 1935.

CUMBERLAND COUNTY

George A. Plough, Newville, March 9, 1935.

DAUPHIN COUNTY

Mrs. Katheryn M. DeLone, Harrisburg, March 9, 1935.
Francis H. Hoy, Jr., Harrisburg, March 9, 1935.
Herbert H. Kamm, Harrisburg, March 9, 1935.
Edmund L. Staats, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Miss Catherine B. Daugherty, Bryn Mawr, March 9, 1935.
Mrs. Ida D. Powell, Upper Darby, March 9, 1935.
Miss L. Mae Taylor, Chester, March 9, 1935.
Geo. M. Wallace, Jr., Chester, March 9, 1935.

ERIE COUNTY

Carl J. E. Burghart, Erie, March 9, 1935.
C. J. Denmark, Erie, March 9, 1935.

LACKAWANNA COUNTY

Miss Helen C. Boland, Scranton, March 9, 1935.
John Bosak, Olyphant, March 9, 1935.
Miss Adeline M. O'Neill, Scranton, March 9, 1935.

LANCASTER COUNTY

N. B. McCulloch, Lancaster, March 9, 1935.

LAWRENCE COUNTY

Lawrence J. Kraus, Ellwood City, March 9, 1935.

LUZERNE COUNTY

Andrew Garber, Wilkes-Barre, March 9, 1935.
L. J. McCarthy, Hazleton, March 9, 1935.

MONTGOMERY COUNTY

Calvin S. Stein, Norristown, March 9, 1935.

PHILADELPHIA COUNTY

Harry J. Alker, Jr., Philadelphia, March 9, 1935.
Miss Ethel J. Deery, Philadelphia, March 9, 1935.
James P. Dougherty, Philadelphia, March 9, 1935.
Francis J. Doyle, Jr., Philadelphia, March 9, 1935.
Joseph A. Gallagher, Philadelphia, March 9, 1935.
Robert S. Garrison, Philadelphia, March 9, 1935.
Raymond W. Hazlitt, Philadelphia, March 9, 1935.
Meyer Hurevitz, Philadelphia, March 9, 1935.
Miss Mamie Medoff, Philadelphia, March 9, 1935.
George Ovington, Jr., Philadelphia, March 9, 1935.
Mrs. Catherine Reinhart, Philadelphia, March 9, 1935.
Charles E. Seese, Philadelphia, March 9, 1935.
Robert M. Taylor, Philadelphia, March 9, 1935.

PIKE COUNTY

James Hamilton, Matamoras, March 9, 1935.

SCHUYLKILL COUNTY

John R. Gipe, Schuylkill Haven, March 9, 1935.
Miss Sara C. Koch, Pottsville, March 9, 1935.

ALLEGHENY COUNTY

Wm. M. Duff, Pittsburgh, March 10, 1935.

CUMBERLAND COUNTY

Mrs. Caroline C. Cappiello, Carlisle, March 10, 1935.

WASHINGTON COUNTY

W. B. Vandegrift, Fredericktown, March 10, 1935.

ALLEGHENY COUNTY

William W. Holsinger, Coraopolis, March 14, 1935.

NORTHAMPTON COUNTY

Chas. B. Brunner, Easton, March 16, 1935.

PHILADELPHIA COUNTY

Mrs. C. C. Glenn, Philadelphia, March 16, 1935.
C. N. Scheetz, Philadelphia, March 16, 1935.

WASHINGTON COUNTY

Miss Alice B. Craven, W. Brownsville, March 16, 1935.

ALLEGHENY COUNTY

Miss Nellie B. McPoland, Pittsburgh, March 17, 1935.
Edward G. Nassar, Pittsburgh, March 17, 1935.

LEBANON COUNTY

M. B. Nye, Lebanon, March 17, 1935.

PHILADELPHIA COUNTY

B. F. Hawley, Jr., Philadelphia, March 17, 1935.

GREENE COUNTY

Miss Edna O'Hara, Waynesburg, March 21, 1935.

WASHINGTON COUNTY

Jack A. Richman, Washington, March 21, 1935.

DAUPHIN COUNTY

Miss Myrna R. Shover, Harrisburg, March 23, 1935.

PHILADELPHIA COUNTY

Albert F. Laurence, Philadelphia, March 23, 1935.

TIOGA COUNTY

William J. Ordway, Elkland, March 24, 1935.

ALLEGHENY COUNTY

D. A. McCombs, Pittsburgh, March 30, 1935.
G. M. Wilson, Pittsburgh, March 31, 1935.
Miss Eva Bernstein, Pittsburgh, April 1, 1935.
R. B. Drain, Rankin, April 1, 1935.
Miss S. E. Green, Pittsburgh, April 1, 1935.
W. Sheraden Hall, Pittsburgh, April 1, 1935.
G. A. Hopper, Pittsburgh, April 1, 1935.
C. J. Woshner, Pittsburgh, April 1, 1935.

LACKAWANNA COUNTY

J. Arlington Rees, Scranton, April 1, 1935.

PHILADELPHIA COUNTY

C. Harris Colehower, Philadelphia, April 1, 1935.
Antonios Papamarkou, Philadelphia, April 1, 1935.

ALLEGHENY COUNTY

Miss Anna B. Heldman, Pittsburgh, April 2, 1935.

ERIE COUNTY

Mrs. Eleanor L. Kelch, Girard, April 13, 1935.

LACKAWANNA COUNTY

Miss Maude Morgan, Scranton, April 17, 1935.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

YORK COUNTY

Miss M. Marie Wagner, York, March 5, 1935.

ALLEGHENY COUNTY

John A. Walsh, Pittsburgh, March 6, 1935.

LEBANON COUNTY

Mrs. S. H. Mussina, Mt. Gretna, March 6, 1935.

PHILADELPHIA COUNTY

John F. Schneider, Philadelphia, March 6, 1935.

YORK COUNTY

C. D. Garrett, Hanover, March 6, 1935.
P. M. Garrett, Hanover, March 6, 1935.

ALLEGHENY COUNTY

Howard S. Wilcox, Bridgeville, March 7, 1935.

DELAWARE COUNTY

George Hetherington, Eddystone, March 7, 1935.
C. Russell Peck, Chester, March 7, 1935.

McKEAN COUNTY

H. G. Berkhouse, Kane, March 7, 1935.

MIFFLIN COUNTY

Edward D. Fisher, Lewistown, March 7, 1935.

ALLEGHENY COUNTY

Miss Ida M. Barr, Pitsburgh, March 9, 1935.
Miss Mary E. Connors, Pittsburgh, March 9, 1935.
Arthur D. Gatz, Pittsburgh, March 9, 1935.

BUCKS COUNTY

Miss Elizabeth E. McBrien, Bristol, March 9, 1935.
James F. McLean, Somerton, March 9, 1935.

BUTLER COUNTY

Miss Mildred Davis, Butler, March 9, 1935.
Miss Elizabeth Evans, Butler, March 9, 1935.

DAUPHIN COUNTY

Mrs. Sylvia K. Dibeler, Harrisburg, March 9, 1935.

DELAWARE COUNTY

Miss Mabel E. Todd, Chester, March 9, 1935.

ERIE COUNTY

W. H. Loveland, Corry, March 9, 1935.

LEBANON COUNTY

Mrs. Amy E. Althouse, Avon March 9, 1935.

LUZERNE COUNTY

Miss Nellie F. McGee, West Hazleton, March 9, 1935.

MONTGOMERY COUNTY

Joseph L. Tiney, Conshohocken, March 9, 1935.

PHILADELPHIA COUNTY

Miss Eleanor R. Bird, Philadelphia, March 9, 1935.
James Carmint, Jr., Philadelphia, March 9, 1935.
Harry W. Dunkelberger, Philadelphia, March 9, 1935.

LUZERNE COUNTY

P. A. Sammon, Pittston, March 10, 1935.

ALLEGHENY COUNTY

Ira W. Boyle, Pittsburgh, March 16, 1935.
William Herb, Pittsburgh, March 16, 1935.

PHILADELPHIA COUNTY

Edward G. Kelley, Philadelphia, March 16, 1935.

ALLEGHENY COUNTY

Chas. G. Krapf, McKeesport, March 17, 1935.
George Haramic, Pittsburgh, March 18, 1935.

CAMBRIA COUNTY

Julius Pannek, Gallitzin, March 22, 1935.

ALLEGHENY COUNTY

Wm. J. Seib, Pittsburgh, March 24, 1935.
John F. Wiegman, Pittsburgh, March 30, 1935.
Mrs. Katherine Harney, Pittsburgh, April 1, 1935.
W. C. McKenzie, Pittsburgh, April 1, 1935.

BEAVER COUNTY

A. S. Watkins, Aliquippa, April 1, 1935.

COLUMBIA COUNTY

Arthur E. Arndt, Berwick, April 1, 1935.

DELAWARE COUNTY

Miss Matilda M. Culbert, Chester, April 1, 1935.

LACKAWANNA COUNTY

Frank L. Martin, Scranton, April 1, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 4, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss Ida May Blaine, 815 Berger Bldg., Pittsburgh.
Miss Helen Chemas, 508 Grant St., Pittsburgh.
Miss Naomi M. Forcey, 1902 Clark Bldg., Pittsburgh.
Wm. T. Maybury, Homestead.
James F. Richards, Wilmerding.
Victor S. Skok, Peoples Bank Bldg., Pittsburgh.
Mrs. Lavinia R. Taylor, 5223 Liberty Ave., Pittsburgh.
Mrs. Harriet Cole Thomas, Union Trust Bldg., Pitts-
Miss Gertrude R. Veiders, 412 Plaza Bldg., Pittsburgh.
Leslie A. Waite, 2100 Penn Ave., Pittsburgh.

BLAIR COUNTY

John R. Bassler, Hollidaysburg.

BUCKS COUNTY

Mrs. Elizabeth S. Jarvis, Bristol.

CAMBRIA COUNTY

Mrs. Mary M. Dluzansky, Johnstown.
O. E. Pursel, Johnstown.

CENTRE COUNTY

Miss Margaret A. Taylor, Bellefonte.

CHESTER COUNTY

Miss Margaret E. Redman, Coatesville.
Jonathan H. Woodward, Berwyn.

COLUMBIA COUNTY

Jeremiah Haley, Jr., Catawissa.

DAUPHIN COUNTY

Mrs. Mary B. Rhoads, Harrisburg.
Miss Lucille A. Stroup, Harrisburg.

DELAWARE COUNTY

Miss Rachel C. Rowles, Chester.

ERIE COUNTY

Mrs. Helen D. Graham, Erie.
Chester G. Hearn, Jr., Erie.
James M. Laughlin, Erie.

FRANKLIN COUNTY

Miss Dorothy L. Stepler, Chambersburg.

LANCASTER COUNTY

Harry G. Martin, Jr., Lancaster.

LAWRENCE COUNTY

Samuel Bassano, New Castle.
Miss Helen R. Weingartner, New Castle.

LEBANON COUNTY

Mrs. Elizabeth Lindenmuth, Myerstown.
Mrs. Edith V. Walter, Lebanon.

LYCOMING COUNTY

Miss Miriam M. Carter, Williamsport.
Miss Dorothy A. Brennan, Williamsport.

MONTGOMERY COUNTY

John F. Burke, Norristown.

PHILADELPHIA COUNTY

Vincent J. Boyce, 1711 Vine St., Philadelphia.
George H. Diehm, S. W. Cor. Broad & Chestnut Sts., Philadelphia.
Miss Rose M. Duffy, 4861 N. 5th St., Philadelphia.
J. B. Hartnett, 400 N. Broad St., Philadelphia.
Miss Mary T. Kelly, North American Bldg., Philadelphia.
O. B. Kraft, 707 S. 49th St., Philadelphia.
Jas. H. Livezly, S. E. Cor. 6th and Dickinson Sts., Philadelphia.
John J. Maitland, 316 W. Chelten Ave., Philadelphia.
Miss Katherine A. O'Neill, 912 Christian St., Philadelphia.
Morris Rosenbaum, 18 N. Delaware Ave., Philadelphia.
Miss Martha C. Scott, 3164 N. 6th St., Philadelphia.
Charles H. Ulery, Real Estate Trust Bldg., Philadelphia.
Charles H. Ward, 12 S. 12th St., Philadelphia.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. RICE.

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the foregoing nomination.

Which was agreed to.

Whereupon,

A motion was made by Mr. RICE.

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45.

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Mallery,	Reed,	(Westmoreland)
Coyne,	McClure,	(Washington)	Trainer,
Ealy,	McCreesh,	Rice,	Woodward,
Frey,	McGinnis,	Roberts,	Ziegenheim.
Gelder,			

NAYS—0.

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. RANKIN. Mr. President, I move that the Executive Session do now rise.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILL INTRODUCED

Mr. WOODWARD read in his place and presented to the Chair Senate Bill No. 476 entitled

An Act for the better government of cities of the first class of this Commonwealth, providing a plan of government to be effective in any such city at the option of the voters thereof, to be expressed as herein provided.

Which was committed to the Committee on Municipal Government.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 51, entitled:

BILLS ON THIRD READING AND FINAL PASSAGE

An Act to amend sections two hundred and twelve, two hundred and thirteen, two hundred and fourteen, seven hundred and one, and seven hundred and nine of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards commissions and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by exempting the Department of Internal Affairs from the provisions of said sections.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—33.

Aron,	Frey,	Mallery,	Salus,
Batchelor,	Gelder,	McClure,	Staudenmeier,
Bennett,	Graff,	Miller,	Thompson,
Boyd,	Harris,	Norton,	(Centre)
Buckman,	Homsher,	Owlett,	Thompson,
Chapman,	Howell,	Prince,	(Westmoreland)
Clark,	Huffman,	Rankin,	Trainer,
Coyne,	Hunsicker,	Reed,	Woodward,
Ealy,	Lanius,	(Dauphin)	Ziegenheim.

NAYS—11

Baumer,	McCreesh,	Reed,	Roberts,
Cavalcante,	McGinnis,	(Washington)	Rodgers,
Kahle,	Pytko,	Rice,	Rupp.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 99, entitled:

An Act requiring the Department of Revenue to prepare and distribute to counties, banks and trust companies, lists of corporations, joint stock associations, limited partnerships, banks and trust companies taxable for State purposes.

And said bill having been read at length the third time, and agreed to,

And the said amendments having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, in Pennsylvania we have no income tax; we have a very unscientific tax that takes its places, namely, the tax of four mills on personal property; and when real estate is so heavily burdened and is our main source of revenue, the tax on real estate is both the state tax and county tax.

This bill provides that the Department of Revenue shall assist the conscientious taxpayer in making out his return. At present it is very difficult to make out a return for this tax, because the banks, and even the Department of Revenue are not sure whether certain securities are exempt, or not. There is always a twilight zone, and, moreover, there are certain corporations, foreign corporations, which employ office furniture in Pennsylvania and pay a very small capital stock tax; and thereby exempt all the holders of their securities in Pennsylvania from this four mills tax.

This bill provides that the Department of Revenue shall at least once a year furnish the county commissioners and the banks and trust companies with lists of securities—of securities that are exempt from the four mills personal property tax, so that any taxpayer can go into his bank and see, in a short time, whether any securities he owns are exempt or not. It is a convenience to the conscientious taxpayer.

And the question recurring,

Will the Senate agree to the bill on final passage?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 102, entitled:

An Act authorizing the Department of Highways to pay damages heretofore occasioned as a result of the destruction of private property by fire; and making an appropriation therefore.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. BATCHELOR. Mr. President, I would just like to say for the information of the Senators that some time ago the Department of Highways leased a farm of a resident in my Senatorial district, and when, one day, their tractor froze up and they attempted to thaw it out by means of a gasoline torch, they set fire to the barn, which was destroyed; and that fire burned up not only the barn but all of the equipment of the Department of Highways as well.

Now, the amount of money in this bill has been agreed on by the Department of Highways and the man who owned the barn, and the bill was drawn up by an attorney from the Attorney General's office. This bill is approved by them, and I certainly feel that the man whose property was destroyed is entitled to just remuneration.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affimative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 148, entitled:

An Act authorizing counties, cities, boroughs, townships, poor districts, school districts or other municipalities or incorporated districts to rent, lease and hire suitable office and ware-housing space, and provide suitable accommodations therein, within said district or municipalities, for distributing funds and merchandise, or both, by emergency relief boards.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 149 as follows:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that if in any trial civil or criminal in any of the courts of common pleas quarter sessions of the peace or oyer and terminer and general jail delivery of any county the district attorney or counsel for the plaintiff or for the defendant or both shall request the selection of two additional jurors as alternates the court shall have power to allow the drawing of two additional jurors who shall sit with the jury of twelve Such alternate jurors shall not retire with the jury of twelve after the case is submitted to it unless one or two of the jurors in the opinion of the trial judge shall have become incapacitated in which case the thirteenth juror shall take the place of the first juror becoming incapacitated and the fourteenth juror shall take the place of the second juror becoming incapacitated Such juror or jurors so taking the place of any incapacitated juror or jurors shall thereafter be deemed to be members of the jury of twelve and shall full power to take part in the deliberations of the jury and the finding of the verdict Any verdict found by any such jury having thereon alternates shall have the same force effect and validity as if found by the original jury of twelve

Where the court allows two alternate jurors in accordance with this act each side shall have one additional peremptory challenge in the selection of said two alternate jurors

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed, (Centre)	
Chapman,	Lanius,	Reed, (Dauphin)	Thompson, (Westmoreland)
Clark,	Law,	Reed, (Washington)	Trainer,
Coyne,	Mallery,	Rice,	Woodward,
Ealy,	McClure,	Roberts,	Ziesenheim,
Frey,	McCreesh,		
Gelder,	McGinnis,		

NAYS—0.

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 168, entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building, and defining the duties of the said commission.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. REED (Dauphin). Mr. President, and members of the Senate, I would like to say just a few words of explanation with regard to this bill. This creates a commission consisting of the President pro tempore of the Senate, one Senator appointed by the President pro tempore, the Speaker of the House of Representatives, and one member of the House, appointed by the Speaker, and the Secretary of the Department of Property and Supplies, as a commission to have charge of the allotment of space in our Capitol group, consisting of this Capitol building and the adjoining building, the Museum building. I will say that this bill is modeled on an Act of Congress which has exactly a similar provision.

For many years it has been apparent that the executive departments of the State government have been encreaching upon the space that is properly needed for legislative purposes. At the conclusion of the legislative session of 1929, and again at the conclusion of legislative session of 1931, I happened to be a member of the committee appointed by the Speaker of the House of Representatives in order to secure sufficient space for committee rooms so that the House could function properly.

After each session of the Legislature we find that various departments of the State Government have occupied space which was formerly used by the legislative department of the government. This same situation existed in Washington, and it was under a legislative commission that the Congress of the United States took over the Capitol building, in order that it could allow the branches of Congress to properly function.

Now, as you Senators will notice, that this bill as it is drawn, whenever, as at present time, the House of Representatives and the Senate are controlled by different parties, then the administration becomes the controlling factor, by reason of the fact that the Secretary of the Department of Property and Supplies is the fifth member. Whenever the Senate and House are of the same party, then, of course, that dominant party controls the commission.

We have found for many years that we have not had the proper space——particularly has it been found in the House of Representatives that they have not had the proper space for the proper functioning of the Legislature, and I believe in the principle that this building should be under the control of a legislative commission. That commission can, during the interim, allot space or rooms to the executive department as it seems fit, but the legislative commission, in my opinion, should be in control of this building, and it will be noted that, by this bill, we have carefully reserved the rights of the third branch, the judicial department of the government, the judiciary, to the space that it now has.

Mr. President, this is the explanation of the bill, and I hope it will have the favorable consideration of the Senate.

And the question recurring.

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. NORTON. Mr. President, I ask unanimous consent that Senate Bill No. 220, entitled:

An Act to amend sections one and two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended, regulating the appointment of registrars and designating the political parties from which such registrars shall be selected.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 247, entitled:

An Act making an appropriation to the Citizens General Hospital, New Kensington, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson
Clark,	Law,	Reed	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 265, entitled:

An Act making an appropriation to the Homeopathic Medical and Surgical Hospital, of Reading, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson
Clark,	Law,	Reed	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 281, entitled:

An Act to amend section two hundred two, as amended, and to repeal sections four hundred seven and one thousand two hundred eight, of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be constituted in the Department of Internal Affairs.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—34

Aron,	Gelder,	Mallery,	Shapiro,
Batchelor,	Graff,	McClure,	Staudenmeier,
Baumer,	Harris,	Norton,	Thompson
Bennett,	Homsher,	Owlett,	(Centre)
Boyd,	Howell,	Prince,	Thompson
Buckman,	Huffman,	Reed	(Westmoreland)
Chapman,	Hunsicker,	(Dauphin)	Trainer,
Clark,	Lanius,	Rice,	Woodward,
Coyne,	Law,	Salus,	Ziesenheim,
Ealy,			

NAYS—12

Cavalcante,	McGinnis,	Rankin,	Roberts,
Frey,	Miller,	Reed,	Rodgers,
Kahle,	Pytko,	(Washington)	Rupp,
McCreesh,			

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate p: 'ed to the third reading and consideration of Senate . No. 356, entitled:

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 363, entitled:

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46.

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Centre)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Westmoreland)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the third reading and consideration of Senate Bill No. 136, as follows:

An Act making an appropriation to the Christian Home of Johnstown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5000) or so much thereof as may be necessary is hereby specifically appropriated to the Christian Home of Johnstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 137, as follows:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital at Johnstown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred thousand dollars ($200,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Conemaugh Valley Memorial Hospital at Johnstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 138, as follows:

An Act making an appropriation to the Lee Homeopathic Hospital Johnstown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Lee Homeopathic Hospital Johnstown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided However That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 155, as follows:

An Act making an appropriation to the Moore Institute of Art Science and Industry Philadelphia School of Design for Women at Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighty thousand dollars ($80,000) or so much thereof as may be necessary is hereby specifically appropriated to the Moore Institute of Art Science and Industry Philadelphia School of Design for Women at Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for general maintenance Provided That in such school there shall be maintained a free scholarship for one pupil of each county in the State to be filled by appointment of the Governor of the Commonwealth except that for counties having more than one Senator as many scholarships shall be provided as there are senatorial districts in such counties and in the case of the failure of any county to be properly represented by an appointee or appointees at the opening of any school year October first then the Governor shall have the power to fill such vacancy or vacancies by the appointment of applicants from other counties of the State In each quarterly statement by the board of directors of the said institution to the Auditor General shall be included a statement of the names and residences of all pupils filling free scholarships as provided by this act

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 181, as follows:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary is hereby specifically appropriated to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance of a school of medicine

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 182, as follows:

An Act making an appropriation to the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and fifty thousand dollars ($250,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 183, as follows:

An Act making an appropriation to the Shortridge Clinic the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty six thousand dollars ($36,000) or so much thereof as may be necessary is hereby specifically appropriated to The Shortridge Clinic Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia Pennsylvania for the two fiscal yaers beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 191, as follows:

An Act making an appropriation to the Uniontown Hospital Uniontown Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety thousand dollars ($90,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Uniontown Hospital Uniontown Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 205, as follows:

An Act making an appropriation to the National Stomach Hospital of the City of Philadelphia

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of Ten thousand dollars ($10,000,000) or so much thereof as may be necessary is hereby specifically appropriated to the National Stomach Hospital at Philadelphia Philadelphia County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3.00) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3.00) per diem rate as the part of the regular charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of said hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 257, as follows:

An Act making an appropriation to the Carlisle Hospital Carlisle Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-nine thousand dollars ($39,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Carlisle Hospital Carlisle Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 287, as follows:

An Act making an appropriation to the Brownsville General Hospital Brownsville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty-five thousand dollars ($45,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Brownsville General Hospital Brownsville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 305, as follows:

An Act making an appropriation to the Home for the Aged Located at one thousand eight hundred nine Mount Vernon Street Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eight thousand dollars ($8,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Aged located at one thousand eight hundred nine Mount Vernon Street Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 349, as follows:

An Act making an appropriation to the Home for Training in Speech of Deaf Children Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) is hereby specifically appropriated to the Home for Training in Speech of Deaf Children Philadelphia Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the payment of salaries wages or other compensation of superintendents and employes for the expenses of maintaining and operating automobiles and other equipment for the payment to the Department of Property and Supplies of mileage charges for the use of automobiles for the purchase of supplies food and fuel for repairs alterations and improvements to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and livestock for the expenses of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of said Home

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 350, as follows:

An Act authorizing county commissioners to permit certain historical societies to excavate for bodies of revolutionary soldiers providing for the payment of such excavations and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of any county upon application from a historical or patriotic organization or society incorporated under the laws of this Commonwealth which application shall allege reasonable belief from authorative historical records and from investigation that there exists in the county a place the cite of a revolutionary battle or camp where revolutionary soldiers lie buried in unmarked graves may issue to the applicant a permit for the exporation and excavation of such cite

Section 2 The costs of such exploration and excavation not in excess of two hundred dollars ($200) in any one case shall be paid by the Commonwealth upon bill rendered and approved by the county commissioners of the county and by the Adjutant General

Section 3 For the purpose of carrying out the provisions of this act the sum of one thousand dollars ($1000) is hereby appropriated to the Department of Military Affairs for the fiscal biennium beginning June first one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 351, as follows:

An Act to authorize the acquisition by purchase or condemnation of lands for a park commemorative of The Battle Field of the Brandywine and to authorize the Pennsylvania Historical Commission to acquire said lands and making an appropriation for the purpose of this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of perpetuating and preserving the site on which the Battle of the Brandywine was fought the title to and ownership in the ground covering said site and the adjoining grounds not exceeding three hundred acres the location and boundaries thereof to be fixed by the commissioners hereinafter provided for shall be vested in the State of Pennsylvania to be laid out preserved and maintained forever as a public place or park by the name of Brandywine Battlefield Park so that the same may be maintained as nearly as possible in its original condition as a military camp and may be preserved for the enjoyment of the people of the State

Section 2 The Pennsylvania Historical Commission is hereby constituted a commission to carry out the purposes of this act

Section 3 The owners of the ground appropriated by the first section of this act for public purposes shall be paid for the same by the State of Pennsylvania according to the value which shall be ascertained by a jury of three disinterested freeholders to be appointed by the court of quarter sessions of the county in which said grounds lie upon the petition of the said Commission and if the said Commission shall delay petitioning as aforesaid for the period of sixty days after notice is given of their taking possession of said ground then said jury shall be appointed upon the petition of any person whose property shall be so taken Provided however That in any case the said Commission may negotiate and agree with the owners of any part of said grounds as to the price thereof and said price shall be reported to the court of quarter sessions and if approved and confirmed by said court shall be binding on the State and shall be paid for upon proper conveyances being made And provided further That whenever it shall be necessary to have recourse to a jury to assess the damages for any property to be taken as aforesaid the said jury shall proceed and their award shall be reviewed and enforced in the same manner as now provided by law in the taking of land for the opening of roads in said county And the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated for the purchase or condemnation money of said lands and for the necessary expenses incident thereto

Section 4 The said Commission after they shall have secured possession of the said grounds shall adopt plans for the improvement preservation and maintenance thereof and shall have power to carry the same into execution and all moneys expended shall be under their supervision but no contract shall be made for said improvement unless an appropriation therefor shall have been first made by the Legislature

Section 5 After the said premises shall as aforesaid passed into the possession of the Commonwealth they may at any time or times hereafter be used as a camping ground for the National Guard of Pennsylvania Whenever the Governor acting as Commander-in-Chief shall direct said Commission to open the grounds and park for the accommodation of the said Guard or any portion thereof it shall be the duty of the Commission to make all necessary arrangements for such camps to provide for sufficient water supply and drainage and during such camps to relinquish to the commanding officer for the time being all police control over and through the said park and grounds

Section 6 Payment of money authorized herein shall be made on warrant of the Auditor General upon order of the chairman of the Commission under such regulations as may be prescribed by the Auditor General

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 388, as follows:

An Act making an appropriation to the Home for the Friendless of the City of Williamsport Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Friendless of the City of Williamsport Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 389, as follows:

An Act making an appropriation to the Florence Crittenton Mission of the City of Williamsport Lycoming County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one thousand five hundred dollars ($1,500) or so much thereof as may be necessary is hereby specifically appropriated to the Florence Crittenton Mission of the City of Williamsport Lycoming County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 390, as follows:

An Act making an appropriation to the Aged Colored Women's Home at Williamsport Lycoming County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Aged Colored Women's Home at Williamsport Lycoming County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 391, as follows:

An Act making an appropriation to the Williamsport Hospital of City of Williamsport Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Williamsport Hospital of the City of Williamsport Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 413, as follows:

An Act making an appropriation to the Mary M Packer Hospital Sunbury Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Mary M Packer Hospital Sunbury Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hsopital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 414, as follows:

An Act making an appropriation to the Shamokin State Hospital Shamokin Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and twenty-five thousand dollars ($225,000) or so much

thereof as may be necessary be and the same is hereby specifically appropriated to the Shamokin State Hospital Shamokin Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the State Treasurer is hereby authorized and directed from time to time between the effective date of this act and May thirty-first one thousand nine hundred thirty-five to transfer from the Motor License Fund to the General Fund such sums not exceeding in the aggregate the sum of three million two hundred thousand dollars ($3,200,000) as the Governor shall direct Transfers shall be made hereunder upon warrants of the Auditor General upon requisitions of the Governor

The purpose of the transfers authorized by this section is to provide funds for the payment of appropriations for pensions for the blind and for old age assistance and for the administrative cost of distributing such pensions and assistance made by this session of the General Assembly To the extent to which these transfers make it necessary the use of the transferred fund for its ordinary purposes shall be postponed but not otherwise modified

Section 2 The amounts transferred under this act from the Motor License Fund to the General Fund shall be repaid to the Motor License Fund out of the General Fund not later than December thirty-first one thousand nine hundred thirty-five

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a thrd reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of of Senate Bill No. 449, as follows:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the Geenral Fund of the transferred money

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the State Treasurer is hereby authorized and directed from time to time between the effective date of this act and May thirty-first one thousand nine hundred and thirty-five to transfer from the Fire Insurance Tax Fund to the General Fund such sums not exceeding in the aggregate the sum of one million dollars ($1,000,000) as the Governor shall direct Transfers shall be made hereunder upon warrants of the Auditor General upon requisitions of the Governor

The purpose of the transfers authorized by this section is to provide funds for the payment of appropriations heretofore made for the maintenance of State-aided hospitals during the current biennium To the extent to which these transfers make it necessary the use of the transferred fund for its ordinary purposes shall be postponed but not otherwise modified

Section 2 The amounts transferred under this act from the Fire Insurance Tax Fund to the General Fund shall be repaid to the Fire Insurance Tax Fund out of the General Fund not later than December thirty-first one thousand nine hundred thirty-five

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 450, as follows:

An Act making an appropriation to the Department of Welfare for Old Age Assistance

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two million seven hundred seventy-six thousand dollars ($2,776,000) or so much thereof as may be necessary is hereby specifically appropriated out of the Geenral Fund to the Department of Welfare for expenditure during the current biennium for Old Age Assistance in the manner provided by law

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 451, as follows:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four hundred twelve thousand dollars ($412,000) or so much thereof as may be necessary is hereby appropriated out of the General Fund to the Department of Welfare for use during the current biennium for the payment of Pensions for the Blind in the manner provided by law

Section 2 This act shall become effective immediately upon its final enactment.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 452, as follows:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twelve thousand dollars ($12,000) or so much thereof as may be necessary is hereby specifically appropriated out of the General Fund to the Department of Welfare for the current biennium for the payment of the cost of administering the laws of the Commonwealth providing for Pensions for the Blind and Old Age Assistance

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS INTRODUCED

Mr. ZIESENHEIM. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ZIESENHEIM read in his place and presented to the Chair, Senate Bill No. 477, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 478, entitled:

An Act to amend section two of the act approved the second day of May, one thousand eight hundred and ninety-nine (P. L. 163), entitled "An act legalizing, and making it lawful to build fences constructed in whole or in part of wire along the public highways, and as division fences," defining the requirements for lawful fences.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 479, entitled:

An Act to amend sections one and two of the act approved the fourteenth day of April, one thousand nine hundred and five (P. L. 162), entitled "An act regulating the method and procedure in the erection of line or partition fences," as amended; permitting the dispensing with of line fences by agreement, and appeals from findings of viewers.

Which was committed to the Committee on Highways.

REPORTS FROM COMMITTEES

Mr. RICE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RICE, from the Committee on Judiciary General reported as amended, Senate Bill No. 223, entitled:

An Act to establish jurisdiction in cases of kidnapping and murder perpetrated in kidnapping.

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations reported as committed, amended, Senate Bill No. 303, entitled:

An Act making an appropriation to the Saint Luke's Hospital, Bethlehem, Lehigh County, Pennsylvania.

Also from the Committee on Appropriations reported as commited, Senate Bill No. 304, entitled:

An Act making an appropriation to the Allentown Hospital, of Allentown, Lehigh County, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 377, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

Mr. MALLERY. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MALLERY, from the Committee on Judiciary General reported as committed, Senate Bill No. 53, entitled:

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and giving the courts power to enforce its provisions," as amended, further regulating pleadings where a party to an action requires proof of the opposite party of facts which are under the exclusive control of the opposite party or the truth of which cannot be ascertained after reasonable investigation.

Mr. McGINNIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McGINNIS, from the Committee on Juidciary General reported as amended, Senate Bill No. 399, entitled:

An Act to amend sections two and fifteen of the Act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-seven (P. L. 381), entitled "An Act Concerning Arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto;" by prescribing the time for making application to stay proceeding pending arbitration, by authorizing appeals from orders granting or refusing such stays, or from orders directing or refusing to direct the parties to proceed to arbitration, and regulating such appeals.

BILL INTRODUCED

Mr. PYTKO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 480, entitled:

An Act to amend the title of, and sections one and seventeen of the act approved the thirty-first day of May, one thousand nine hundred and thirty-three (P. L. 1108), entitled "An act providing for the appointment, promotion, reduction, removal and reinstatement of paid officers, firemen and employes of fire departments and of fire alarm operators and fire box inspectors in the bureaus of electricity in cities of the second and third class; defining the powers and duties of civil service commissions for such purposes; and fixing penalties," extending the provisions of said act to cities of the first class.

Which was committed to the Committee on Municipal Government.

CONSIDERATION OF HOUSE RESOLUTION NO. 52.

Mr. CAVALCANTE. Mr. President, I move that the Senate do now proceed to the consideration of House Resolution No. 52, reported from Committee yesterday.

Mr. THOMPSON (Centre). Mr. President, I second the motion.

The motion was agreed to.

The resolution was read as follows:

In the House of Representatives, February 12, 1935.

Whereas, The immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the Nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and States are now required to carry for relief; and

Whereas, The payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the government; now, therefore be it

Resolved (if the Senate concur), That since the government of the United States is now definitely committed to the policy of spending additional sums of money for the purpose of hastening recovery from the present economic crisis, the General Assembly of the Commonwealth recommends and urges the immediate cash payment at face value of the adjusted service certificates, with cancellation of interest accrued and refund of interest paid, as a most effective means to that end; and, be it further

Resolved, That a copy of this resolution, properly attested by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives, be forwarded by the Chief Clerk of the House of Representatives to the Senate and the House of Representatives of the Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania therein.

On the question,

Will the Senate agree to the resolution?

Mr. WOODWARD. Mr. President, I move that this resolution be laid on the table, for two reasons: In the first place, there is not a full attendance in the Senate Chamber; and, in the second place, I would like the Senator from Fayette, Mr. Cavalcante, to take the time to be converted the other way around by reading an article in the current issue of the Atlantic Monthly magazine, by Mr. Henry S. Pritchett. If he does not have the magazine, I will give it to him.

Mr. Pritchett is a recognized publicist, and he wrote a very interesting article, which I commend to everybody. He takes up especially the question of the soldiers' bonus.

Mr. President, for these two reasons, therefore, I hope the Senate will be willing to postpone action on such an important resolution.

The PRESIDENT. The motion of the Senator from Philadelphia, Mr. Woodward, is not in order; the resolution has just been taken from the table.

Mr. WOODWARD. Mr. President, I move you, then, that the resolution be recommitted to the Committee on Military Affairs.

Mr. BUCKMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

It was not agreed to.

And the question recurring,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk inform the House of Representatives accordingly.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, March 4, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene Monday evening, March 11, at nine o'clock; and when the House of Representatives adjourns this week it reconvene Monday evening, March 11, at nine o'clock.

CONGRESS MEMORIALIZED TO HAVE FEDERAL GOVERNMENT TAKE OVER ASSETS OF CLOSED BANKS AND PAY DEPOSITORS IN FULL

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Banking:

In the House of Representatives, January 14, 1935.

Whereas, Thousands of Pennsylvania citizens are directly and acutely interested in the passage of a "bank payoff bill," and

Whereas, Such a measure will shortly be pending in the Congress of the United States, and

Whereas, This "bank payoff bill" will provide that the Federal Government take over the assets of all closed banks in the country immediately, pay in full the depositors and liquidate the assets in the closed banks in an orderly way during a period of twenty years, and

Whereas, Such a method of orderly liquidation will greatly enhance the value of frozen assets and will stop deflation of values in real estate and many other bank holdings, and

Whereas, The Federal Government by thawing out the impounded life savings of ten million Americans will promote business confidence, and activity will diminish relief payrolls and will be dealing justly with the depositors in closed banks, therefore be it

Resolved (if the Senate concur), that the General Assembly memorialize the Congress of the United States to enact legislation authorizing the Federal Government to take over the assets of all closed banks and immediately pay depositors in full and especially requests Pennsylvania's Representatives in the Congress of the United States to use every effort consistent with honorable practices to secure the enactment of such legislation.

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the presiding officer of the Senate and Speaker of the House of Representatives of the United States.

CONGRESS MEMORIALIZED TO PREVENT LYNCHING

He also presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Federal Relations:

In the House of Representatives, February 13, 1935.

Whereas, During each year many lynchings occur, statistics revealing that twenty-five happened during the last year and more than five thousand during the last fifty years; and

Whereas, State governments cannot put an end to this evil which reflects upon the good name of the states in which occurring and upon the United States; and

Whereas, A bill is pending in Congress known as the Costigan Wagner Bill to enable the Federal Government to control this evil; therefore be it

Resolved (if the Senate concur), That the General Assembly hereby memorializes the Congress of the United States to pass legislation consistent with the Constitution of the United States which will enable the Federal Government to assist in the prevention of this crime and punish offenders against the Federal law;

Resolved, That a copy of this resolution be transmitted to the Senate and House of Representatives of the United States by the Chief Clerk of this House.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a negative recommendation the following nomination by His Excellency, the Governor of the Commonwealth:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, January 21, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

MEMBER WORKMEN'S COMPENSATION BOARD

Richard J. Beamish, of Harrisburg, Dauphin County, as a member of the Workmen's Compensation Board, vice Arthur C. Dale, whose term expired, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. RICE

That Rule 33, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the foregoing nomination.

Which was agreed to.

Whereupon,

A motion was made by Mr. RICE

That the Senate do advise and consent to the nominations reported notwithstanding the negative recommendation of the Committee on Executive Nominations.

On the question,

Will the Senate agree to the motion?

QUESTION OF LEGISLATIVE INQUIRY

Mr. BUCKMAN. Mr. President, I rise to a question of legislative inquiry.

The PRESIDENT. The Senator from Bucks, Mr. Buckman, will state his question of legislative inquiry.

Mr. BUCKMAN. Mr. President, I presume that the roll will be called on the question before the Senate, and that that question will be, "Shall the nomination be confirmed notwithstanding the negative recommendation of the Committee on Executive Nominations?"

The PRESIDENT. The Chair informs the Senator from Bucks, Mr. Buckman, he has correctly stated the question.

Mr. WOODWARD. Mr. President, I would like to have the privilege of speaking confidentially to our Democratic Senators. I have nothing against Mr. Beamish personally; I have known him for many, many years; but I do maintain that his education and experience do not fit him for this position. We all know what a controversial subject workmen's compensation is,—I have a list of the bills in my hand; there are seven or eight workmen's compensation bills before the General Assembly,—but the point I am trying to make is that it is not so important whether the bill is a good bill as it is whether he who administers the bill is a good man for the job.

I took it upon myself to furnish the Governor with criticism, adverse criticism, on the Pinchot Board, which became so political that they overslept themselves every morning; they did not attend to business. The Governor wrote me a very courteous note acknowledging my communication, whereupon I took it upon myself to write again to the Governor, for the good of the service, recommending that he appoint a very able young lawyer in Philadelphia by the name of Swope, a member of the law firm of which Mr. Henry S. Drinker, Jr., is a partner—I do not know the names of the rest of the firm. Mr. Swope is a Democrat, and by training and education would fill this place so much better than Mr. Beamish that I hope all the Senators will consider that if the name of Mr. Beamish is dropped, the Governor will be free to appoint a man for the qualities of the man alone, and not with any suspicion of paying a political debt.

And the question recurring,

Will the Senate agree to the motion?

Mr. HARRIS. Mr. President, there seems to be some confusion among the members of the Senate as to how they shall vote on this—as to the proper way of voting. I rise to a question of legislative inquiry, as to those voting for this motion,—will they be voting for the confirmation?

The PRESIDENT. The Chair informs the Senator from Allegheny, Mr. Harris, that those who vote "aye" will be voting for the confirmation of Mr. Beamish notwithstanding the negative recommendation of the Committee.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—25

Baumer,	Lanius,	Rankin,	Salus,
Cavalcante,	Law,	Reed,	Staudenmeier,
Frey,	Mallery,	(Washington)	Thompson,
Gelder,	McClure,	Rice,	(Centre)
Harris,	McCreesh,	Roberts,	Thompson,
Huffman,	McGinnis,	Rodgers,	(Westmoreland)
Kahle,	Miller,	Rupp,	Trainer,

NAYS—21

Aron,	Coyne,	Norton,	Reed,
Batchelor,	Ealy,	Owlett,	(Dauphin)
Bennett,	Graff,	Pierson,	Shapiro,
Buckman,	Homsner,	Prince,	Woodward,
Chapman,	Howell,	Pytko,	Ziesenheim,
Clark,	Hunsicker,		

Less than two-thirds majority of all the Senators having voted "aye" the question was determined in the negative.

Ordered, That the Governor be informed accordingly.

Mr. ROBERTS. Mr. President, I move that the Executive Session do now rise.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

CONSIDERATION OF RESOLUTION AMENDING RULE NO. 42 OF THE SENATE

Mr. HOMSHER. Mr. President, I move that the Senate do now proceed to the consideration of Resolution amending Rule No. 42 of the Senate, which was reported from committee with a favorable recommendation at last evening's session.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

The resolution was read as follows:

Resolved, that Rule No. 42 of the Rules of the Senate of Pennsylvania, which reads as follows: "Rule 42—No Committee shall be discharged from the consideration of a bill within five days of its reference without unanimous consent of the Senate," be and the same is hereby repealed and the following adopted in its place: "Rule 42—No committee shall be discharged from consideration of any measure within 10 calendar days of its reference without unanimous consent of the Senate or after such 10 day period except by majority vote of all members elected to the Senate."

Mr. HOMSHER. Mr. President, I move that the resolution be adopted.

Mr. BUCKMAN. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

QUESTION OF PARLIAMENTARY INQUIRY

Mr. THOMPSON (Centre). Mr. President, I rise to a question of parliamentary inquiry.

The PRESIDENT. The Senator from Centre, Mr. Thompson, will state his question of parliamentary inquiry.

Mr. THOMPSON. Mr. President, I do not remember when this resolution was reported from committee. I should like to be informed on that matter.

The PRESIDENT. The resolution was reported from committee at last evening's session.

And the question recurring,

Will the Senate agree to the motion?

Mr. THOMPSON. Mr. President, I would like to lend my voice against the adoption of this motion and the enactment of this amendment to Senate Rule No. 42. Rules of a parliamentary body, at any time, have always been considered as measures to provide a decent order of business for the parliamentary body concerned, and to expedite as far as possible the enactment of measures which are proposed before that body. I do not think that it was ever intended that the enactment of parliamentary rules should be done so only for the purpose of stagnating, or, as it is popularly called, "pickling" bills, resolutions or other measures. I have gone over the list of the Senate committees for the session of 1933, and I have found there, back in those "good old days", when the Houses of this Legislature and the administration were at least in nominal conformity, that all of the Senators except the President Pro Tempore of the Senate and the Senators who were serving their first session, and my good friend, the Senator from Philadelphia, Mr. Woodward, as chairman of committees; and it became a very facile matter when a member of this Senate introduced a bill and it was referred to a committee, if that bill did not come out of committee he usually was chairman of a committee and he could go to his fellow members and say, "If you do not help me, and report out my bill, I will, perhaps, exercise the same privilege with regard to yours." And he had some basis to make some sort of a fair horse trade; or, if he could not do that and the bill was of any importance, he could go to his State Chairman and say, "Exercise your influence on the chairman of the committee to which my bill has been referred, in getting that bill on to the floor of the Senate."

Now, we are not in any such position here on the Democratic side of the House. We represent, perhaps, two-fifths of this body, or approximately that; we have no chairmanship of any committee; we are not of the same political persuasion with the chairmen of committees, who are on the Republican side of the House, and cannot take any of the ordinary or customary measures to have our bills gotten out of committee—the ones that we deem necessary to bring upon the floor of the Senate.

There has been a good deal of speculation in this body, under cover, as to just what would be the procedure of this new Senate, which is, perhaps, so vastly different in many respects from Senates in the last decade, with respect to discharging a committee. Now, I want to say this: that we of the Democratic side of the House respect the sound traditions of the State Senate as much as do the members on the Republican side. As a matter of fact, I think it was yesterday that it became necessary for me to call the attention of the Senator from Bucks County, Mr. Buckman, the Republican floor leader, to the fact that he was destroying one of the ancient landmarks by some of the remarks he made in one of his more radical moments.

I think we all want to conduct the business of this body in a sensible and orderly fashion, and with reasonable dispatch; and, speaking for myself, I want to assure the members of the State Senate that I am not inclined to move for the discharge of committees as long as the committees and their chairmen are fair with me and my fellow members, and I think that that is probably the attitude of the vast majority of the members of our Democratic group.

There is certain legislation, certain debt legislation, if you want to call it that, which is before this body, or

which will come before this body, that we want to see acted upon; but we do not want to hurry the committees in the disposition of that work as long as they are fair; and we do not want to destroy any of the reasonable traditions of this body; but we do want to see the business of this body, with regard to legislation, conducted with dispatch and with fairness to both sides of the house.

Before I would think of asking for the discharge of any committee I would go right to the chairman of that committee and explain to him why I wanted a certain measure on the floor of the Senate; and if he felt that that measure should not be reported out on to the floor of the Senate I would respect his judgment. In that connection I will state that I, myself had a bill before a committee some time ago, and when I was called into the committee meeting I was convinced there that that bill was not a good bill and should not come before this Senate for action, and I respect the judgment of the committee and will abide by its judgment with regard to that bill. And I think we all would do that if we receive the proper kind of treatment, which I believe it is intended that we should receive; and I believe that a resolution of this kind is unnecessary.

Now, my complaint abcut the resolution is not so much as to the fact that it calls for a prolonging of the period during which a measure may be considered by the committee, from five days to ten days,—perhaps ten days is necessary, perhaps that is advisable; that is not, principally, my complaint, but my complaint against this resolution is that in the latter part it calls for a majority of the members elected to the State Senate to discharge a committee—it calls for a constitutional majority to discharge a committee, the same as a constitutional majority is necessary to pass a bill. In other words, when there are a number of members absent, although a quorum may be present, we could not bring a resolution up for satisfactory consideration on the floor of this body if the same should become vitally necessary; and I do not think that a provision of that kind, Mr. President, should be included in the rules of the State Senate. It is not business like for us to so restrict the consideration of an action upon legislation, and I request the members of this State Senate to vote against the enactment of this resolution, because I believe it is putting into the rules of the State Senate something that should not be there with reference to the action of this body on legislation of all kinds.

Mr. BUCKMAN. Mr. President, I have listened with a great deal of care to the remarks of the Senator from Centre, Mr. Thompson, and I am afraid that he does not fully understand the new rule as promulgated here. This rule is really only clarification of the former rule. It changes in two vital respects. In the first place the old rule provides that a bill must have been in committee for at least five days. That clause has been variously interpreted, and I understand that it has been the interpretation on the floor of this Senate that those five days mean, five days in that rule really mean five legislative days, and if that is the proper interpretation this is only a clarification, and making the new rule read ten calendar days instead of five days in the former rule. I do not think anyone on the floor of this Senate can have any objection to having this rule amended so as to clarify just what is meant by those five days. It is really a broadening of the rule. If it were to be interpreted five calendar days, no one would claim that that were sufficient for a bill. It would not be in committee a whole week.

It is well known that we are only in session ordinarily on Monday, Tuesday and Wednesday, that we are not in Harrisburg ordinarily over the latter part of the week, so I do not see how onyone could take exception to that amendment.

Now, as to the other amendment regarding the vote of twenty-six members on this floor before a committee could be discharged from the consideration of a bill, that has likewise been interpreted, as I understand it, on the floor of this Senate to be necessary before a committee could be discharged and if that is not the correct interpretation, what is the harm in having the rules provide for a vote of twenty-six members to discharge a committee? What would be the use of discharging a committee, if we had a week Senate of forty-five members and twenty-three members would vote to discharge a committee? What would be the use of discharging that committee if the bill could not pass by twenty-six votes? In other words this rule is a proper rule and goes to provide that you cannot discharge a committee unless you have enough votes to pass it.

I submit to the members of this Senate that are present that there is nothing in this rule that anyone need be afraid of. I understand that they have these very same rules in the Congress of the United States. I am not sure about that but I have been inofrmed that that is the case, and I can see no reason why anyone, be he Republican or Democrat, should hesitate to vote for this amendment to this rule.

Mr. SALUS. Mr. President, I have listened with quite careful attention to the Senator from Centre, Mr. Thompson. I believe that the Senator means every word he says; I believe he inclines to be fair, and to play the game honestly and fairly; and I believe that every Republican member of this Senate is also anxious to play the game—if we can call it a game up here—on the up and up. And I think the Democratic members of this Senate have found out that in every committee meeting the question involved is not whether a bill is presented by a Democrat or a Republican, the question is: Is it a good bill? If it is a proper bill to come on the floor of this Senate, it comes on the floor of this Senate.

There is, however, a reason, and a very important reason, why our Philadelphia delegation decides to support this rule, this amended rule, and it involves the question of fairness—not in this body here but over in the House; and let me tell you what they did over there, and what they are doing every day. They are not playing the game over there the way we are playing it here. It so happened that in the building of the Delaware River Bridge the city of Philadelphia paid $12,000.00 of its own money towards the plans and specifications of that bridge. When the final adjustment of that account came the commission, by mistake, sent to the State of Pennsylvania $12,000.00 that belonged to the city of Philadelphia. A bill was introduced for the appropriation by the State to the city of Philadelphia of $12,000.00 to reimburse Philadelphia for that payment which was made in error. That bill was reported out of the Committee on Appropriations to the floor of the House in the absence of a large part of the delegation from Philadelphia, and just because it was backed by a Philadelphian and a Republican that bill was sent back into the Committee on Appropriations and still remains there. It is a small amount, but, at the same time, $12,000.00 of Philadelphia's money, paid by mistake,

by the Delaware River Commission, into the treasury of the State of Pennsylvania, is denied to Philadelphia because the House will not give it to us, even though it belongs to us. They are absolutely unlawfully and dishonestly keeping $12,000.00 of the money that belongs to the city of Philadelphia in the State Treasury at Harrisburg, when the Governor and everybody else are willing, knowing that that money belongs to us. That is playing politics; that is not fair; that is not on the level. And it is to protect ourselves against a possible recurrence of things such as that, pulled off when our backs were turned —that we of Philadelphia are for this bill.

I do not believe that there is a man in the Senate of Pennsylvania, on the Democratic side, that would commit a trick like that. I do not believe he would sanction it. But, at the same time, it has been done and forewarned is forearmed.

Mr. WOODWARD. Mr. President, as I understand the rule it is a formal notice to Attorney General Margiotti to keep off the grass. I would like to remind the Senator from Centre, Mr. Thompson, that we have our dignity here to uphold as against any executive officer, and I am delighted to spill the apple cart for the Attorney General if I can. He certainly ought not to attempt to rush through a Constitutional Convention, and the effect of this rule is to safeguard an orderly, deliberate procedure for amending the Constitution of Pennsylvania; and is, in my interpretation, a notice to the Attorney General that he cannot have his way.

Mr. CAVALCANTE. Mr. President, I am mighty glad that our colleague from Philadelphia, Mr. Woodward, has finally announced to this body the motive in the proposed change of the rules of this parliamentary body. There seems to be some fear, I gather from his remarks, that sooner or later the committee that withholds the legislation pertaining to Constitutional Revision will be called upon to answer to this body for the retention of that bill over an unreasonable time.

In answer to the argument of my colleague from Bucks, Mr. Buckman, that a majority of those present, say to the number of twenty-three, would be able to discharge the committee, and that then the constitutional majority of twenty-six would not vote for the bill, I say it has been only a fortnight or a little more ago when on the floor of this Senate Mr. Buckman's Republican colleagues voiced their sentiment when we were discussing the matter of discharging a committee—that they were opposed to voting for the discharge of the committee yet if the matter came on the floor of this Senate they would vote "aye" on that matter. I think that the argument advanced, why the rule should be amended, is absolutely not sound; and I repeat again that we ought to be thankful to our colleague from Philadelphia for allowing the cat to come out of the bag, as is popularly said, showing the motive of why this amendment is attempted. The amendment itself is vicious and demoralizing. The result of it shows very plainly that it is intended to foster and give greater efficacy to that destructive and demoralizing party spirit that so often demoralizes the agencies of government.

Mr. THOMPSON (Centre). Mr. President, In reply to the remarks of the Senator from Bucks, Mr. Buckman, and of the Senator from Philadelphia, Mr. Salus, I would like to refer to the Rules of Congress. I refer to Rule No. 384-A of the House of Representatives in respect to the discharging of a committee in that House. The rule itself is a very lengthy rule, and I do not think it will be necessary to read it all; there are nearly five hundred members of the United States Congress, as we all know; but a portion of that rule reads as follows: "When members to the total number of one hundred and forty-five shall have signed the motion,"—that is, the motion to discharge a committee—"it shall be entered on the Journal, printed with the calendars thereto in the Congressional Record, and referred to the Calendar of Motions to Discharge Committees"—and so forth. Thus, under the rule, the motion must lie over for ten days.

Then the rule goes on to read, "if the motion prevails" —if the motion prevails by the majority of those present, not a majority of those elected to Congress,—and so on.

Now, with regard to the remarks of the Senator from Philadelphia, Mr. Salus, if any of you will refer in your Legislative Directory to the rules of the lower House for 1933, you will find in those rules almost the exact duplicate of this rule. In other words, a majority of those elected to the lower House, or one hundred and six, had to vote affirmatively on action to discharge a committee before that committee could be discharged. Those rules were this year amended by a Democratic House of Representatives to provide that eighty-five members, or less than a majority of those elected to the lower House, could bring a bill out of committee; and that rule was enacted in deference to the Republican members of the lower House, because they have eighty-five members over there, in order to bring a bill out of committee and bring it on to the floor of the lower House. We did not, by such a rule enacted in this Senate, enable the nineteen Democratic members to bring a bill out of committee; we still have to have a majority of those present,—and we are not complaining about it at all; but we do complain of the fact that we are increasing, by this resolution, the number of votes required to bring a bill out of committee, and I say to you, gentlemen of the State Senate, it is not fair, it is not good business, it will not expedite legislation; and the only purpose of the rule is to substantially stagnate legislation.

Now, the Constitutional Revision referred to is, of course, a problem we all have to deal with. We have been dealing with that fairly among each other. If any of the members has reason to complain of the treatment he is getting from this side of the House, I wish he would voice that complaint right here in this State Senate. We want this thing to be done orderly, we want it to be done right. If the people of the State want the Constitution to be revised, they should have it revised; they are the ones to judge of that. But I beg of you, do not enact rules which are liable to come back and slap you in the face, and deliberately stagnate business in this body.

Mr. REED (Dauphin). Mr. President, I intend to vote for this amendment to the rule, and I wish to state the reason for so doing. I have listened with interest to the able argument presented by the Senator from Centre, Mr. Thompson; but, in quoting from the rules of the Congress of the United States I think he has overlooked one important fact, and that is, that both in the Senate in Washington and in the House of Representatives in Washington they have a system of pairs. For example, suppose that fifteen Republican Senators would be absent and all the Democratic Senators present; the fifteen Democratic Senators would be paired with the fifteen Republican Senators and therefore their votes would not be

counted. And the same thing applies in the House of Representatives.

Now, let us suppose, for example, in the Senate of Pennsylvania, that fifteen Republican Senators would be absent and nineteen Democrat Senators present. Under the present rule the Democratic Party would be in the majority in the Senate. If we had a system here such as obtains in Washington, that, for example, if I should happen to be absent some Democratic Senator would refrain from voting—because he was paired for me, there would be no purpose whatever in changing the rule.

During my brief experience as a member of this Senate we very frequently have had a bare quorum present, and it is because of that fact that I think it is absolutely necessary, in the event that we might meet here with possibly thirty Senators, or thirty-five Senators, in attendance, that the proposed rule should be the rule of the Senate.

Furthermore, I take the position, Mr. President, that any committee, which is to be discharged should command a vote of the majority membership, particularly if it is legislation which is sought to be removed by vote of the Senate from the committee that has that legislation in charge. Under the rule as it now exists we may have forty Senators in attendance and twenty-one Senators discharge the committee. But what can be, again, the possible purpose in having that bill brought out in the vote of twenty-one Senators if it will require twenty-six Senators to enact it into law? Instead of having the effect contended for by my friend the Senator from Centre, Mr. Thompson, I submit that it simply means our calendars might become filled with bills which have no possibility of enactment.

In my own opinion the question of Constitutional Revision is the last thing I had in mind in casting my vote for this rule. Before this session I recommended to the Committee which had charge of the revision of the rules this very rule. I have always believed that is a proper and necessary rule, and will remain a proper and necessary rule unless we adopt the system whch Congress has, by which Senators can absent themselves—by reason of sickness, official business or other things—and have their votes paired, as exists in the Congress of the United States.

Mr. President, for these reasons I will support the amendment to the rule.

Mr. PRINCE. Mr. President, I have been impressed by the fairness of spirit and lucidity of argument exhibited by the Senator from Centre, Mr. Thompson. I am looking at this thing from another slant. Frankly, I favor the adoption of this rule, but I question the expediency of presenting it at this time, and for the simple reason that it is more than likely to be construed solely on its bearing upon certain controversial propositions, one of which is that of the Constitutional Convention, to be specific; and the reaction will be distinctly unfavorable to the majority that passes the rule. That is the only reason that I would vote "no" on it.

And the question recurring,

Will the Senate agree to the resolution?

Mr. HARRIS. Mr. President, I move that action on this resolution be postponed for the present.

Mr. ROBERTS. Mr. President, I second the motion.

The yeas and nays were required by Mr. BUCKMAN and Mr. CLARK and were as follows, viz:

YEAS—24

Baumer,	Law,	Reed,	Staudenmeier,
Cavalcante,	McCreesh,	(Washington)	Thompson,
Frey,	McGinnis,	Rice,	(Centre)
Harris,	Miller,	Roberts,	Thompson,
Huffman,	Prince,	Rodgers,	(Westmoreland)
Kahle,	Pytko,	Rupp,	Ziesenheim,
Lanius,	Rankin,	Shapiro,	

NAYS—22

Aron,	Coyne,	Hunsicker,	Reed,
Batchelor,	Ealy,	Mallery,	(Dauphin)
Bennett,	Gelder,	McClure,	Salus,
Buckman,	Graff,	Norton,	Trainer,
Chapman,	Homsher,	Owlett,	Woodward,
Clark,	Howell,	Pierson,	

So the question was determined in the affirmative.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess until 4:30 this afternoon.

Mr. HOWELL. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations:

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss E. R. Cronin, 907 Benedum-Trees Bldg., Pittsburgh.
Frank J. Markey, City-County Bldg., Pittsburgh.
Myer Rubenstein, 328 N. Highland Ave., Pittsburgh.

BERKS COUNTY

Mrs. Ruth A. Kolbach, Reading.

BUCKS COUNTY

Brantly S. Duddy, Doylestown.
Raymond C. Hampton, Yardley.
Miss Olive Heckler, Perkasie.

DAUPHIN COUNTY

George C. Blackburn, Rutherford Heights.

ELK COUNTY

Miss May Child, Ridgway.

LANCASTER COUNTY

E. B. Silvius, Lancaster.

LEHIGH COUNTY

Miss Helen E. Dorwart, Allentown.
Miss Katherine R. McFadden, Allentown.
Mrs. Lottie R. Mohr, Fogelsville.

MONTGOMERY COUNTY

Miss Bessie R. Shade, Royersford.

NORTHAMPTON COUNTY

Miss Esther S. Peters, Northampton.

PHILADELPHIA COUNTY

Mrs. Anna E. Blackman, 30th and Nicetown Lane, Philadelphia.

SOMERSET COUNTY

Allen C. Miller, Berlin.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Karl F. A. Hill, Philadelphia, March 5, 1935.

BERKS COUNTY

James H. S. Putt, Robesonia, March 6, 1935.

MONTGOMERY COUNTY

Charles R. Swartley, Lansdale, March 6, 1935.

PHILADELPHIA COUNTY

Walter G. Drake, Philadelphia, March 6, 1935.
Harry C. McDade, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

Paul H. Grunow, Pittsburgh, March 7, 1935.

BERKS COUNTY

H. Earl Erb, Reading, March 7, 1935.
Donald B. Koller, Reading, March 7, 1935.

BLAIR COUNTY

Carl M. Johnston, Altoona, March 7, 1935.

BUCKS COUNTY

Webster S. Achey, Doylestown, March 7, 1935.

LACKAWANNA COUNTY

Lawrence J. Farrell, Childs, March 7, 1935.

NORTHAMPTON COUNTY

Miss Frances Hawk, Easton, March 7, 1935.

PHILADELPHIA COUNTY

Miss Marie Z. Dubois, Philadelphia, March 7, 1935
William G. Friedgen, Philadelphia, March 7, 1935.
John B. Martin, Philadelphia, March 7, 1935.
Vasile Toconita, Philadelphia, March 7, 1935.

POTTER COUNTY

Mrs. Flossie D. Straitz, Galeton, March 7, 1935.

ALLEGHENY COUNTY

Miss Rebecca E. Daley, Pittsburgh, March 9, 1935.
Norman Gluck, Pittsburgh, March 9, 1935.
Miss Ethyle R. Hackett, Braddock, March 9, 1935.
C. B. Karns, Pittsburgh, March 9, 1935.
Leopold A. Rosenal, McKeesport, March 9, 1935.
Carl E. Schwartz, Pittsburgh, March 9, 1935.
Albert T. Spence, Clairton, March 9, 1935.

BERKS COUNTY

R. R. Helms, Reading, March 9, 1935.
Mrs. Emma F. Kachel, Mohnton, March 9, 1935.
Ralph K. Laros, Reading, March 9, 1935.
A. M. Reinhold, Kutztown, March 9, 1935.

BLAIR COUNTY

Miss Vera G. Crist, Altoona, March 9, 1935.
Mrs. Clara D. Fletcher, Altoona, March 9, 1935.

BUCKS COUNTY

Miss Kate Buckman, Rushland, March 9, 1935.
Edward J. Pierson, Parkland, March 9, 1935.
Norman Refsnider, Richlandtown, March 9, 1935.

CAMBRIA COUNTY

Miss V. Glenn Rhoads, Johnstown, March 9, 1935.

CARBON COUNTY

Gilbert W. Hamm, Weatherly, March 9, 1935.
A. A. Ziegenfus, Palmerton, March 9, 1935.

CENTRE COUNTY

Miss Ruth G. Deitrick, Bellefonte, March 9, 1935.

CLARION COUNTY

Harry B. Thompson, Clarion, March 9, 1935.

HUNTINGDON COUNTY

C. W. Grove, Alexandria, March 9, 1935.
Denver Park, Three Springs, March 9, 1935.

INDIANA COUNTY

Samuel W. Miller, Blairsville, March 9, 1935.

LEHIGH COUNTY

Z. O. Trumbore, Allentown, March 9, 1935.

LUZERNE COUNTY

F. H. Waechter, Hazleton, March 9, 1935.

MONTGOMERY COUNTY

Miss Alice M. Caffrey, Ardmore, March 9, 1935.

MONTOUR COUNTY

Miss Thelma M. Feeman, Danville, March 9, 1935.

NORTHAMPTON COUNTY

John H. Herring, Easton, March 9, 1935.

PHILADELPHIA COUNTY

Wm. T. Baker, Philadelphia, March 9, 1935.
Miss Emma L. Lore, Philadelphia, March 9, 1935.
Mrs. Emma L. Roten, Philadelphia, March 9, 1935.

SOMERSET COUNTY

Paul E. C. Fike, Confluence, March 9, 1935.

WESTMORELAND COUNTY

Michael J. Lavrinc, Greensburg, March 9, 1935.
Thomas Milie, Vandergrift, March 9, 1935.

YORK COUNTY

Roy E. Shanefelter, Hanover, March 9, 1935.
Mrs. Margaret E. Spangler, Rossville, March 9, 1935.

WESTMORELAND COUNTY

Miss Lillian Kepner, Scottdale, March 13, 1935.

LACKAWANNA COUNTY

George M. Rhodes, Scranton, March 16, 1935.

LYCOMING COUNTY

Harry Alvan Baird, Williamsport, March 16, 1935.

BERKS COUNTY

Miss Anna Sandt, Reading, March 17, 1935.

PHILADELPHIA COUNTY

Mrs. Nellie H. Maloney, Philadelphia, March 18, 1935.

BERKS COUNTY

Miss Ella H. Gartlan, Reading, March 20, 1935.
Mrs. Grace I. Webber, Rehrersburg, March 22, 1935.

NORTHAMPTON COUNTY

Harvey A. Falk, Northampton, March 23, 1935.

ALLEGHENY COUNTY

Miss Edna Zacharias, Pittsburgh, March 24, 1935

CAMBRIA COUNTY

Peter Smorto, Barnesboro, March 27, 1935.

PHILADELPHIA COUNTY

Edw. Linsky, Philadelphia, March 29, 1935.

LUZERNE COUNTY

Bert F. Huey, Kingston, March 31, 1935.

SOMERSET COUNTY

Wm. McCulloh, Somerfield, March 31, 1935.

ALLEGHENY COUNTY

Wm. Downey, Pittsburgh, April 1, 1935.
Mrs. Margaret R. McCarthy, Pittsburgh, April 1, 1935.

BERKS COUNTY

Mrs. Laura M. Roberts, Reading, April 1, 1935.

BUCKS COUNTY

William W. Benner, Quakertown, April 1, 1935.

CAMBRIA COUNTY

John E. Kauffelt, St. Benedict, April 1, 1935.

CUMBERLAND COUNTY

Mrs. Besse Railing Snow, Shippensburg, April 1, 1935.

LEHIGH COUNTY

Elmer C. Weaver, Allentown, April 1, 1935.

MONTGOMERY COUNTY

Miss Elizabeth A. Widroder, Norristown, April 1, 1935.

NORTHAMPTON COUNTY

Wm. Van McIlhaney, Bangor, April 1, 1935.

VENANGO COUNTY

Miss Mabel E. Witherup, Franklin, April 1, 1935.

YORK COUNTY

Miss H. M. Ness, York, April 1, 1935.

PHILADELPHIA COUNTY

George Ulrich, Philadelphia, April 2, 1935.
G. Walter Welsh, Philadelphia, April 7, 1935.

BUCKS COUNTY

A. Marlyn Moyer, Jr., Trevose, April 12, 1935.

GEORGE H. EARLE.

REPORTS FROM COMMITTEES

Mr. BATCHELOR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BATCHELOR, from the Committee on Judiciary General reported as amended, Senate Bill No. 307, entitled:

An Act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth; and imposing duties on the fiscal officers of the Commonwealth.

Mr. GRAFF. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GRAFF, from the Committee on Aeronautics reported as committed, Senate Bill No. 256, entitled:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners, or a resident who becomes a nonresident and conceals his whereabouts, of aircraft operated within or above the Commonwealth of Pennsylvania; and making the operation of such an aircraft within or above the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident upon whom civil process may be served; and providing for further notice to the defendent in any such suit.

Mr. OWLETT. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT, from the Committee on Finance, reported as committed, Senate Bill No. 334 (House Bill No. 17), entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirtuous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" exempting wine manufactured in the home for home consumption from tax.

Mr. STAUDENMEIER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. STAUDENMEIER, from the Committee on Aeronautics reported as committed, Senate Bill No. 261, entitled:

An Act to amend section seven hundred and one of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1001), entitled "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Department of Revenue in respect thereto; providing for the licensing and registration of airmen and aircraft; establishing the legal status of air navigation; providing for sovereignty in and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by providing that repeals of acts therein contained shall not be construed to revive acts theretofore repealed.

Also, from the Committee on County Government reported as committed, Senate Bill No. 344, entitled:

An Act to amend the title, and sections one and two of the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1019), entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by extending the provisions thereof to unseated lands.

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on County Government reported as committed, Senate Bill No. 202, entitled:

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies toward the maintenance of the Organized Reserve of the Army of the United States, and validating, ratifying and approving all such appropriations heretofore made.

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Judiciary Special reported as committed, amended, Senate Bill No. 453, entitled:

An Act to repeal the act approved the fifth day of April, one thousand eight hundred and sixty-two (P. L. 270), entitled "An act relating to the commencement of actions in Chester county."

Also from the Committee on Appropriations reported as committed, Senate Bill No. 198, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the payment of certain moral claims of the Commonwealth.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 123, entitled:

An Act making an appropriation to the Boy's Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County.

Also from the Committee of Appropriations reported as committed, Senate Bill No. 308, entitled:

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 124, entitled:

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated, at Pittsburgh, Pennsylvania.

Mr. RANKIN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RANKIN, from the Committee on County Government re-reported as amended, Senate Bill No. 141, entitled:

An act authorizing the abatement of certain tax penalties and interest on county city borough town township school district and poor district taxes

Mr. BUCKMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN, from the Committee on Finance reported as amended, Senate Bill No. 100, entitled:

An Act to further amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property, providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city and county purposes of shares of stock of any bank, corporation, association, company or limited partnership which does not employ a substantial portion of its property in this Commonwealth

Mr. GELDER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER, from the Committee on Finance, reported as committed, Senate Bill No. 152, entitled:

An Act authorizing the exoneration of taxes assessed or levied against any property, purchased for hospital uses, upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

Mr. LAW. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LAW, from the Committee on Judiciary Special, reported as committed, Senate Bill No. 314, entitled:

An Act allowing and regulating Horse Racing. Allowing and regulating wagering on Horse Races. Creating a system of Pari Mutuels. Establishing a State Racing Commission appropriating moneys received for purposes and prescribing penalties.

BILL RECOMMITTED

Mr. LAW. Mr. President, I move that Senate Bill No. 314, just reported from committee, be recommitted to the Committee on Law and Order, which has several similar bills now before it.

Mr. KAHLE. Mr. President, I second the motion.

The motion is agreed to.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent ta make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate, the following persons:

MEMBER OF THE BOARD OF TRUSTEES OF THE KUTZTOWN STATE TEACHERS COLLEGE

Alvin F. Kemp, of Mertztown, Berks County, as a member of the Board of Trustees of the Kutztown State Teachers College, vice Miss Amanda E. Stout, deceased, for the term of four years, and until his successor is qualified.

JUSTICE OF THE PEACE

Henry M. Hosterman, of Boalsburg, Centre County, as Justice of the Peace in the Township of Harris, Centre County, until the first Monday in January, 1936.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Miss E. R. Cronin, Pittsburgh, 907 Benedum-Trees Bldg.
Frank J. Markey, Pittsburgh, City-County Bldg.
Myer Rubenstein, Pittsburgh, 328 N. Highland Ave.

BERKS COUNTY

Mrs. Ruth A. Kolbach, Reading.

BUCKS COUNTY

Brantly S. Duddy, Doylestown.
Raymond C. Hampton, Yardely.
Miss Olive Heckler, Perkasie.

DAUPHIN COUNTY

George C. Blackburn, Rutherford Heights.

ELK COUNTY

Miss May Child, Ridgway.

LANCASTER COUNTY

E. B. Silvius, Lancaster.

LEHIGH COUNTY

Miss Helen E. Dorwart, Allentown.
Miss Katherine R. McFadden, Allentown.
Mrs. Lottie R. Mohr, Fogelsville.

MONTGOMERY COUNTY

Miss Bessie R. Shade, Royersford.

NORTHAMPTON COUNTY

Miss Esther S. Peters, Northampton.

PHILADELPHIA COUNTY

Mrs. Anna E. Blackman, Philadelphia, 30th and Nicetown Lane.

SOMERSET COUNTY

Allen C. Miller, Berlin.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Karl F. A. Hill, Philadelphia, March 5, 1935.

BERKS COUNTY

James H. S. Putt, Robesonia, March 6, 1935.

MONTGOMERY COUNTY

Charles R. Swartley, Lansdale, March 6, 1935.

PHILADELPHIA COUNTY

Walter G. Drake, Philadelphia, March 6, 1935.
Harry C. McDade, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

Paul H. Grunow, Pittsburgh, March 7, 1935.

BERKS COUNTY

H. Earl Erb, Reading, March 7, 1935.
Donald B. Koller, Reading, March 7, 1935.

BLAIR COUNTY

Carl M. Johnston, Altoona, March 7, 1935.

BUCKS COUNTY

Webster S. Achey, Doylestown, March 7, 1935.

LACKAWANNA COUNTY

Lawrence J. Farrell, Child, March 7, 1935.

NORTHAMPTON COUNTY

Miss Frances Hawk, Easton, March 7, 1935.

PHILADELPHIA COUNTY

Miss Marie Z. Dubois, Philadelphia, March 7, 1935.
William G. Friedgen, Philadelphia, March 7, 1935.
John B. Martin, Philadelphia, March 7, 1935.
Vasile Toconita, Philadelphia, March 7, 1935.

POTTER COUNTY

Mrs. Flossie D. Straitz, Galeton, March 7, 1935.

ALLEGHENY COUNTY

Miss Rebecca E. Daley, Pittsburgh, March 9, 1935.
Norman Gluck, Pittsburgh, March 9, 1935.
Miss Ethyle R. Hackett, Braddock, March 9, 1935.
C. B. Karns, Pittsburgh, March 9, 1935.
Leopold A. Rosenal, McKeesport, March 9, 1935.
Carl E. Schwartz, Pittsburgh, March 9, 1935.
Albert T. Spence, Clairton, March 9, 1935.

BERKS COUNTY

R. R. Helms, Reading, March 9, 1935.
Mrs. Emma F. Kachel, Mohnton, March 9, 1935.
Ralph K. Laros, Reading, March 9, 1935.
A. M. Reinhold, Kutztown, March 9, 1935.

BLAIR COUNTY

Miss Vera G. Crist, Altoona, March 9, 1935.
Mrs. Clara D. Fletcher, Altoona, March 9, 1935.

BUCKS COUNTY

Miss Kate Buckman, Rushland, March 9, 1935.
Edward J. Pierson, Parkland, March 9, 1935.
Norman Refsnider, Richlandtown, March 9, 1935.

CAMBRIA COUNTY

Miss V. Glenn Rhoads, Johnstown, March 9, 1935.

CARBON COUNTY

Gilbert W. Hamm, Weatherly, March 9, 1935.
A. A. Ziegenfus, Palmerton, March 9, 1935.

CENTRE COUNTY

Miss Ruth G. Deitrick, Bellefonte, March 9, 1935.

CLARION COUNTY

Harry B. Thompson, Clarion, March 9, 1935.

HUNTINGDON COUNTY

C. W. Grove, Alexandria, March 9, 1935.
Denver Park, Three Springs, March 9, 1935.

INDIANA COUNTY

Samuel W. Miller, Blairsville, March 9, 1935.

LEHIGH COUNTY

Z. O. Trumbore, Allentown, March 9, 1935.

LUZERNE COUNTY

F. H. Waechter, Hazleton, March 9, 1935.

MONTGOMERY COUNTY

Miss Alice M. Caffrey, Ardmore, March 9, 1935.

MONTOUR COUNTY

Miss Thelma M. Feeman, Danville, March 9, 1935.

NORTHAMPTON COUNTY

John H. Herring, Easton, March 9, 1935.

PHILADELPHIA COUNTY

Wm. T. Baker, Philadelphia, March 9, 1935.
Miss Emma L. Lore, Philadelphia, March 9, 1935.
Mrs. Emma L. Roten, Philadelphia, March 9, 1935.

SOMERSET COUNTY

Paul E. C. Fike, Confluence, March 9, 1935.

WESTMORELAND COUNTY

Michael J. Lavrinc, Greensburg, March 9, 1935.
Thomas Milie, Vandergrift, March 9, 1935.

YORK COUNTY

Roy E. Shanefelter, Hanover, March 9, 1935.
Mrs. Margaret E. Spangler, Rossville, March 9, 1935.

WESTMORELAND COUNTY

Miss Lillian Kepner, Scottdale, March 13, 1935.

LACKAWANNA COUNTY

George M. Rhodes, Scranton, March 16, 1935.

LYCOMING COUNTY

Harry Alvan Baird, Williamsport, March 16, 1935.

BERKS COUNTY

Miss Anna Sandt, Reading, March 17, 1935.

PHILADELPHIA COUNTY

Mrs. Nellie H. Maloney, Philadelphia, March 18, 1935.

BERKS COUNTY

Miss Ella H. Gartlan, Reading, March 20, 1935.
Mrs. Grace I. Webber, Rehrersburg, March 22, 1935.

NORTHAMPTON COUNTY

Harvey A. Falk, Northampton, March 23, 1935.

ALLEGHENY COUNTY

Miss Edna Zacharias, Pitsburgh, March 24, 1935.

CAMBRIA COUNTY

Peter Smorto, Barnesboro, March 27, 1935.

PHILADELPHIA COUNTY

Edw. Linsky, Philadelphia, March 29, 1935.

LUZERNE COUNTY

Bert F. Huey, Kingston, March 31, 1935.

SOMERSET COUNTY

Wm. McCulloh, Somerfield, March 31, 1935.

ALLEGHENY COUNTY

Wm. Downey, Pittsburgh, April 1, 1935.
Mrs. Margaret R. McCarthy, Pittsburgh, April 1, 1935.

BERKS COUNTY

Mrs. Laura M. Roberts, Reading, March 1, 1935.

BUCKS COUNTY

William W. Benner, Quakertown, April 1, 1935.

CAMBRIA COUNTY

John E. Kauffelt, St. Benedict, April 1, 1935.

CUMBERLAND COUNTY

Mrs. Besse Railing Snow, Shippensburg, April 1, 1935.

LEHIGH COUNTY

Elmer C. Weaver, Allentown, April 1, 1935.

MONTGOMERY COUNTY

Miss Elizabeth A. Widroder, Norristown, April 1, 1935.

NORTHAMPTON COUNTY

Wm. Van. McIlhaney, Bangor, April 1, 1935.

VENANGO COUNTY

Miss Mabel E. Witherup, Franklin, April 1, 1935.

YORK COUNTY

Miss H. M. Ness, York, April 1, 1935.

PHILADELPHIA COUNTY

George Ulrich, Philadelphia, April 2, 1935.
G. Walter Welsh, Philadelphia, April 7, 1935.

BUCKS COUNTY

A. Marlyn Moyer, Jr., Trevose, April 12, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. RICE

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon all the foregoing nominations.

Which was agreed to.

Whereupon,

A motion was made by Mr. RICE

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Boyd,	Huffman,	Pytko,	Staudenmeier,
Buckman,	Hunsicker,	Rankin,	Thompson,
Cavalcante,	Kahle,	Reed,	(Westmoreland)
Chapman,	Lanius,	(Dauphin)	Thompson,
Clark,	Law,	Reed,	(Centre)
Coyne,	Mallery,	(Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. BAUMER. Mr. President, I move that the Executive Session do now rise.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

Mr. LANIUS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. LANIUS, from the Committee on County Government reported as committed, Senate Bill No. 201, entitled:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

BILLS INTRODUCED

Mr. SHAPIRO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 481, entitled:

An Act providing for tenure of school employes; creating the State Tenure Board and District Tenure Boards; controlling the methods of appointment of the members of such boards, their tenure of office, qualification, powers and duties; conferring certain duties on the Department of Public Instruction; limiting and controlling the right of the authorities of certain educational institutions to suspend, remove, discharge or transfer certain employes; and defining institutions under the provisions of this act.

Which was committed to the Committee on Education.

Mr. TRAINER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TRAINER read in his place and presented to the Chair, Senate Bill No. 482, entitled:

An Act providing for the filling of vacancies in certain county offices in counties of the first class, and that such appointees shall hold office for the unexpired term.

Which was committed to the Committee on County Government.

Mr. EALY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. EALY read in his place and presented to the Chair, Senate Bill No. 483, entitled:

An Act making an appropriation to the Somerset Community Hospital, at Somerset, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HUNSICKER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUNSICKER read in his place and presented to the Chair, Senate Bill No. 484, entitled:

An Act to amend section seven of the act, approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries, in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of provisions of this act," as amended; further regulating the construction of voting machines.

Which was committed to the Committee on Elections.

Mr. RICE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. RICE read in his place and presented to the Chair, Senate Bill No. 485, entitled:

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

Which was committed to the Committee on Appropriations.

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from the committees at today's session be read the first time.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 53, entitled:

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and giving the courts power to enforce its provisions," as amended, further regulating pleadings where a party to an action requires proof of the opposite party of facts which are under the exclusive control of the opposite party or the truth of which cannot be ascertained after reasonable investigation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 100, entitled:

An Act to further amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property, providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city and county purposes of shares of stock of any bank, corporation, association, company or limited partnership which does not employ a substantial portion of its property in this Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 123, entitled:

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 124, entitled:

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated, at Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 152, entitled:

An Act authorizing the exoneration of taxes assessed or levied against any property, purchased for hospital uses, upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 189, entitled:

An Act to authorize the purchase of historical works, relative to the services of Pennsylvania volunteers; and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 198, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the payment of certain moral claims of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 201, entitled:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 202, entitled:

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies toward the maintenance of the Organized Reserve of the Army of the United States, and validating, ratifying and approving all such appropriations heretofore made.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 223, entitled:

An Act to establish jurisdiction in cases of kidnapping and murder perpetrated in kidnapping.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 256, entitled:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners, or a resident who becomes a nonresident and conceals his whereabouts, or aircraft operated within or above the Commonwealth of Pennsylvania; and making the operation of such an aircraft within or above the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsyl-

vania, as the agent of the said nonresident upon whom civil process may be served; and providing for further notice to the defendant in any such suit.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 261, entitled:

An Act to amend section seven hundred and one of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1001), entitled "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Department of Revenue in respect thereto; providing for the licensing and registration of airmen and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by providing that repeals of acts therein contained shall not be construed to revive acts theretofore repealed.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 303, entitled:

An Act making an appropriation to the Saint Luke's Hospital, Bethlehem, Lehigh County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 304, entitled:

An Act making an appropriation to the Allentown Hospital, of Allentown, Lehigh County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 307, entitled:

An Act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth and imposing duties on the fiscal officers of the Commonwealth.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 308, entitled:

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 334 (House Bill No. 17), entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" exempting wine manufactured in the home for home consumption from tax

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 344, entitled:

An Act to amend the title, and sections one and two, of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1019), entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by extending the provisions thereof to unseated lands.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 358, entitled:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women, of Pittsburgh, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 359, entitled:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 360, entitled:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 361, entitled:

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 377, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 399, entitled:

An Act to amend sections two and fifteen of the act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-seven (P. L. 381), entitled "An Act Concerning Arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto"; by prescribing the time for making application to stay proceedings pending arbitration, by authorizing appeals from orders granting or refusing such stays, or from orders directing or refusing to direct the parties to proceed to arbitration, and regulating such appeals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 435, entitled:

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 437, entitled:

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 438, entitled:

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 453, entitled:

An Act to repeal the act approved the fifth day of April, one thousand eight hundred and sixty-two (P. L. 270), entitled "An act relating to the commencement of actions in Chester County."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 459, entitled:

An Act making a deficiency appropriation to the Scranton State Hospital.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 460, entitled:

An Act making an appropriation to the West Side Hospital Association, Scranton, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 461, entitled:

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 462, entitled:

An Act making an appropriation to the Carbondale General Hospital, Carbondale, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 463, entitled:

An Act making an appropriation to the Taylor Hospital Association of the Borough of Taylor, Lackawanna County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideratio nof Senate Bill No. 464, entitled:

An Act making an appropriation to the Saint Joseph's Hospital, Carbondale, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 465, entitled:

An Act making an appropriation to the Mil-Valley Hospital Association, Blakely, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,
The Senate proceeded to the first reading and consideration of Senate Bill No. 466, entitled:

An Act making an appropriation to the Johnson Industrial School of Scranton, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

PRINTING OF ADDITIONAL COPIES OF JOINT LEGISLATIVE COMMITTEE ON FINANCES

Mr. HOMSHER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOMSHER (By Request), offered the following resolution which was twice read:

In the Senate of Pennsylvania, March 5, 1935.

Resolved (if the House of Representatives concur), That 750 additional copies of the "Survey of the Government of Pennsylvania" being the report of the Joint Legislative Committee on Finances, issued in 1934, be printed as a legislative document on requisition of the Secretary of the Senate, and that two copies of said report be distributed to each Senator and Member of the General Assembly of the Session of 1935.

Mr. BUCKMAN. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

ERRATUM

Page 397, after line 5, insert the following:

MEMORIAL IN HONOR OF BRIGADIER-GENERAL CASIMIR PULASKI

Mr. BENNETT. Mr. President, I move that the Senate proceed to the consideration of resolution relative to memorial in honor of Brigadier-General Casimir Pulaski, reported from committee on February 11th.

Mr. GRAFF. Mr. President, I second the motion.

The motion was agreed to.

The resolution was read as follows:

In the Senate, January 14, 1935.

Whereas, In the course of the Revolutionary War and at a time when the American forces were in great need of assistance, there arrived in this country, among others, a nobleman of Polish birth, to wit, Casimir Pulaski, and

Whereas, The service rendered by him was of great value and assistance to the cause of American independence and of such high importance that on September 15, 1777, he was appointed Brigadier-General of the Continental Army and Chief of Dragoons, and on March 28, 1778, he was designated commander of an independent corps known as "Pulaski's Legion", and

Whereas, It is the sense and feeling of the members of the Polish Union of the United States of North America, a fraternal benefit society, with headquarters in the City of Wilkes-Barre, and with a membership of over 50,000 members, that proper permanent recognition should be given to the memory of Brigadier-General Casimir Pulaski, whose illustrious service in the war for American Independence is well-known to all who are familiar with our history, therefore, be it

Resolved, That the General Assembly of the State of Pennsylvania be requested to take the necessary and proper steps for erecting and constructing some permanent memorial in honor of Brigadier-General Casimir Pulaski at some suitable location associated with the struggle of the American forces for independence.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow at 12:00 o'clock noon.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:06 P. M. until March 6, 1935, at 12 o'clock noon.

HOUSE OF REPRESENTATIVES

TUESDAY, March 5, 1935.

The House met at 11:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard, a member of the House, offered the following prayer:

Oh, God, our Heavenly Father, we thank Thee for the blessings that Thou hast bestowed upon us as we gather here as representatives of the people of this Commonwealth.

We pray Thee in all of our deliberations that we may be conscious of Thy presence, that we might seek truth and righteousness and have the courage to follow it through wherever it may lead. We pray Thy blessings upon those of our colleagues who are ill, that Thy divine grace may be made effectual in their lives. Keep us ever conscious of our work, the seriousness of purpose and sincerity in all that we shall do.

Bless the Speaker of this House, the heads of our government and all who have to do with the work of this Commonwealth.

These and other blessings we ask in His name and for His sake. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. REISING the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WOOD. HOUSE BILL No. 1198.

An Act to amend route 36008 of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction

of such highways; and making an appropriation to carry out the provisions of said act," by changing a route in Lancaster County.

Referred to the Committee on Highways.

By Mr. WEISS. HOUSE BILL No. 1199.

An Act to re-enact and amend the title and the act approved the second day of June, one thousand nine hundred fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by making the present schedules of compensation compulsory upon all employers; changing, adding to and increasing the schedules of compensation; requiring appeals heretofore taken to the courts of common pleas to be filed directly with the Superior Court and conferring jurisdiction upon such court to hear such appeals; prescribing and changing certain presumptions and rules of evidence; increasing the requirements to be met by employers desiring to be self-insurors; conferring certain duties upon the prothonotary of the Superior Court, and certain powers and duties upon the Department of Labor and Industry; imposing additional duties and liabilities upon employers and insurance carriers, incluring the cost of administering the workmen's compensation system; providing for the payment of compensation for certain second injuries and for the rehabilitation of injured employes by the Commonwealth out of moneys required to be paid into the State Treasury by certain employers and insurance carriers in death cases where there are no dependents; imposing new and changing certain existing penalties; and generally amending, clarifying and changing the provisions of said act.

Referred to the Committee on Labor.

By Mr. EDERER. HOUSE BILL No. 1200.

An Act providing for the payment of a portion of the moneys received from dog and kennel licenses into the Game Fund; and appropriating the same for the purchase of game.

Referred to the Committee on Agriculture.

By Messrs. SHREINER and WICKERSHAM. HOUSE BILL No. 1201.

An Act making an appropriation to the Home for the Friendless, of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. SHREINER and WICKERSHAM. HOUSE BILL No. 1202.

An Act making an appropriation to the Harrisburg Hospital, Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. SHREINER and WICKERSHAM. HOUSE BILL No. 1203.

An Act making an appropriation to the Harrisburg Polyclinic Hospital of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. SHREINER and WICKERSHAM. HOUSE BILL No. 1204.

An Act making an appropriation to the several fire companies of the city of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZAPPALA. HOUSE BILL No. 1205

An Act to further amend clause (a) of section six, and sections ten and eleven of the act approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the County of Allegheny, and prescribing its powers and duties; regulating the procedure therein, and providing for the expenses thereof, by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars; by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants; by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate; by changing the effect of appeals from the county court upon judgments of that court; by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury; and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

Referred to the Committee on Judiciary General.

By Mr. WILLIAM G. SMITH. HOUSE BILL No. 1206.

An Act to fix the status of officers and employes of the Commonwealth while in training with the armed forces of the United States.

Referred to the Committee on Military Affairs.

By Mr. JOHN J. BAKER. HOUSE BILL No. 1207.

An Act to amend clause (a) of section sixteen of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 250, 1933-34), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and boards of school directors; and imposing penalties," requiring the registration commission to provide an additional registration day in each election district during the month of August, one thousand nine hundred and thirty-five.

Referred to the Committee on Elections.

By Mr. JOHN J. BAKER. HOUSE BILL No. 1208.

An Act to amend part of section one of article three of the act approved the seventh day of March, one thousand nine hundred and one (P. L. 20), entitled "An act for the government of cities of the second class," prescribing certain qualifications for persons employed by such cities.

Referred to the Committee on Cities.

By Mr. WEISS. HOUSE BILL No. 1209.

An Act prohibiting collection agencies, as herein defined, from representing creditors or taking an assignment for the purpose of representing creditors in any action or proceeding, or in settlement or adjustment of the affairs of a debtor; from soliciting business for attorneys at law, and from threatening the debtor with legal proceedings; and providing penalties.

Referred to the Committee on Judiciary General.

By Mr. WEISS. HOUSE BILL No. 1210.

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 1211.

An Act making an appropriation to the McKeesport Day Nursery, at McKeesport, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SHUGARTS. HOUSE BILL No. 1212.

An Act making an appropriation to the Clearfield Hospital, Clearfield, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 1213.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Tioga.

Referred to the Committee on Highways.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 1214.

An Act making an appropriation to the Pittsburgh Homeopathic Medical and Surgical Hospital, Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. EBERHARTER and HOOPES. HOUSE BILL No. 1215.

An Act regulating the payment of wages or compensation for labor or service in private employments, imposing certain duties upon employers, conferring powers and duties upon the Department of Labor and Industry and district attorneys, imposing civil and criminal penalties for violations of the act and providing for their collection and disposition, and making a repeal.

Referred to the Committee on Labor.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 1216.

An Act making an appropriation to the Bethel Orphanage, located at Osceola, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FRANK E. SNYDER. HOUSE BILL No. 1217.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Tioga.

Referred to the Committee on Highways.

By Mr. GEORGE E. DOWNEY. HOUSE BILL No. 1218.

An Act making an appropriation out of the Motor License Fund to the Department of Highways for the payment of property damages occasioned by improperly maintained State highways.

Referred to the Committee on Appropriations.

By Mr. HIRSCH. HOUSE BILL No. 1219.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations and for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Schuylkill.

Referred to the Committee on Highways.

By Mr. HIRSCH. HOUSE BILL No. 1220.

An Act to amend clause (e) of section five of the act approved the eighteenth day of July, one thousand nine hundred and nineteen (P. L. 1045), entitled "An act providing for the establishment of a Bureaus of Rehabilitation in the Department of Labor and Industry, and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations; providing for the appointment of a chief of the bureau, subordinate officers, and employes, and furnishing suitable accommodations; and making an appropriation," by providing for furnishing artificial limbs to children over ten years of age.

Referred to the Committee on Labor.

By Messrs. BARBER and KINNEY. HOUSE BILL No. 1221.

An Act to amend a part of section one of the act approved the twelfth day of May, one thousand nine hundred and eleven (P. L. 301), entitled "An act to ascertain and appoint the fees to be received by the several prothonotaries of the courts of common pleas of the Commonwealth, in counties having a population of over two hundred thousand and under one million, and to provide the time of paying the same," as amended and extended to counties having a population of one hundred and fifty thousand inhabitants and over, by reducing the fee charged for filing municipal and tax liens.

Referred to the Committee on Judiciary General.

By Mr. HARTMAN. HOUSE BILL No. 1222.

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. POWERS. HOUSE BILL No. 1223.

An Act authorizing the Department of Welfare to establish and maintain camps for unemployed females, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. POWERS. HOUSE BILL No. 1224.

An Act providing for the granting of pensions by the Commonwealth to certain blind persons; creating and imposing duties upon the Board of Blind Pensions in the Department of Internal Affairs; and providing penalties.

Referred to the Committee on Pensions and Gratuities.

By Mr. DECKER. HOUSE BILL No. 1225.

An Act making an appropriation to the Centre County Hospital, located at Bellefonte, Centre County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SHUGARTS. HOUSE BILL No. 1226.

An Act limiting the hours of employment of telegraph operators for railroads.

Referred to the Committee on Railroads and Railways.

By Mr. VAN SICKLE. HOUSE BILL No. 1227.

An Act authorizing the courts of quarter sessions to stay sales of goods and chattels distrained upon by sureties of defaulting tax collectors; and providing a procedure to exonerate the sureties where delinquent tax-payers are unable to pay taxes, and to direct satisfaction of the taxes charged in duplicates where it appears such taxes have been paid.

Referred to the Committee on Municipal Corporations.

By Mr. CHERVENAK. HOUSE BILL No. 1228.

An Act making an appropriation to the Department of Internal Affairs to refund moneys paid as the purchase of land and patent fee where proceedings were abandoned.

Referred to the Commitee on Appropriations.

By Mr. FITCH. HOUSE BILL No. 1229.

An Act fixing the rate of interest that may be charged by banks, trust companies and insurance companies on mortgages on residences.

Referred to the Committee on Banking.

By Mr. McKINNEY. HOUSE BILL No. 1230.

An Act making an appropriation to the Grand View Institution for the Care and Treatment of Poor Consumptives, Oil City, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DILLEY. HOUSE BILL No. 1231.

An Act making an appropriation to the Greenville Hospital, Greenville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZIMMERMAN. HOUSE BILL No. 1232.

An Act to provide medals for certain soldiers, sailors and marines of the Commonwealth of Pennsylvania who served in the Army and Navy of the United States during the War with Germany and her Allies; and making an appropriation for such purposes.

Referred to the Committee on Military Affairs.

By Miss BRANCATO. HOUSE BILL No. 1233.

An Act requiring street cars to be equipped with caution lights.

Referred to the Committee on Railroads and Railways.

By Mr. ALEXANDER. HOUSE BILL No. 1234.

An Act making an appropriation to the Lewistown Hospital, Lewistown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ZIMMERMAN. HOUSE BILL No. 1235.

An Act to provide medals for certain soldiers, sailors and marines of the Commonwealth of Pennsylvania, who served in the Army or Navy of the United States during the period covered by the War with Spain and the Philippine Insurrection for those who served in the Army and Navy of the United States during the War with Germany and her Allies, and making an appropriation for such purposes.

Referred to the Committee on Military Affairs.

By Mr. TUMELTY. HOUSE BILL No. 1236.

An Act to further amend subsection (a) of section seven hundred and twenty-two of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by providing certain exemptions from the payment of fees provided for therein.

Referred to the Committee on Highways.

By Mr. PARKS. HOUSE BILL No. 1237.

An Act to further amend article eight of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" by adding a new section limiting the amount of liquid or motor fuel which may be carried.

Referred to the Committee on Highways.

By Mr. BOOSE. HOUSE BILL No. 1238.

An Act making an appropriation to the Somerset Community Hospital, at Somerset, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PARKS. HOUSE BILL No. 1239.

An Act to amend section five hundred and one of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by requiring extra fees for the assignment of special registration plates.

Referred to the Committee on Highways.

By Mr. REYNOLDS. HOUSE BILL No. 1240.

An Act relating to the purchase and sale of old gold; and prescribing penalties.

Referred to the Committee on Judiciary Special.

By Mr. SIMPSON. HOUSE BILL No. 1241.

An Act making an appropriation to the J. C. Blair Memorial Hospital, of Huntingdon, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. EBERHARTER. HOUSE BILL No. 1242.

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

Referred to the Committee on Counties.

By Mr. SHUGARTS. HOUSE BILL No. 1243.

An Act to amend title of and to add section three to the act approved the first day of June, one thousand eight hundred and eighty-three (P. L. 52), entitled "An act to protect miners in the bituminous coal regions of this Commonwealth" so as to protect miners from fraudulent deprivation of wages providing standard measurements for coal mined and prohibiting the use of other standards providing methods for the ascertainment of proper measurements and imposing penalties.

Referred to the Committee on Mines and Mining.

By Mr. GREEN. HOUSE BILL No. 1244.

An Act requiring pawnbrokers to take the finger prints of persons before receiving from them any pledge or property for safekeeping.

Referred to the Committee on Judiciary Special.

By Mr. SHREINER. HOUSE BILL No. 1245.

An Act to amend sections four thousand one hundred and forty-one four thousand one hundred and forty-two and four thousand one hundred and forty-three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" eliminating compensation to owners whose property is destroyed to abate nuisances.

Referred to the Committee on Municipal Corporations.

By Mr. TURNER. HOUSE BILL No. 1246.

An Act to amend section two hundred and four of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 623), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts" as amended; further regulating the establishment and maintenance of certain branch offices or agencies.

Referred to the Committee on Banking.

By Mr. SHREINER. HOUSE BILL No. 1247.

An Act to amend section eighteen of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales; and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," changing the method of service of writs on persons who are without the Commonwealth, and providing for the effect of a return nihil habet on persons named in such writs or added thereto when such persons cannot be located.

Referred to the Committee on Municipal Corporations.

By Mr. SHREINER. HOUSE BILL No. 1248.

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for reserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts

of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paying claims.

Referred to the Committee on Municipal Corporations.

By Mr. SHREINER. HOUSE BILL No. 1249.

An Act to amend sections one and seventeen of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes" as amended; by relieving from taxation loans of municipal and quasi-municipal corporations of this Commonwealth.

Referred to the Committee on Ways and Means.

By Mr. McCREARY. HOUSE BILL No. 1250.

An Act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; conferring powers and imposing duties on certain county and city officers and on the State Department of Revenue; and fixing penalties.

Referred to the Committee on Ways and Means.

By Mr. WICKERSHAM. HOUSE BILL No. 1251.

An Act imposing an income tax for school purposes on residents of this Commonwealth, including fiduciaries, and on income of nonresidents derived from property or business in this Commonwealth; providing for disposition of proceeds of the tax, limiting the local taxes which may be levied by school districts receiving proceeds of income taxes; defining taxable income and requiring filing of returns thereof; providing for the withholding of the tax at source in certain cases, and imposing duties on withholding agents; providing methods and proceedings for determination and collection of the tax and imposition of liens therefor; providing for administration of the act by the Department of Revenue, authorizing that Department to make rules, imposing penalties; and making an appropriation for administrative costs.

Referred to the Committee on Ways and Means.

By Mr. SCHWARTZ. HOUSE BILL No. 1252.

An Act to amend sections one and two, as amended, and section seventy of the act approved the seventh day of June, one thousand nine hundred and eleven (P. L. 680), entitled "An act providing for the examination, licensure, and registration of persons, firms, or corporations engaged or engaging in the business or work of plumbing or house drainage, and prescribing certain rules, regulations, and requirements for the construction of plumbing, house drainage, and cesspools in cities of the first class, and imposing fines, penalties, and forfeitures for violation thereof," by including water piping additions, alternations and repairs to plumbing, house drainage, water piping, cesspools, wastes, traps or vents; changing the terms of the certificate of master plumbers; changing the fees for examinations; requirements for registration and re-registration of master plumbers and journeymen; and providing for the penalty for the violation of the provisions herein.

Referred to the Committee on Public Health and Sanitation.

By Mr. HOLLAND. HOUSE BILL No. 1253.

An Act providing for and regulating the appointment, promotion, reduction in rank and removal of paid members of the Bureau of Fire, Bureau of Police, Bureau of Detectives, Bureau of Electricity, Bureau of Electricity in connection with fire and police departments, Police Telephone Operators and their assistants, and Police Radio Operators and their assistants in counties of the second class and in the cities, boroughs, towns, and townships within such counties, ceating a county civil service commission in each county, the members thereof to receive salaries to be payable by the counties, defining the powers and duties of such civil service commissions, imposing certain duties and expenses on such counties and the cities, boroughs, towns and townships located therein, imposing penalties and repealing inconsistent laws.

Referred to the Committee on Counties.

By Mr. SOWERS. HOUSE BILL No. 1254.

An Act to further amend section one of the act approved the twenty-sixth day of April, one thousand eight hundred and fifty-five (P. L. 309), entitled "An act relating to damages for injuries producing death:" by giving personal representatives the authority to recover damages for hospital, nursing, medical and other expenses; including a reasonable amount for creditors.

Referred to the Committee on Judiciary General.

By Mr. MUNLEY. HOUSE BILL No. 1255.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth;" by adding thereto route 35059 in the Borough of Dickinson City, Lackawanna County.

Referred to the Committee on Highways.

By Mr. SCHWARTZ. HOUSE BILL No. 1256.

An Act to repeal the act approved the ninth day of July, one thousand eight hundred and eighty-one (P. L. 162), entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors, lessees, keepers or managers of theatres or other places of amusement."

Referred to the Committee on Law and Order.

BY Mr. MOOMAW. HOUSE BILL No. 1257.

An Act making an appropriation to the Waynesboro Hospital, Waynesboro, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MOOMAW. HOUSE BILL No. 1258.

An Act making an appropriation to the Chambersburg Hospital, Chambersburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. COAKLEY. HOUSE BILL No. 1259.

An Act prohibiting the placing of advertising matter or other propoganda in or upon any school books book covers stationery or supplies of any kind or character furnished to pupils and students for use in the conduct of public schools of this Comonwealth and prescribing penalties for violations thereof.

Referred to the Committee on Education.

By Mr. GREENSTEIN. HOUSE BILL No. 1260.

An Act limiting the questions to be determined on new trials in certain cases.

Referred to the Committee on Judiciary General.

By Mr. GREENSTEIN. HOUSE BILL No. 1261.

An Act making an appropriation to the Mount Sinai Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GREENSTEIN. HOUSE BILL No. 1262.

An Act making hospital records admissible in evidence.

Referred to the Committee on Judiciary General.

By Mr. PHILLIPS. HOUSE BILL No. 1263.

An Act making an appropriation to the Scranton State Hospital, at Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. GREEN. HOUSE BILL No. 1264.

An Act to amend part of sections one and two, as amended, and section six of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," limiting loans authorized under the act to the sum of two hundred ($200) dollars.

Referred to the Committee on Banking.

By Mr. HARMUTH. HOUSE BILL No. 1265.

An Act to repeal the act approved the twenty-ninth day of April, one thousand nine hundred and twenty-nine (P. L. 851), entitled "An act fixing the time of holding elections on questions submitted to electors of boroughs."

Referred to the Committee on Boroughs and Townships.

By Mr. HARMUTH. HOUSE BILL No. 1266.

An Act to repeal the act approved the thirteenth day of May, one thousand nine hundred and twenty-seven (P. L. 992), entitled "An act prohibiting cities, boroughs, towns and townships to increase or diminish the salary, compensation or emoluments of elected officers after their election," heretofore repealed as to cities of the second class, cities of the third class, townships of the first class and townships of the second class, as far as the same relates to boroughs.

Referred to the Committee on Boroughs and Townships.

By Mr. HARMUTH. HOUSE BILL No. 1267.

An Act to repeal the act approved the first day of June, one thousand nine hundred and fifteen (P. L. 665), entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof."

Referred to the Committee on Boroughs and Townships.

By Mr. HARMUTH. HOUSE BILL No. 1268.

An Act to repeal the act approved the twenty-fourth day of June, one thousand eight hundred and ninety-five (P. L. 250), entitled "An act authorizing boroughs to redeem outstanding bonds, and for that purpose issue and sell new interest-bearing bonds, and to provide a fund for the redemption thereof."

Referred to the Committee on Boroughs and Townships.

By Mr. MOUL. HOUSE BILL No. 1269.

An Act to amend section eight hundred and four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 6682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by requiring policies of mutual insurance companies, other than mutual life companies, to show that the insured may become subject to assessment.

Referred to the Committee on Insurance.

By Mr. MOUL. HOUSE BILL No. 1270.

An Act to amend section five hundred and thirty-four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by giving to certain former policyholders of mutual fire insurance companies the same rights as persons holding policies at the time of such mutual company becoming a stock company.

Referred to the Committee on Insurance.

By Mr. MOUL. HOUSE BILL No. 1271.

An Act making an appropriation to the Hanover General Hospital, of Hanover, York County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. FINNERTY. HOUSE BILL No. 1272.

An Act making an appropriation to the Contributors to the Pennsylvania Hospital, of Philadelphia, Pennsylvania, for the maintenance of its department for the sick and injured.

Referred to the Committee on Appropriations.

By Mr. FINNERTY. HOUSE BILL No. 1273.

An Act making an appropriation to the Philadelphia Lying-in Hospital, of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By. Mr. WASSERMAN. HOUSE BILL No. 1274.

An Act removing contributory negligence as a bar to recovery in cases of personal injury or death; and providing for its consideration in mitigation of damages.

Referred to the Committee on Judiciary General.

By Mr. FINNERTY. HOUSE BILL No. 1275.

An Act making an appropriation to the Maternity Hospital, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WEISS. HOUSE BILL No. 1276.

An Act to amend section six of the act approved the nineteenth day of June, one thousand nine hundred and eleven (P. L. 1055), entitled "An act authorizing the release on probation of certain convicts, instead of imposing sentences; the appointment of probation and parole

officers, and the payment of their salaries and expenses; regulating the manner of sentencing convicts in certain cases, and providing for their release on parole; their conviction of crime during parole, and their re-arrest and re-conviction for breech of parole; and extending the powers and duties of boards of prison inspectors of penitentiaries," as amended; making possible the concurrent sentencing of persons convicted of more than one offense in certain cases.

Referred to the Committee on Judiciary General.

By Mr. ANDREWS. HOUSE BILL No. 1277.

An Act to amend section one of the act approved the eighteenth day of March, one thousand eight hundred and seventy-five (P. L. 28), entitled "An act to authorize the judges of the several courts throughout the Commonwealth to fix the number of the regular terms of said several courts and the times for holding the same, the time for summoning the grand jury and for the returns of constable, alderman, and justices of the peace to the same," as amended; conferring further powers upon the judges of said courts in the continuance of terms of court, and limiting the effect of such continuance.

Referred to the Committee on Judiciary General.

By Mr. ANDREWS. HOUSE BILL No. 1278.

An Act limiting the mileage cost for service of subpoenas in criminal cases to the trips actually made and imposing certain duties on district attorneys.

Referred to the Committee on Judiciary General.

Mr. ANDREWS. HOUSE BILL No. 1279.

An Act governing the payment of witness fees to Commonwealth witnesses in criminal proceedings; and prohibiting duplicate payments.

Referred to the Committee on Judiciary General.

By Mr. ANDREWS. HOUSE BILL No. 1280.

An Act abolishing constables' returns to the court of quarter sessions.

Referred to the Committee on Judiciary General.

By Mr. JOHN E. BROWN. HOUSE BILL No. 1281.

An Act to further amend section two thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reoganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined;" by adding thereto clause (k) providing for the leasing or sale of mineral rights in certain State-owned lands.

Referred to the Committee on Judiciary Local.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 113. (HOUSE BILL No. 1282).

An Act making an appropriation to the Chester County Hospital West Chester Pennsylvania

Referred to the Committee on Appropriations.

SENATE BILL No. 173. (HOUSE BILL No. 1283).

An Act making and appropriation to the Downingtown Industrial and Agricultural School Downingtown Pennsylvania

Referred to the Committee on Appropriations.

SENATE BILL No. 233. (HOUSE BILL No. 1284).

An Act relating to the redemption of real estate purchased by counties at tax sale

Referred to the Committee on Counties.

SENATE BILL No. 322. (HOUSE BILL No. 1285).

An Act making an appropriation to the Pennsylvania Epileptic Hospital and Colony Farm Chester County Pennsylvania

Referred to the Committee on Appropriations.

RESOLUTION INTRODUCED AND REFERRED

By Mr. MURRIN (Concurrent) RESOLUTION No. 74.

In the House of Representatives, March 4, 1935.

Whereas, There is a lack of uniformity in the methods of appraising and taxing petroleum producing property by the various taxing units of the Commonwealth of Pennsylvania and the various petroleum producing states of the United States; and

Whereas, It is desirable that the present inequities be remedied; and

Whereas, It may be desirable and practicable to adopt uniform methods and rates of taxation upon such property by the several oil producing states; now, therefore, be it

Resolved, (if the Senate concur), by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met, That the General Assembly of the Commonwealth of Pennsylvania hereby requests the American Legislators' Association to call a conference of the representatives of the oil producing states with a view of formulating uniform legislation and methods of taxing petroleum producing property; be it further

Resolved, That if such a conference is called, the delegates from the Commonwealth of Pennsylvania shall consist of: a member of the House of Representatives, to be appointed by the Speaker, a member of the Senate, to be appointed by the President Pro Tempore of the Senate, a member to be appointed by the Governor; be it further

Resolved, That a copy of this resolution be transmitted to the American Legislators' Association, to the governors of the petroleum producing states, and the presidents of the Senate and speakers of said states, with the request that they submit it for action by the Legislature of their states.

Referred to the Committee on Interstate Co-operation.

By Mr. WOODSIDE. RESOLUTION No. 75.

In the House of Representatives, March 4, 1935.

Whereas, The Governor in his budget has recommended an appropriation for Pennsylvania State College substantially less than that made to the said institution in the last biennium; and

Whereas, Little or no reduction was made in the recommended appropriations to the State's other great institutions of learning, University of Pennsylvania, Temple University and the University of Pittsburgh; and

Whereas, Pennsylvania State College appears to be unjustly discriminated against; and

Whereas, Pennsylvania State College has always been considered a particularly Pennsylvania institution by most Pennsylvanians, and a preponderate number of its student body are Pennsylvanians whose means are limited; and

Whereas, Pennsylvania State College has been outstanding among all State-aid educational institutions in the encouragement of patriotism and in the discouragement of radical and unamerican teachings and tendencies; and

Whereas, Pennsylvania State College is poor in endowment but rich in accomplishment; now therefore be it

Resolved, That in the opinion of this House, the appropriation to Pennsylvania State College should not be reduced if revenue permits, and under no circumstances should the appropriation to Pennsylvania State College be reduced by a larger percentage than the appropriation to the other three aforesaid institutions.

Referred to the Committee on Education

By Mr. JOHN E. BROWN. RESOLUTION No. 76.

In the House of Representatives, March 4, 1935.

Whereas, The minority floor leaders suggested cutting down the appropriation to the committee investigating the Pennsylvania Liquor Control Board on the theory that the lawyer members of the committee should attend to the legal work of the committee and the examination of witnesses; and

Whereas, The membership of this House consists of men of varied occupations, therefore as a means of further economy in the operation of the State Capitol property, be it

Resolved, That Dr. Surface, our renowned zoologist, familiar with our fauna and flora, care for the shrubbery; Mr. McCreary, our distinguished dirt farmer, care for the lawn; Mr. Carson, our expert wood worker, do the carpenter work; Mr. Downey, trained to the job, attend to the police work; and that Mr. Witkin feed the squirrels.

Referred to the Committee on Rules.

By Mr. JOHN A. SMITH (Concurrent). RESOLUTION No. 77.

In the House of Representatives, March 4, 1935.

Whereas, A current appropriation liability of $50,000,000 is anticipated as a heritage from the former administration, and

Whereas, Constitutional limitations prevent another bond issue for relief within three years, and

Whereas, Many persons contend that constitutional limitations prevent the enactment of graduated income and inheritance taxes as a means of relieving the burden of taxation on real estate, and

Whereas, School districts thoughout the Commonwealth are sorely pressed for funds with which to pay teachers, fuel and supplies, and unless increased subsidies are granted the burden on real estate will further increase and drive farm and home owners into more desperate financial straights, and

Whereas, The immediate need for funds demands taxation, the constitutionality of which is certain and the burden of which will not fall on the citizens of our Commonwealth who are least able to pay, and

Whereas, An additional levy of two cents on gasoline appears to be inevitable in the light of the current deficit, depleted special funds and obligations to replace them, the General Fund financial difficulties, and the necessity of augmenting existing revenues until the present deficit is paid and constitutional changes enable the General Assembly to provide a more equitable distribution of the tax load, and

Whereas, The highway program of the Commonwealth is seriously crippled by lack of funds, therefore be it

Resolved, That the House of Representatives now convened recomend to the State Emergency Relief Board an allocation of relief funds for work relief on the roads of the Commonwealth and political subdivisions thereof during the current biennium equal to or in excess of the amount to be raised by any tax on gasoline;

Resolved, That a copy of this resolution be transmitted to the State Emergency Relief Board by the Chief Clerk of the House.

Referred to the Committee on Ways and Means.

By Mr. SOWERS. RESOLUTION No. 78.

In the House of Representatives, March 4, 1935.

Whereas, Much of the product of American industries and American workmen remains unsold and plants are closed and workmen idle because competing articles manufactured abroad by cheap labor can be sold in American markets at a much lower price; and

Whereas, The plants manufacturing such articles could be opened and operated and many workmen could be given employment if this unfair competition could be stifled; and

Whereas, In the past a protective tariff has stimulated American industry, guaranteed a full dinner pail and brought prosperity and happiness to American labor; therefore be it

Resolved, That this House of Representatives of the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to immediately pass a protective tariff measure similar to those which in former years have resulted in the development of American industry and the employment of American labor; and be it further

Resolved, That a copy of this resolution be transmitted to the proper officers of the Senate and the House of Representatives of the Congress of the United States.

Referred to the Committee on Judiciary Special.

COMMUNICATION

The SPEAKER laid before the House the following communication which was read by the Clerk.

FIRE DEPARTMENTS

A resolution from the Council from the City of New Kensington opposing passage of House Bill No. 597.

Referred to the Committee on Cities.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, March 4, 1935.

Whereas, From the statement just made bv His Excellency, the Governor of the Commonwealth of Pennsylvania, it appears that there is an immediate need for the raising of four million two hundred thousand dollars ($4,200,000) for the use of the General Fund by transfer from Motor Vehicle Fund and Fire Insurance Tax Fund for the purpose of meeting payments for old age assistance and blind assistance and hospitals, therefore be it

Resolved, (if the Senate concur), That the General Assembly hereby authorizes the Governor and the fiscal officers of the Commonwealth to transfer to the General Fund from Motor Vehicle Fund and Fire Insurance Tax Fund for deposit in the General Fund such amount of moneys, not in excess of four million two hundred thousand dollars ($4,200,000), as may be needed immediately for the payment of assistance to the aged and the blind and hospitals, and the General Assembly hereby pledges that it will pass appropriate legislation validating the action of the Governor and the fiscal officers in making such transfers and providing such moneys if the legislation enacted for the purpose of making said transfers and providing said moneys shall provide for the repayment of such moneys to the said funds from which the same was taken on or before December 31, 1935.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 4, 1935.

Resolved, (if the House of Representatives concur) That when the Senate adjourns this week it reconvene Monday evening, March 11, at nine o'clock; and when the House of Representatives adjourns this week it reconvene Monday evening, March 11, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

LEAVE OF ABSENCE

Mr. Alexander asked and obtained leave of absence Mr. HETRICK for the day.

REPORTS FROM COMMITTEES

Mr. JAMES W. PATTERSON, from the Committee on Elections reported as amended, House Bill No. 321, entitled:

An Act to amend section six as amended, section eight and section ten as amended of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," providing that only registered and enrolled members of political parties shall be qualified to sign nomination petitions, and limiting the number of specimen ballots to be given candidates at primaries.

Mr. DENT, from the Committee on Public Utilities reported as committed, House Bill No. 207, entitled:

An Act making it unlawful for corporations, associations, co-partnerships and individuals engaged as public service companies in supplying gas, electric energy or water to manufacture, sell, rent or lease certain appliances and articles or to be interested in or affiliated with any other corporation, association, co-partnership or person engaged in the manufacture, sale or leasing of such appliances or articles, and providing for enforcement by the Public Service Commission.

Mr. MENTZER, from the Committee on Public Utilities reported as committed, House Bill No. 228, entitled:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one or article one of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporation engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by exempting the conveyance of perishable food products from regulation by the Commission.

Mr. EBERHARTER, from the Committee on Judiciary General reported as committed, House Bill No. 337, entitled:

An Act to amend section one hundred and forty-eight of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," extending the provisions of said act to fixtures, hunting lodges, cabins, cottages and barns.

Miss BRANCATO, from the Committee on Judiciary General reported as committed, House Bill No. 933, entitled:

An Act to repeal the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1271), entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial, in the county court for the county of Allegheny."

Mr. COOLAHAN, from the Committee on Insurance reported as committed, House Bill No. 873, entitled:

An Act to amend subdivision (d) of article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by withdrawing from the assets of certain companies and associations carrying workmen's compensation insurance which have become insolvent a sum sufficient to pay all claims which may arise under policies issued by them, and providing for the handling of such fund.

Mr. PFAFF, from the Committee on Elections reported as committed, House Bill No. 515, entitled:

An Act declaring persons receiving retirement allowances or pensions from funds to which the Commonwealth or political subdivisions contribute ineligible to hold certain public offices and positions.

Mr. ACHTERMAN, from the Committee on Judiciary General reported as committed, House Bill No. 522, entitled:

An Act to amend section fifty-three of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 572), entitled "An act relating to the commencement of actions," as amended, changing the time in foreign attachment proceedings when judgment may be taken against the defendant for want of an appearance.

Mr. HOLSTROM, from the Committee on Elections reported as committed, House Bill No. 318, entitled:

nA Act to amend sections ten and fourteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended; by substituting additional copies of the general return sheet for the triplicate party return sheets in the preparation for conduct of, and returning, canvassing, and computing the vote cast at primary elections; regulating their form of the numbered lists of voters; regulating the duties of election officers in calling and tabulating the votes; and regulating return board procedure.

Mr. JOHN J. BAKER, from the Committee on Elections reported as amended, House Billl No. 1060, entitled:

An Act providing that public school buildings shall be the polling places of the election district in which they are located, and making general, municipal and primary election days school holidays.

Mr. HOOPES, from the Committee on Judiciary General reported as committed, House Bill No. 519, entitled:

An Act to amend section four of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (P. L. 8), entitled "An act relative to fraudulent debtors," changing the time in certain cases of attachment proceedings when the plaintiff may proceed in his action.

Mr. HOOPES, from the Committee on Elections reported as committed, House Bill No. 563, entitled:

An Act to amend paragraph (b) of section six of the act approved the twelfth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, seven hundred nineteen), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by providing for the requirements of this paragraph to apply also to candidates for ward, borough, township, school district or party offices.

Mr. TAHL, from the Committee on Insurance reported as committed, House Bill No. 375, entitled:

An Act to amend sections four hundred and ten and four hundred and eleven of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," including policies of industrial insurance under uniform policy and prohibited policy provisions.

Mr. SHORTZ, from the Committee on Election reported as committed, House Bill No. 979, entitled:

An Act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; providing for the appointment of registration commissioners for such cities; and prescribing their powers and duties and the powers and duties of registrars, inspectors of registration and other appointees of such commissions, election officers, municipal officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers and registrars of vital statistics; and imposing penalties.

Mr. BLUMBERG, from the Committee on Judiciary General reported as committed, House Bill No. 493, entitled:

An Act to amend section thirty-seven of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant.

Mr. BLUMBERG, from the Committee on Elections reported as committed, House Bill No. 768, entitled:

An Act to amend sections five and six of the act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended, by changing the time for filing nomination papers and changing the time for filing objections thereto.

Mr. SHEPARD, from the Committee on Insurance reported as committed, House Bill No. 454, entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities, townships and boroughs for payment to firemen's relief pension and retirement funds.

RESOLUTION NO. 1.

Mr. ANDREWS. Mr. Speaker, I desire to call up at this time Resolution No. 1, Printer's No. 159.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 14, 1935.

Whereas, Thousands of Pennsylvania citizens are directly and acutely interested in the passage of a "bank payoff bill" and

Whereas, Such a measure will shortly be pending in the Congress of the United States and

Whereas, This "bank payoff bill" will provide that the Federal Government take over the assets of all closed banks in the country immediately pay in full the depositors and liquidate the assets in the closed banks in an orderly way during a period of twenty years and

Whereas, Such a method of orderly liquidation will greatly enhance the value of frozen assets and will stop deflation of values in real estate and many other banks holdings and

Whereas, The Federal Government by thawing out the imponded life savings of ten million Americans will promote business confidence and activity, will diminish relief payrolls and will be dealing justly with the depositors in closed banks therefore be it

Resolved, (if the Senate concur), that the General Assembly memoralize the Congress of the United States to enact legislation authorizing the Federal Government to take over the assets of all closed banks and immediately pay depositors in full and especially requests Pennsylvania's Representatives in the Congress of the United States to use every effort consistent with honorable practices to secure the enactment of such legislation

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the presiding officer of the Senate and Speaker of the House of Representatives of the United States

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION No. 51

Mr. REYNOLDS. Mr. Speaker, I desire to call up at this time Resolution No. 51, Printer's No. 152.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 13, 1935.

Whereas During each year many lynchings occur statistics revealing that twenty-five happened during the last year and more than five thousand during the last fifty years and

Whereas State government cannot put an end to this evil which reflects upon the good name of the states in which occurring and upon the United States and

Whereas A bill is pending in Congress known as the Costigan Wagner Bill to enable the Federal Government to control this evil therefore be it

Resolved (if the Senate concur) That the General Assembly hereby memorializes the Congress of the United States to pass legislation consistent with the Constitution of the United States which will enable the Federal Government to assist in the prevention of this crime and punish offenders against the Federal law

Resolved That a copy of this resolution be transmitted to the Senate and House of Representatives of the United States by the Chief Clerk of this House.

On the question,

Will the House adopt the resolution?

Mr. REYNOLDS. This resolution was drawn up and introduced for the purpose of asking Congress to pass legislation before them now and I understand it should be reported out very shortly, to try to get the Federal Government to put an end to one of the most serious crimes that has been carried on in this country. When kidnapping became so prevalent in this country Congress immediately passed a law making it a Federal offense. That has certainly helped to retard the progress of kidnapping. There are several states of the union that have very little regard for the constitutional rights of certain of their citizens, and they don't hesitate to take the law in their own hands, and to take life without due recourse of law.

I think that the great state of Pennsylvania would go a long way toward doing justice to the citizens of the United States if they would go on record asking Congress to pass this law, which is to prevent mob violence and lynch law. Our good Senator Guffey has gone on record as being in favor of this legislation; Governor Earle has gone on record as being in favor of this legislation; Senator Davis has gone on record as favoring it and I ask the members of this House to vote yes on this resolution in order that we may say to the people of these United States that we are unalterably opposed to all sorts of mob violence and lynch law.

On the question recurring

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

RESOLUTION No. 59.

Mr. HALUSKA. Mr. Speaker, I desire to call up at this time Resolution No. 59, Printer's No. 157.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 18, 1935.

Whereas, Dissatisfaction with the administration of direct and work relief is widespread in the County of Cambria, allegations are made that the Cambria County Emergency Relief Board and the United States Employment Bureau, and other agencies dealing with relief, are not using their powers consistent with the best interests of those in need, the misery is widespread; that improper and incompetent personnel is being employed; that political activity is being indulged in and aid granted on a political basis; that discrimination on account of race, creed and color is practiced; and that husbands and wives are both employed or one employed when the other has employment elsewhere; therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of five members of the House, whose duty it shall be to thoroughly and impartially investigate the Cambria County Emergency Relief Board and the United States Employment Bureau in said county, or any other governmental agency dealing with relief, and the personnel thereof,

with a view of determining whether the allegations set forth in the preamble hereof are true, and to make report thereof to the House of Representatives as early as possible;

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases;

Resolved, That said committee shall have the further right and authority to issue a requisition to the aforesaid board, bureau, or agency for such stenographic help or service as it may deem necessary under the circumstances, in the taking of testimony and the conduct of hearings, etc.

On the question,

Will the House adopt the resolution?

It was adopted.

RESOLUTION

Mr. SHEINER offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objections?

Mr. FURMAN. Mr. Speaker, is this a privileged resolution?

The SPEAKER. It is not a privileged resolution.

Mr. FURMAN. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted. The resolution will be filed with the Clerk under the rules.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 738, entitled:

An Act to amend section seven hundred and two of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," providing that one-half of all fines and penalties shall be paid to counties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 648, entitled:

An Act to amend section three of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs, providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended; by providing for the free licensing of certain dogs of blind persons.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 540, entitled:

An Act to repeal part of section one of the act approved the twenty-second day of July, one thousand eight hundred and thirty-nine (P. L. 559), entitled "An act to provide for the election of prothonotaries, clerks, recorders and registers;" so far as the same relates to Cumberland County.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 258, entitled:

A Supplement to the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly;" providing for the filing of liens for taxes which have been returned to the county commissioners for non-payment, for the filing of joint liens by county commissioners for the county and other taxing districts, and for the collection of such liens; and imposing certain duties upon tax collectors.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 720, entitled:

An Act to amend sections six hundred and fifty, six hundred and fifty-one, section six hundred and fifty-two as amended, sections six hundred and fifty-four, six hundred and fifty-five and six hundred and fifty six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth,

seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," empowering counties to acquire lands for recreational purposes, parkways, bridle paths and foot paths by eminent domain.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 611, entitled:

An Act to amend section three hundred and nine as amended, and sections five hundred and two and five hundred and eight of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," further regulating the payment by the counties of the cost of admission, care and discharge of mental patients.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 227, as follows:

An Act requiring the corporate authorities of cities of the second and third class having a paid or part paid fire department to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen and the hours and working conditions of such firemen in such cities providing an election to ascertain the will of the electors and the manner and method whereby such election may be held and providing the form and manner in which the question shall be submitted to the vote of the people of such cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the corporate authorities of cities of the second and third class having a paid or part paid fire department may ascertain the will of the electors of such cities as to the salary or compensation to be paid to the various classes divisions and grades of firemen and the hours and working conditions of such firemen in such cities as the necessity for the same shall from time to time arise there shall be submitted to the electors of any such cities by the corporate authorities thereof at any fall primary election or municipal election upon the written petition of residents equal to at least five per centum of the highest number of votes cast for any office at the previous general election in any such city the question or questions as to the salary or compensation or the hours and working conditions which it is desired to have voted upon.

Section 2 The said petition shall set forth the question in the form it is desired to have submitted to the electors at such primary or municipal election and shall be sworn to by at least one of the petitioners.

Section 3 If any such petition is sufficiently signed the question or questions therein set forth shall be certified to the county commissioners by the corporate authorities of such city Such question or questions shall then be printed on a separate ballot prepared by the county commissioners in the form as set forth in the petition requesting such election and in the manner as is now provided by law for the preparation of official ballots Where voting machines are used such question or questions shall appear on the face of the machine The election officers shall make returns of the votes cast on such question to the county commissioners or return board who shall compute such votes for and against said question or questions and make a certificate thereof which certificate shall be forwarded to the president of council The expenses of any such election shall be borne by such cities.

Section 4 The vote taken at such election shall be mandatory upon the corporate or other proper authorities of the above classed cities

Section 5 A vote on any question provided for in this act may be had only once in any period of four calendar years

Section 6 Upon the approval of the people sufficient appropriations shall be included in the budget of the following year to carry out the will of the electors

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 900, as follows:

An Act to amend section eleven of the act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred fifty-two) entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in school-houses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusements in which proper fire-escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all such establishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of inspectors office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof fixing the term and salaries of the Chief Factory Inspector and his appointees" requiring exhaust fans to carry off poisonous and noxious fumes and dust

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Asembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the second day of May one thousand nine hundred and five (Pamphlet Laws three hundred fifty-two) entitled "An act to regulate the employment in all kinds of industrial establishments of women and children employed at wages or salary by regulating the age at which minors can be employed and the mode of certifying the same and by fixing the hours of labor for women and minors to provide for the safety of all employes in all industrial establishments and of men women and children in school-houses academies seminaries colleges hotels hospitals storehouses office buildings public halls and places of amusements in which proper fire-escapes exits and extinguishers are required to provide for the health of all employes and of men women and children in all such establishments storehouses and buildings by proper sanitary appliances and to provide for the appointment of the inspectors office clerks and others who with the Chief Factory Inspector shall constitute the Department of Factory Inspection to enforce the same and providing penalties for violations of the provisions thereof fixing the term and salaries of the Chief Factory Inspector and his appointees" is hereby amended to read as follows

Section 11 The owner or person in charge of an establishment where machinery is used shall provide belt-shifters or other mechanical contrivances for the purpose

of throwing on or off belts or pulleys Whenever practicable all machinery shall be provided with loose pulleys All vats pans saws planers cogs gearing belting shafting set-screws grindstones emery-wheels fly-wheels and machinery of every description shall be properly guarded The floor space of no working-room in any establishment shall be so crowded with machinery as thereby to cause risk to the life or limb of an employe nor shall there be in any establishment machinery in excess of the sustaining power of the floors and walls thereof No person shall remove or make ineffective any safeguard around or attached to machinery vats or pans while the same are in use except for the purpose of immediately making repairs thereto and all such safeguards so removed shall be properly replaced Exhaust fans of sufficient power or other sufficient devices shall be provided for the purpose of carrying off poisonous and noxious fumes and gases and dust from furnaces emery-wheels grind-stones and other machinery and devices creating poisonous and noxious fumes and dust. If a machine or any part thereof is in a dangerous condition or is not properly guarded the use thereof may be prohibited by the Chief Factory Inspector or by his deputy and a notice to that effect shall be attached thereto Such notice shall not be removed until the machinery is made safe and the required safeguards are provided and in the meantime such unsafe or dangerous machinery shall not be used

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 190, as follows:

An Act to further amend clause (a) of section eleven of article three of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resultinfi from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" by requiring the sale or leasing of electric water gas and heating plants or distribution systems owned by boroughs to public service companies to be approved by the qualified electors of such boroughs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (a) of section eleven of article three of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which

provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domino one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" as amended by section five of the act approved the third day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand five hundred twenty-six) is hereby further amended to read as follows

Section 11 (a) No contract or agreement between any public service company and any municipal corporation shall be valid unless approved by the commission Provided That upon notice to the local authorities concerned any public service company may apply to the commission before the consent of the local authorities has been obtained for a declaration by the commission of the terms and conditions upon which it will grant its approval of such contract or agreement if at all

In addition thereto no contract or agreement between a public service company and any borough for the sale or leasing of any electric water gas or heating plant or distribution system belonging to such borough shall be valid and no sale or lease thereof shall be made unless such sale or lease has been approved by the majority of the qualified electors of such borough voting on such question submitted at any regular or special election held therefor in the same manner as the question of increasing municipal indebtedness is submitted and voted on under the provisions of existing laws

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 480, as follows:

An Act Authorizing receivers and collectors to demand from tenants payments of delinquent taxes due on real estate and enabling tenants to defalcate taxes so paid against rent due or becoming due and making tenants liable for such taxes where rent is paid and payment of taxes demanded not made

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any receiver or collector of taxes shall have power to require the payment of any delinquent taxes due on any real estate by the tenant occupying such real estate by filing with such tenant a written demand requiring that any rent due or becoming due to the landlord of such real estate shall be paid periodically to such receiver or collector of taxes until all delinquent taxes due on such real estate for any years or years have been paid Any tenant who shall on demand of any receiver or collector of taxes pay such taxes or any part thereof to such receiver or collector of taxes shall have a right to defalcate the amount so paid on said taxes against any rent due or thereafter to become due to the landlord and the receipt of the receiver or collector of taxes showing the payment of such taxes shall be sufficient to forever discharge him from the payment of rent to the amount paid on account of such taxes Any tenant upon whom demand for the payment of taxes has been made as provided by this act who shall refuse to make payment thereof as herein required and shall pay any rent to the landlord after such notice shall become personally liable for the payment of the taxes due on such real estate

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1025, as follows:

An Act to amend section two of the act approved the thirteenth day of June one thousand eight hundred and eighty-three (Pamphlet Laws one hundred nineteen) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" as amended by providing that the coroner instead of the county commissioners shall be notified as to unclaimed bodies unfit for anatomical purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two of the act approved the thirteenth day of June one thousand eight hunded and eighty-three (Pamphlet Laws one hundred nineteen) entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies" as last amended by the act approved the twentieth day of April one thousand nine hundred and twenty-one (Pamphlet Laws one hundred sixty-seven) is hereby further amended to read as follows

Section 2 All public officers agents and servants and all officers agents and servants of any and every county city township borough district and other municipality and of any and every almshouse prison morgue hospital or other municipality or other public institution and all other persons having charge or control over dead human bodies required to be buried at the public expense are hereby required to immediatelly notify the said board of distribution or such person or persons as may from time to time be designated by said board or its duly authorized officer or agent whenever any such body or bodies come to his or their possession charge or control and shall without fee or reward deliver such body or bodies and permit and suffer the said board and its agents and the physicians and surgeons from time to time designated by them who may comply with the provisions of this act to take and remove all such bodies to be used within the State for the advancement of medical science Such notice shall be given to the board of distribution in all cases but no such body shall be delivered if any relative by blood or marriage shall claim the body for burial at the expense of such relative within thirty-six hours after the death but the body shall be surrendered to said claimant for interment nor shall any such body be delivered if any friend or any representative of a fraternal society of which deceased was a member or a representative of any charitable organization shall claim the said body for burial within twetny-four hours after death said burial to be at the expense of such friend fraternal society or charitable organization nor shall the body be delivered if said person was an honorablly discharged soldier sailor or marine of the United States or of the militia of the State of Pennsylvania in which case said body shall be buried in accordance with the provisions of existing laws In case of the death of any person whose body is required to be

buried at the public expense and the duly authorized officer or agent of the board deems such body unfit for anatomical purposes he shall notify in writing the poor directors overseers or in counties in which there are no poor directors or overseers the [County Commissioners] coroner of the county where such person died who shall direct some person to take charge of the body of such deceased indigent person and cause it to be buried and draw warrants upon the treasurer of their county for the payment of such expenses which expenses shall not be less than thirty-five dollars nor more than fifty dollars on each body buried in accordance with the provisions of this act Such warrants shall be made payable to the persons so authorized and directed who shall have buried the bodies for which no warrants are to be drawn No warrants for the payment of the expenses of the burial of any person whose body is required to be buried at the public expense shall be drawn or paid except upon the certificate of the duly authorized officer or agent of the board to the effect that such body is unfit for anatomical purposes or that the body is that of a soldier sailor or marine required to be buried at the public expense and that the provisions of this act have been complied with Wherever through the failure of any person to deliver the body of a deceased indigent as required by this act such body shall become unfit for anatomical purposes and is so certified by the duly authorized officer or agent of said board of distribution such body shall be buried in acordance with the provisions of this act and the person so failing to deliver such body shall pay to the county treasurer the expense so incurred and upon the refusal or failure of such person on demand to pay such expenses the poor directors or overseers or in counties in which there are no poor directors or overseers then the [county commissioners] coroner shall bring suit to recover the same to be recovered as debts of like amount are by law collectible

And said bill having bee read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 864, entitled:

An Act imposing an annual license tax for the privilege of operating maintaining or controlling within this Commonwealth a store or stores as herein defined for the sale of tangible personal property prescribing the method and manner of collecting such tax and its disposition and providing penalties

The first section was read as follows;

Section 1 Short Title Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the "Chain Store Tax Act"

On the question,

Will the House agree to the section?

Mr. HOOPES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 1, line 5, by striking out the word "Chain"

Amend Sec. 1, page 1, line 5, by inserting after the word "Store" the following: Net Income

On the question,

Will the House agree to the amendments?

Mr. JAMES W. PATTERSON. This bill in its present form, Mr. Speaker is a bill that is advocated by the administration of this Commonwealth. The Department of Revenue in whose findings I have the greatest confidence and the greatest respect have drawn this bill for the express purpose of raising four million dollars of very badly needed revenue. I see no reason for any amendments and no reason for any alteration. I, therefore, ask the members of this House to vote down these amendments.

Mr. HOOPES. Mr. Speaker, may I ask that the amendments to the other sections be read so that we may discuss all of them at the same time?

The SPEAKER. The Chair wishes to inform the gentleman that the amendments to the other sections cannot be read because section one is the only section under consideration at this time.

Mr. HOOPES. Mr. Speaker and members of the House, it is a little hard to discuss this amendment to this section only without discussin the amendments which are proposed to the other sections, because after all section one is only the title to the act, and to discuss the title it is necessary to discuss the entire measure. So, I assume I will be in order in discussing the entire measure.

The SPEAKER. The Chair wishes to inform the gentleman from Berks Mr. Hoopes, that we are not on the title; we are on section one at this time.

Mr. HOOPES. Mr. Speaker, section one says: "That this act shall be known and may be cited as the 'Chain Store Tax Act' ". That technically is not the title; it is the name instead of the title and in order to discuss the name of an act it is necessary to discuss the act itself, because if we are going to change the name we have to give a reason for it.

The SPEAKER. The Chair will give the gentleman from Berks a reasonable latitude, but the Chair wishes again to inform the gentleman that we are now discussing the amendment to section one. The gentleman can discuss the other amendments as they come up.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. HOOPES. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. HOOPES. Mr. Speaker, Section one having to do with the name of the act, is it not proper in discussing each section or the amendments to each section to indicate the reasons for the change in the name, which will involve a discussion of the amendments to the other sections?

The SPEAKER. The Chair has already informed the gentleman from Berks that is willing to give him a certain amount of latitude.

Mr. HOOPES. The bill which we have before us for amendment is the so-called "Chain Store Tax Act." I submit to the members of the House that although this bill is part of the administration tax program, as it is at present drawn, it is not in any true sense of the word a tax measure at all. It is a prohibitory measure and intended so to be, drawn with the purpose of handicapping a certain type of business, to wit, chain stores, I submit that it is grossly unfair and inequitable. It does not only aply to large chain stores, which most of you have in mind when you mention chain stores, but it also applies to numerous small chains or chain stores in various communities, and the effect is to put a very heavy and inequitable tax upon these stores and at the same time let the big fellow get by entirely. For instance, I have in mind a chain of grocery stores in Reading and Berks, the

chain consisting of some thirty-nine stores. Under this act the first store will pay two dollars; the next stores will pay five dollars; the next stores will pay ten dollars each; for each store in excess of ten but less than fifteen it will be twenty dollars; between fifteen and twenty stores it will be thirty dollars; between twenty and thirty stores it will be thirty-five dollars, and upon the nine above thirty it will be one hundred dollars each.

I have not taken the time to figure the exact amount of tax that will fall upon these thirty-nine stores but it certainly is obvious that it will run close to two thousand dollars. On the other hand, you can have a big department store like John Wanamaker's in Philadelphia, which will pay two dollars. You could put all of these thirty-nine stores on one floor of Wanamaker's store and you would have to inquire from a floor walker where you could find them—

POINT OF ORDER

Mr. COHEN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. COHEN. Mr. Speaker, according to article three section one of the constitution of Pennsylvania, the amendments offered by the gentleman from Berks are not constitutional.

For the information of the members of the House I will read Article three section one. It states as follows:

"No law shall be passed except by bill, and no bill shall be so altered or amended, on its passage through either House, as to change its original purpose."

"No law shall be passed except by bill, and no bill shall be so altered or amended, on its passage through either House, as to change its original purpose."

Acording to the amendments submitted by the gentleman from Berks, Mr. Hoopes, the purpose of the amendments in effect is to change the bill from a chain store tax to an income tax.

The SPEAKER. The gentleman from York, Mr. Cohen, has raised a point of order on the constitutionality of amendments to House Bill No. 814. The Chair will read the following ruling:

"The constitutionality of a bill or amendment is a question for the House itself to determine and not for the Speaker to decide,—Cooley's Constitutional Limitations Volumne 1, Chapter 4, p. 99, says: 'The decisions for the construction of the constitution must be made by the body upon whom the duty is imposed, or from whom the act is required.' This principle is supported by uniform rulings of the Speakers of this House and of the House of Representatives of U. S. (Hind's precedents, Volumnes 2 and 5) (See also Legislative Journal of Pennsylvania, 1913, pp 1301-1302) (Legislative Journal December 13, 1933, pp 638-639)."

The CHAIR therefore lays the question before the House.

On the question,

Will the House sustain the point of order?

The SPEAKER. Those voting "aye" vote to sustain the point of order thereby declaring the amendments to be unconstitutional. Those voting "no" vote against sustaining the point of order and thereby declaring the amendments to be constitutional.

Mr. HOOPES. Mr. Speaker and members of the House, I submit that the purpose of this bill is to raise revenue. That was the purpose which the Governor gave us when he was before us; that was the purpose which the sponsor of the bill mentioned a while ago, and the purpose of the amendments is to raise revenue. I submit that to slightly change the method of raising revenue, still leaving it a license tax upon stores, if you please, certainly is not an unconstitutional change. If it were, it would be virtually impossible to amend any bill without making it unconstitutional.

I therefore submit that this amendment is perfectly constitutional and I ask the members of the House to vote in favor of sustaining the constitutionality of the amendments, and let us consider the amendments themselves upon their merits. I call your attention to the fact that by voting to sustain the constitutionality of the amendments, you are not in any wise binding yourselves to vote for the amendments when they are submitted. You can vote to sustain their constitutionality, and if you do not like the amendments when they are discussed in detail, as I am not able to do this time under the rules, you will have a chance to vote either for or against them. Let us vote on the merits of the amendments. Let us vote that the amendments are constitutional.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. HOOPES. I will.

Mr. ANDREWS. Mr. Speaker, may I ask the gentleman from Berks whether or not the measure as it now stands is a license tax?

Mr. HOOPES. Mr. Speaker, it is.

Mr. ANDREWS. Mr. Speaker, may I ask the gentleman from Berks whether or not the amendments he now proposes are an income tax in effect?

Mr. HOOPES. Mr. Speaker, it is a license tax measured by net income. It is a license tax. It does not change its purpose.

Mr. SOWERS. Mr. Speaker, it seems to me that the amendment is merely to the title of the bill . May I ask that the other amendments proposed by the gentleman from Berks be read so that we understand them as a whole.

Mr. ANDREWS. Mr. Speaker, it is clearly irregular to read the succeeding amendments. The point that the gentleman from York raised is with regard to the amendments to section one, whether they in and of themselves are unconstitutional. Therefore, the decision must be based upon the amendments to section and not upon the amendments to any succeeding section.

Mr. SOWERS. Mr. Speaker, the amendment as I understand it is to strike out the word "Chain" in section one. Now, Mr. Speaker, that merely related to the title of the Act. It would not matter what title you give to the act, that would not make it unconstitutional.

Mr. ANDREWS. Mr. Speaker, the gentleman from Philadelphia is mistaken. The amendment proposes in addition to striking out "Chain", that two words "net income" be substituted.

Mr. SOWERS. Mr. Speaker, I hardly think that the objection raised by the gentleman from York meets the real question. It doesn't matter what title we give to an act. That doesn't make it constitutional or unconstitutional. The question is whether the substance violates the constitution and not the title.

Mr. HOOPES. Mr. Speaker, am I correct in understand-

ing that in order to vote upon the merits of these amendments, it is necessary to vote "no" on the question which is now before the House?

The SPEAKER. The Chair wishes to inform the gentleman from Berks that we are now on the constitutionality of the amendments and not on the amendments themselves.

Mr. HOOPES. Mr. Speaker, in order to reach the amendments themselves, it is necessary to vote "no" on the matter now before the House is that correct?

The SPEAKER. The Chair wishes to inform the gentleman from Berks that if the point of order to declare the amendment unconstitutional is sustained, the amendment itself is ruled out thereby. If you vote "aye" on the point of order, you will thereby rule the amendment out of order.

Mr. HOOPES. Mr. Speaker, in order to consider the amendment, you must now vote "no"?

The SPEAKER. The Chair wishes to inform the gentleman that we are not now considering whether this is a proper amendment or not, but we are only considering point of order on the constitutionality of the amendment. The other question is not before the House.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. HOOPES. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. HOOPES. Mr. Speaker, if the majority of the members vote "aye" upon the matter now before the House will the amendments themselves be thereby ruled out of order?

The SPEAKER. The Chair has already informed the gentleman to that effect.

Mr. HOOPES. Mr. Speaker, if a member desires to consider the amendments themselves on their merits rather than on the question of constitutionality, in order to attain that result it will be necessary for the member to vote "no" on the matter now before the House, will it not?

The SPEAKER. The gentleman is correct.

Mr. HOOPES. Mr. Speaker, I ask for a roll call.

Mr. WITKIN. Mr. Speaker, in order to clear up confusion on the question do I understand that the question we have before us is the question of voting upon the constitutionality of these amendments?

The SPEAKER. That is correct.

Mr. WITKINS. Mr. Speaker, am I incorrect in my version that in order to sustain the constitutionality, so as subsequently to vote upon the amendments, we will have to vote "aye" sustaining the constitutionality, because we are not voting upon the point of order, we are voting upon whether they are constitutional or not. Therefore, those of us who believe them to be constitutional, as I understand the rules vote "aye"; those who do not believe them to be constitutional vote "no." If I correctly heard the Speaker, I think that he advised the gentleman from Berks to the contrary. I would like to be clear upon the point so as to know how to vote.

The SPEAKER. The Chair will again explain what he has explained before, that you are now voting upon the point of order raised by the gentleman from York, Mr. Cohen, that these amendments are not constitutional. Those voting aye will vote to sustain the point of order raised by the gentleman from York, Mr. Cohen, thereby declaring the amendments unconstitutional. Those voting no will vote against sustaining the point of order raised by the gentleman from York, thereby declaring the amendments constitutional.

On the question recurring,

Will the House sustain the point of order?

The yeas and nays were required by Mr. HOOPES and Mrs. WILSON and were as follows:

YEAS—106

Achterman,	Diehl,	Larue,	Reising,
Alexander,	Dilley,	Long,	Rinn,
Allen,	Downey, G. E.,	Lovett,	Robinson,
Andrews,	Downey, J. J.,	Lynch,	Ruffennach,
Arnold,	Eberharter,	Male,	Schrope,
Atkins,	Falkenstein,	McDermott,	Schwab,
Aukerman,	Finnerty,	McElroy,	Shaw,
Baine,	Fitch,	McHenry,	Shepard,
Baker, J J.,	Flanagan,	Melchiorre,	Shugarts,
Barber,	Flinchbaugh,	Mentzer,	Simon,
Bradley,	Furman,	Moomaw,	Sinwell,
Brancato,	Gerard,	Mooney,	Smith, J. A.,
Brown, H. S.,	Haberlen,	Moran,	Smith, W. G.,
Brown, J. E.,	Hagerty,	Moul,	Stank,
Brumbaugh,	Haluska,	Munley,	Stevens,
Burke,	Hamilton, F. P.,	Murrin,	Stone,
Cannon,	Harmuth,	Nagel,	Sumney,
Caputo,	Hartman,	O'Keefe,	Tumelty,
Carson,	Hindman,	Ominsky,	Van Sickle,
Chervenak,	Hirsch,	O'Neill,	Walker,
Coakley,	Holstrom,	Panton,	Weiss,
Cochran,	Kane,	Patterson, C.,	Welliver,
Cohen,	Kelso,	Patterson, J. W.,	Welsh,
Coleman,	Kilroy,	Pearson,	Westrick,
Coolahan,	Kinney,	Pfaff,	Zappala,
Decker,	Klingler,	Piole,	Sarig.
Dent,	Kobelak,	Powers,	

NAYS—86

Altenburg,	Forrest,	Moore,	Stewart,
Baker, F. T.,	Gates,	Muir,	Stockham,
Baldi,	Gillette,	Parks,	Stott,
Barnhardt,	Green,	Perry,	Surface,
Bernhard,	Greenstein,	Peters,	Tahl,
Blumberg,	Habbyshaw,	Reynolds,	Terry,
Boose,	Hamilton, R. S.,	Rhys,	Tronzo,
Boyd, R.,	Harkins,	Roan,	Trout,
Boyer,	Hart,	Rooney,	Turner,
Brennan,	Hermansen,	Root,	Van Allsburg,
Carr,	Hoffner,	Sarraf,	Wasserman,
Castor,	Holland,	Schrock,	Weidemann,
Condon,	Hoopes,	Schwartz,	White,
Conner,	Horst,	Shortz,	Wickersham,
Cordier,	Jackson,	Shreiner,	Wilson,
Davies,	Jones,	Simpson,	Witkin,
Denning,	Longaker,	Sloan,	Wood,
Duffort,	Mason,	Snyder, F. E.,	Woodside,
Ederer,	McCreary,	Snyder, J. L.,	Yeakel,
Eroe,	McDevitt,	Sowers,	Yourishin,
Ferko,	McKinney,	Sproul,	Zimmerman,
Flynn,	Merrell,		

So the question was determined in the affirmative and the point of order was sustained.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The second section was read as follows:

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Association" A partnership limited partnership or any other form of unincorporated enterprise owned by two or more persons

"Corporation" A corportaion or joint stock association organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency

"Department" The Department of Revenue of this Commonwealth

"Person" Every natural person association corporation receiver trustee or assignee

"Store" Any store or stores or any mercantile establishment or establishments which are owned operated maintained or controlled by the same person as herein defined in which tangible personal property of any kind is sold at retail

The singular shall include the plural and the masculine shal include the feminine and neuter

On the question,

Will the House agree to the section?

Mr. HOOPES. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 2, page 2, lines 13 and 14, by striking out the words "which are owned, operated, main-" in line 13, and all the words in line 14.

On the question,

Will the House agree to the amendment?

Mr. J. W. PATTERSON. Mr. Speaker, the intent of this bill is clear; it is competently drawn. I ask the membership of this House to vote down these amendments.

Mr. HOOPES. Mr. Speaker and members of the House, in order to save time, and inasmuch as the Chair has ruled that the House has decided on the amendment already offered, I wish to withdraw the amendment to section two, but I certainly will insist on the amendments to Section 7.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The third section was read as follows:

Section 3 License It shall be unlawful for any person to open establish operate maintain or control any store in this Commonwealth without first having obtained a license so to do from the Department of Revenue as hereinafter provided but each person engaged in the operation maintenance or control of a store on the effective date of this act shall have sixty days within which to obtain such license for each store operated maintained or controlled by him A separate license shall be procured for each store Licenses issued under this act may not be transferred or assigned Each licensee shall display each license so issued in a conspicuous place in the store for which such license is issued

On the question,

Will the House agree to the section?

The SPEAKER. Does the gentleman withdraw his amendments to section 3 but insist upon the amendments to section 7?

Mr. HOOPES. Mr. Speaker, in order to have this matter properly before the House, it seems to me that it is necessary to discuss Section 7 before we can discuss the other sections. I say that because the sections leading up to section 7 merely set up the form of the act. The meat of the amendments is in the amendments to section 7. Now, when we come to those amendments after we have adopted the others, or refused to adopt the others, we put ourselves in the position where we will have to turn around and reconsider everything that has gone before. Therefore, I repeat my request, even is it is necessary to suspend the rules to do it, or that the House give the unanimous consent, to have the amendments read, particularly those to section 7 which set forth the purpose of the act. We can then discuss the matter intelligently and know on what we are voting. As it is we are voting in the dark and nobody else in the House else except myself and those at the desk know what the other amendments are. I am frank to admit that I cannot remember all of them myself.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The fourth, fifth and sixth sections were separately read and agreed to as follows:

Section 4 Application for License Any person desiring to open establish operate maintain or control a store in this Commonwealth shall apply to the department for a license so to do The application for license shall be made on a form which shall be prescribed and furnished by the department and shall set forth the name of the person desiring such license the name and location of the store for which the license is desired and such other information as the department may require Each such application shall be accompanied by the proper license tax as hereinafter prescribed in this act

Section 5 Period of the License All licenses shall expire on the thirty-first day of December next succeeding the date upon which they are issued

Section 6 Applications for Renewal of License On or before the thirty-first day of December of each year every person holding a license under this act shall apply to the department for a renewal license for the calendar year next ensuing Every application for renewal license shall be accompanied by the license tax as hereinafter prescribed in this act

The seventh section was read as follows:

Section 7 License Taxes A Every person opening establishing operating maintaining or controlling one or more stores within this Commonwealth under the same general management supervision or ownership shall pay an annual license tax for the privilege of opening establishing operating maintaining or controlling such store or stores as follows

(1) Upon one store the sum of two dollars ($2.00) for each such store

(2) Upon two stores or more but not to exceed five stores the sum of five dollars ($5.00) for each such additional store

(3) Upon six stores or more but not to exceed ten stores the sum of ten dollars ($10.00) for each such additional store

(4) Upon each store in excess of ten but not to exceed fifteen the sum of twenty dollars ($20.00) for each such additional store

(5) Upon each store in excess of fifteen but not to exceed twenty stores the sum of thirty dollars ($30.00) for each such additional store

(6) Upon each store in excess of twenty but not to exceed thirty stores the sum of thirty-five dollars ($35.00) for each additional store

(7) Upon each store in excess of thirty but not to exceed fifty stores the sum of one hundred dollars ($100.00) for each such additional store

(8) Upon each store in excess of fifty but not to exceed seventy-five the sum of two hundred dollars ($200.00) for each such additional store

(9) Upon each store in excess of seventy-five the sum of two hundred and fifty dollars ($250.00) for each such additional store

B (1) License taxes for licenses when applied for and issued on or after the first day of July of any year except the year one thousand nine hundred thirty-five shall be one-half of the appropriate annual license tax

(2) License taxes for licenses applied for and issued on or after the fiftenth day of August of the year one thousand nine hundred thirty-five shall be one-half the appropriate annual license tax

On the question,

Will the House agree to the section?

Mr. HOOPES. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 7, page 4, lines 1 and 2, by striking out the words "as follows" and inserting in lieu thereof the following: "which shall be measured by two per centum of the net income from such store for the preceding calendar year, said net income to be ascertained in the manner provided by Federal law for the ascertainment of net income of corporations."

Amend Sec. 7 page 4, lines 3 to 28, both inclusive, by striking out all of said lines.

Amend Sec. 7, page 5, lines 1 to 19, both inclusive, by striking out all of said lines.

On the question,

Will the House agree to the amendments?

Mr. HOOPES. Mr. Speaker and members of the House, the amendments to this section as stated before are the really important ones offered to this section. They are the ones which change the bill from being a grossly inequitable and unfair prohibitory measure designed to handicap certain type of business to a license tax placed upon the net income of the various stores, not gross income because that would be the same as a general sales tax—but upon the net income.

Under the measure as it is now drawn in section 7, a store like John Wanamakers in Philadelphia making a hundred thousand dollars a year would pay a two dollar tax, but if you have a little chain of grocery stores such as we have two or three in Berks County everyone of those stores above thirty must pay one hundred dollars each. You can put the whole thirty and more, as I said awhile ago upon one floor of the Wanamaker store and you would have to inquire of the floorwalker where to find them. The gross profits of all of the thirty-nine will not be a fraction of what he will make from one store.

I understood the Governor when he was before us and spoke on the tax program he was in favor of taxing those that had it. Here is a measure that will tax those who have it if these amendments are inserted. It won't tax every little store regardless of whether they make any profit or not just because the proprietor happens to own other stores, but it will tax the stores who are making the money by a license tax based upon their net income. If you have a store that sells several hundred thousand dollars worth of merchandise under this bill it will pay two dollars; under the proposed amendment to the bill it will pay two percent of its net income. I don't know whether two percent is the right figure or not; you may want to raise it, but I am very sure that the figure can be easily adjusted so that it will raise more money than the bill as it now is drawn, and it will raise it from those who are able to pay instead of socking it upon the little fellow who is not able to pay which is what you are going to do.

Another argument against the bill as drawn is that it penalizes a certain particular line of business in that it is going to definitely increase the cost of food in a great many instances because chain stores have largely monopolized that particular line of retail trade . They have reduced prices, that is the way they got their business. Now, if you put a tax on them, penalizing them as against the others, do you think they are going to pay it out of their own pocket, or do you think they are going to tack it on the consumers? I don't think there is much doubt about that, they will pass it on and the cost will be increased. The net income tax is the hardest tax to pass on. For that reason also it is desirable to have the bill in the form which I propose. Whether they will carry out their threats we have no means of knowing, but a number of the smaller chains have said that if this bill is enacted they are going to discontinue a large number of their stores, with the result that there will be less income from other taxes which we are now collecting from these stores. I suppose the answer to that is that someone else will start up another store and will pay the two dollar tax and the other licenses and thereby reimburse the Commonwealth for that loss. But I want to say that I very sincerely doubt whether or not the measure as drawn will raise anything like the amount of revenue anticipated, or as has been suggested that it will raise.

I wish to submit to you that the amendments that I propose will do away with the unfair features of this bill. The amendments tax the net amount of business that you do, or the profit that you make upon the number of stores that you may happen to have, and it will place the tax upon those who are able to pay, and it is harder to pass on to and other consumers. It will raise more money. I therefore, submit that we should pass the tax that will raise the most money and will put it on those who are most able to pay. I think it cannot be denied that those who have a net income in these times are better able to pay than those who don't, and a tax placed upon net incomes is much fairer, you will reach the right people.

I, therefore, ask that you vote for these amendments and put the tax where it belongs. Mr. Speaker, I ask for a roll call.

Mr. J. W. PATTERSON. Mr. Speaker, and members of the House, I don't agree with the gentlemen from Berks, Mr. Hoopes, that this tax will be passed on to the ultimate consumer. The tax in the case of a large chain store amounts to about eighty-five cents a day, and in the case of smaller chains it will be materially smaller. The only merchandising advantage of the chain stores is price, because the average person would rather deal with his community grocer, drug store or meat merchant. The chain store will not sacrifice its merchandising advantage for eighty-five cents a day. We want this bill exactly as it is drawn, and I object to the amendments.

Mr. FLINCHBAUGH. Mr. Speaker and members of the House, this bill is an integral part of the fiscal policy of the administration. We all realize that the State needs money and needs it badly. Upon the state's fiscal policies, on these and other bills will depend the support of our schools, of our hospitals, the continuance of the payments of asistance to the aged, the continuance of payments to the blind and other well merited policies of the government, things for which the government is responsible; the maintainence of our penal institutions; in fact every policy of the government and every activity of the government depends upon raising this revenue.

We can, or those who have prepared this policy and have prepared this bill, can tell to a reasonable degree of accuracy the amount of money that will be raised under this measure. If we accept the amendment of the gentleman from Berks, Mr. Hoopes, we have no means of knowing with any degree of accuracy whatsoever what amount of revenue will be raised with such a mutilated bill. And this measure is not a great burden upon the

chair stores. The chain stores have decided advantages which the independent merchant does not have. If you do not have a telephone in your home you go to your neighboring grocery store and use the telephone. The great chain stores, most of them, do not even have a telephone, and when they want to telephone they go to the neighboring store across the street and use his telephone and save probably sixty cents or seventy-five cents a day.

I had an illustration the other day of a chain store that wanted some hot water. They didn't even have hot water, and they had to go to a fellow business man to get it.

They are favored in the purchase of goods because of the large amount of goods they can purchase at one time, and the amount of money that the chain stores will be compelled to pay is not going to be burdensome to them.

In view of the fact, ladies and gentlemen, that the whole fiscal policy depends to a large degree upon this type of legislation and the passage of this bill in its present form, I ask you to vote "no" on the amendment of the gentleman from Berks.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. SPROUL. Mr. Speaker I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. SPROUL. Mr. Speaker, in order to intelligently vote on the amendment I should like to interrogate, if it is in order, the sponsor of this bill to ascertain how he arrives at the income under a certain section to which Mr. Hoopes referred. May I interrogate the sponsor?

The SPEAKER. Will the sponsor of the bill, the gentleman from Allegheny, Mr. Patterson, permit himself to be interrogated?

Mr. JAMES W. PATTERSON. Mr. Speaker, I will.

Mr. SPROUL. Mr. Speaker, I understood the gentleman from Berks, Mr. Hoopes, to say that in sub-paragraph (a) of section seven, upon each store in excess of thirty, that $100 would be paid. May I ask how he arrives at the total for the income of fifty stores, whether it goes back section by section to the first, because there is some confusion.

Mr. JAMES W. PATTERSON. Mr. Speaker, I do not believe I thoroughly understand that question. I believe it should be addressed to the gentleman from Berks, Mr. Hoopes.

Mr. SPROUL. Mr. Speaker, may I ask if the gentleman from Allegheny, Mr. Patterson, is the sponsor of this bill?

Mr. J. W. PATTERSON. I am, Mr. Speaker.

Mr. SPROUL. Would the gentleman explain to me, Mr. Speaker, section seven and how the revenue is derived,—in what way the revenue is derived?

Mr. J. W. PATTERSON. Mr. Speaker, there is nothing in this bill that arrives at revenue. The estimate of the revenue that the bill will raise is made by the Department of Revenue, and as I stated before I have implicit confidence in their findings.

Mr. SPROUL. Mr. Speaker, would the gentleman object to telling me how he figures the amount for each store up to and including a total of fifty?

Mr. J. W. PATTERSON. Mr. Speaker, upon the first store the sum of $2.00; for each store more than two but not in excess of five stores, $5.00 for each additional store. That means $2.00 for the first store and $5.00 for the second, $5.00 on the third, $5.00 on the fourth, and $5.00 on the fifth; $10.00 on the sixth, $10.00 on the seventh, and so forth. Does that answer the gentleman's question?

Mr. SPROUL. Yes, Mr. Speaker, that answers my question, and the interpretation of the gentleman agrees with mine. May I interrogate the gentleman from Berks, Mr. Hoopes?

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. SPROUL. Mr. Speaker, does the gentleman from Berks, Mr. Hoopes, interpret the words, "each store" in the same fashion as the gentleman from Allegheny, Mr. Paterson, does?

Mr. HOOPES. Mr. Speaker, in answer to the question, I am unable to determine how the gentleman from Allegheny interprets it, he merely read the bill. I am willing to place my interpretation on it.

Mr. SPROUL. Mr. Speaker, may I ask the interpretation of the gentleman from Berks, Mr. Hoopes?

Mr. HOOPES. Mr. Speaker, in answer to the interrogation I think the best interpretation is by example. The example I use is in the case of a small chain which has thirty-nine stores. According to the bill, as I understand it, the first store will be taxed $2.00 and the next four stores will be taxed $5.00 each, or $20.00 together. The next five stores will be taxed $10.00 each or $50.00 altogether, to add to the preceeding amount. The next five stores $20.00 each or $100.00. The next five stores will be taxed $30.00 each or $150.00. The next ten stores will be taxed $35.00 each or $350.00 and the remaining nine stores will be taxed $100.00 each or $900.00 making a total for the thirty-nine stores of $1,572.00.

Mr. SPROUL. Mr. Speaker, inasmuch as both gentlemen agree with my interpretation, but a number of outsiders do not, might I inquire from the gentleman from Allegheny that he further clarify the terms of the bill.

Mr. J. W. PATTERSON. May I ask the gentleman to repeat that last statement, Mr. Speaker?

Mr. SPROUL. Mr. Speaker, I asked the gentleman from Allegheny, Mr. Patterson, if he will agree either by amendment or otherwise to further clarify the terms of these sections so as make them perfectly clear to every one. May I ask the gentleman from Allegheny, Mr. Patterson, if he will be agreeable on his own bill to further clarify so that every one will understand equally the terms of the bill?

Mr. J. W. PATTERSON. Mr. Speaker, I do not agree with the gentleman that the bill needs further clarification. It seems to me that the term, "Each additional store" is clear in every instance, therefore it can only mean that the second store will pay $5.00 and the first store will continue to pay $2.00. There can be no further interpretation of that in my opinion.

Mr. SPROUL. Mr. Speaker, if the gentleman from Allegheny, Mr. Patterson, is satisfied, I am.

Mr. HOOPES. Mr. Speaker and members of the House, in answer to the arguments which I made for the amendments, some of the majority of this House have made an argument which I don't think should be allowed to pass unanswered. They state that this bill was brought in here to us by the administration as part of its program, and therefore we should swallow it whole, "as is" without amendment.

I submit that it is the proper function of the adminis-

tration to prepare a budget and to suggest possible means of raising revenue, but further than that it is our function to determine how revenues shall be raised and not the function of the executive or the administration.

I think it is entirely improper that we should be told that we should swallow a bill whole just because it was brought in here by the administration. I ask you to consider these amendmetts on their merits and to vote "aye."

Mr. VAN SICKLE. Mr. Speaker, I desire to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes, permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. VAN SICKLE. Mr. Speaker, does the gentleman from Berks, Mr. Hoopes, know what the net income of Pennsylvania corporations is?

Mr. HOOPES. Mr. Speaker, I do not.

Mr. VAN SICKLE. Mr. Speaker, then, the gentleman is offering an amendment which is unknown as far as a revenue raiser is concerned against a bill which has a definite revenue raising provision, is that correct?

Mr. HOOPES. Mr. Speaker, that is not correct.

Mr. VAN SICKLE. May I inquire why, Mr. Speaker?

Mr. HOOPES. Mr. Speaker, I am offering my guess against that of the administration.

Mr. VAN SICKLE. Mr. Speaker, may I ask the gentleman if he has any figures to base his estimates upon?

Mr. HOOPES. Mr. Speaker, nothing definite, no.

Mr. VAN SICKLE. That is all, Mr. Speaker.

Mr. WASSERMAN. Mr. Speaker, I desire to interrogate the gentleman from Berks.

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes, permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. WASSERMAN. Mr. Speaker, will the gentleman from Berks tell us what tax an individual store would pay where the net income is $2,000?

Mr. Hoopes. Mr. Speaker, with a net income of $2,000 under the proposed tax of two per cent it would pay $40,000.

Mr. WASSERMAN. Mr. Speaker, will the gentleman from Berks tell what tax would be paid in an instance of this sort?

Mr. HOOPES. Mr. Speaker, you can not possibly tell because it is not based upon net income; it is based upon the number of stores that the particular proprietor may own. He may have a net income of a million dollars and pay only $2.00 if he owns only one store. On the other hand if he happens to be the proprietor of 100 stores he would pay a couple thousand dollars.

Mr. WASSERMAN. Mr. Speaker, and members of the House, although I am not in favor of an income tax I find the objection to the amendment as offered by the gentleman from Berks, in that one store would pay a tax probably much higher than is provided under this bill and for that reason I believe the amendment as offered by the gentleman from Berks is faulty. I do believe if we had more time we could probably prepare amendment to this bill which would meet the objections on the part of some members of the House. For that reason I will vote against the amendments.

On the question recurring,

Will the House agree to the amendment?

The yeas and nays were required by Mr. HOOPES and Mrs. WILSON and were as follows:

YEAS—4

Altenburg,	Hoopes,	McCreary,	Wilson,

NAYS—195

Achterman,	Eberharter,	Mallen,	Shortz,
Alexander,	Ederer,	Mason,	Shreiner,
Allen,	Eroe,	McDermott,	Shugarts,
Andrews,	Falkenstein,	McDevitt,	Siegel,
Arnold,	Ferko,	McElroy,	Simon,
Atkins,	Finnerty,	McHenry,	Simpson,
Aukerman,	Fitch,	McKinney,	Sinwell,
Baine,	Flanagan,	Melchiorre,	Sloan,
Baker, F. T.,	Flinchbaugh,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Flynn,	Merrell,	Smith, W. G.,
Baldi,	Forrest,	Moomaw,	Snyder, F. E.,
Barber,	Furman,	Mooney,	Snyder, J. L.,
Barnhardt,	Gates,	Moore,	Sowers,
Bernhard,	Gerard,	Moran,	Sproul,
Blumberg,	Gillette,	Moul,	Stank,
Boose,	Green,	Muir,	Stevens,
Boyd, R.,	Greenstein,	Munley,	Stewart,
Boyer,	Habbyshaw,	Murrin,	Stockham,
Bradley,	Haberlen,	Nagel,	Stone,
Brancato,	Hagerty,	Nothnagle,	Stott,
Brennan,	Haluska,	O'Keefe,	Sumney,
Brown, H. S.,	Hamilton, F. P.,	Ominsky,	Surface,
Brown, J. E.,	Hamilton, R. S.,	O'Neill,	Tahl,
Brownfield,	Harkins,	Panton,	Terry,
Brumbaugh,	Harmuth,	Parks,	Tronzo,
Burke,	Hart,	Patterson, C.,	Trout,
Cannon,	Hartman,	Patterson, J. W.,	Tumelty,
Caputo,	Hermansen,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holland,	Phillips,	Wall,
Coakley,	Holstrom,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Witkin,
Decker,	Kobelak,	Ruffennach,	Wood,
Denning,	Larue,	Sarraf,	Woodside,
Dent,	Linderman,	Schrock,	Yeakel,
Diehl,	Long,	Schrope,	Yourishin,
Dilley,	Longaker,	Schwab,	Zappala,
Downey, G. E.,	Lovett,	Schwartz,	Zimmerman,
Downey, J. J.,	Lynch,	Shaw,	Sarig,
Duffort,	Male,	Shepard,	

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

Mr. HOOPES. Mr. Speaker, as a result of the roll call I surmise that the House does not agree with the amendments I proposed and I therefore withdraw the remaining amendments.

The eighth, ninth, tenth, eleventh, twelfth, thirteenth and fourteenth sections and title were separately read and agreed to as follows:

Section 8 Ownership Two or more stores shall for the purpose of this act be considered under the same general management supervision or ownership if directed or indirectly controlled by a single person or any group of persons having a common interest in such stores or if any part of the gross revenues net revenues or profits from any such stores shall directly or indirectly be required to be immediately or ultimately made available for the beneficial use or shall directly or indirectly inure to the immediate or ultimate benefit of any single person or any group of persons having a common interest thereon

Section 9 Penalty Any person operating maintaining or controlling a store without a license as herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than fifty dollars ($50.00) nor more than one hundred dollars ($100.00) and costs of prosecution Each and every day that such violation

shall continue shall constitute a separate and distinct offense

Section 10 Power to Examine Records Penalty The department or any duly authorized agent thereof shall have the power to examine the books records papers and files within or outside the Commonwealth of any person operating maintaining or controlling a store within this Commonwealth It shall have the power to examine witnesses under oath to verify the accuracy of any application or to ascertain whether or not any license tax is due which has not been paid Any person refusing to allow an examination of his books records papers and files as herein provided or who refuses to furnish the department any information requested shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined not less than fifty dollars ($50.00) nor more than one hundred dollars ($100.00) and costs of prosecution Each such refusal shall be deemed a separate offense

Section 11 Disposition of Tax Fines and Penalties All license taxes fines and penalties received collected or recovered under this act shall be paid into the State Treasury through the department and credited to the General Fund

Section 12 License Tax in Addition to Existing Taxes The license tax imposed by this act shall be in addition to any taxes now imposed or hat may subsequently be imposed by law

Section 13 Constitutionality If any section sentence clause or part of this act is for any reason held to be unconstitutional the decision of the court shall not affect or impair the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional section sentence clause or part thereof not been included therein

Section 14 Effective Date This act shall become effective immediately upon final enactment

An Act Imposing an annual license tax for the privilege of operating maintaining or controlling within this Commonwealth a store or stores as herein defined for the sale of tangible personal property prescribing the method and manner of collecting such tax and its disposition and providing penalties

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this dispensed with

The House proceeded to the second reading and consideration of House Bill No. 382, as follows:

An Act relieving certain lands acquired by counties cities boroughs towns or townships from liens in favor of the Commonwealth for corporation taxes in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore any county city borough town or township has purchased any land at any treasurer's sale for taxes or at any sheriff's sale on a municipal or tax lien and such land is subject to a lien or liens in favor of the Commonwealth for any taxes against any corporation which has ceased to do business by which such land had previously been owned all such liens in favor of the Commonwealth are hereby discharged

Section 2 Upon application of the corporate authorities of any such county city borough town or township the Secretary of Revenue shall certify that all liens in favor of the Commonwealth because of corporation taxes against the land for which such application is made have been discharged Such certificate shall be recorded in the office of the recorder of deeds and when so recorded such land shall forever be free and discharged from any and all of such liens Provided That neither the provisions of this act nor any such certificate of the Secretary of Revenue shall operate to relieve the corporation against which such tax was levied nor any other property at any time owned by it from liability for the payment of any such taxes

Section 3 All acts and parts of acts inconsistent herewith are hereby repealed

Section 4 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this dispensed with

The House proceeded to the second reading and consideration of House Bill No. 370, entitled:

An Act to amend section two hundred and one of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" making the real estate of public service companies subject to taxation and providing certain exceptions

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and one of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (P. L. 853) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repeating existing laws" is hereby amended to read as follows

Section 201 Subjects of Taxation Enumerated The following subjects and property shall as hereinafter provided be valued and assessed and subject to taxation for all county city borough town township school and poor purposes at the annual rate

(a) All real estate to wit Houses lands lots of ground and ground rents mills and manufactories of all kinds furnaces forges bloomeries distilleries sugar houses malt houses breweries tan yards fisheries and feries wharves and all real estate owned or possessed by any public service companies except the superstructure of the roads of railroads and street railway companies and the lands upon which same are located and except the lines and pipes of companies used for the transmission of electric power oil natural and artificial gas and the lands upon which the same are located and all other real estate not exempt by law from taxation

(b) All salaries and emoluments of office all offices and posts of profit professions trades and occupations except and occupation of farmer and all persons over the age of twenty-one years who do not follow any occupation or calling as well of unnaturalized foreign-born persons who shall have resided within this Commonwealth for one whole year as of citizens of this Commonwealth Provided That whenever a person other than a Federal employe not taxable under the provision of this clause is disfranchised from voting because he cannot be lawfully assessed for a county or State tax it shall be lawful for the county commissioners to assess the occupation of such persons for county taxation purposes in the manner provided by this act for such assessments The pro-

visions of this clause shall not apply to counties of the second and third class or to cities of the second and second A class or to school districts

(c) All other things and persons now taxable by the laws of this Commonwealth for county city and school purposes

On the question,

Will the House agree to the section?

Mr. KANE. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 3, line 1, by inserting after the word "located" the following: "and except the producing wells and natural gas producing territory of natural gas companies engaged in public service"

On the question,

Will the House agree to the amendment?

Mr. HOLLAND. Mr. Speaker I object to the amendment and ask the House to vote it down.

May I interrogate the gentleman from McKean?

The SPEAKER. Will the gentleman from McKean, Mr. Kane, permit himself to be interrogated?

Mr. KANE. Mr. Speaker, I will.

Mr. HOLLAND. Will the gentleman tell me why he put these amendments in?

Mr. KANE. Mr. Speaker, to answer that question raises generally what I was going to say in support of the amendment. I will answer that question specifically.

The principle reason why there should be an exception in the case of natural gas companies is because this bill provides for the taxation of certain real property belonging to public utilities companies. Natural gas companies by their very nature are essentially different from all other utilities in this essential regard: they must at all times carry a huge reserve in order to serve their customers over a reasonable period of time. They must provide in advance an immense reserve producing territory, which is essentially real estate, and therefore, would be taxable under this bill. A natural gas company consists of two distinct branches which are different from other public service companies in that they must be prepared to have transmission and distribution lines, and in addition to that they are in a sense a mining corporation in that they must go in and explore and provide in advance a supply of natural gas for many years to come. There is an additional reason: it frequently happens that natural gas is produced in one territory; it cannot be moved, you cannot move your gas producing territory as you could move a power plant, and the sale takes place frequent very far from the district in which it is produced which would result in raising the price to people in entirely different counties. Does that answer the question?

Mr. HOLLAND. Can you tell me how many gas wells there are in Pennsylvania? Is it not true that most of the utilities are pumping from West Virginia today?

Mr. KANE. Mr. Speaker, I do not think that is so. The largest gas fields which have been struck in recent years in the Northeastern States are up in Potter and Tioga counties in the State of Pennsylvania. The condition that you describe did prevail a few years back in regard to gas companies in the Pittsburgh district, but at the present time that is not the case.

Mr. HOLLAND. Mr. Speaker, I ask that this House vote down this amendment. Today the people in Pennsylvania are paying more for gas than they rightly should pay and I feel that the gas reserves should be taxed as well as the real estate, therefore, I ask this House to vote down this amendment.

Mr. KANE. May I speak on behalf of the amendment?

Mr. Speaker and members of the House, in rising to defend this proposed amendment, I speak to you about an industry with which most people in the state are unfamiliar, but upon which a large part of the western and northwestern sections of the state and the extreme southwestern section of the state are to a great extent dependent for their fuel supply. To place a tax which would make it impossible for the companies serving the public to maintain an adequate reserve for the purpose of supplying the public at a low price for some time to come would only result in the further exploitation of the resources of the Commonwealth for the purpose of pouring this precious natural gas out at very low competitive rates against coal and oil and other cheaper fuels which the industries, such as mills, would use in boilers all over the state. What I propose here is an amendment which will enable the public service companies to maintain sufficient reserves to serve the public for a long time to come, and not force the holdings of these natural resources into the hands of those who will pump it as cheaply and quickly as possible to the nearest available market. I am not arguing the question of whether the rates in any particular community of the public service companies are or are not fair. We have a separate method of dealing with the question of rates which are too high or too low. The trouble with a measure of this sort when it is passed under the guise of a rate measure is this: that it unfortunately more frequently strikes harder on the man whose rates are fair, than on the man whose rates are unfair, or on the companies whose rates are fair than on the company whose rates are unfair, because the one who is charging too much is able to bear this tax, whereas the one who is charging a fair rate finds this tax a tremendous hardship; and one who is not trying to make his money quickly by dumping the resources of the Commonwealth at panic prices will have to pay a tremendous sum to carry that reserve in forward in the future. Where the man that is dumping his stuff quickly at any price he can get will naturally develop the same amount of acreage intensively, completely drain the territory and escape in a short time any taxation whatever because he will let the land go at tax sales.

I am offering this amendment for the purpose of protecting the public, and particularly the public who have installed at much expense in many cases gas burning equipment and appliances, relying upon the fact that they are going to have a natural gas supply for many years to come. If you tax in such manner as to make the preservation of that supply impossible you are putting a great hardship upon those consumers throughout western Pennsylvania. If the rate question is to be considered it should be considered in legislation aimed at rates and not carried under the guise of a tax measure on real estate. Thank you, sir.

Mr. REISING. Mr. Speaker, I would like to interrogate the gentleman from McKean on this proposition.

The SPEAKER. Will the gentleman from McKean, Mr. Kane, permit himself to be interrogated?

Mr. KANE. I will, Mr. Speaker.

Mr. REISING. Mr. Speaker, how many of the public

utilities serving the people of Pennsylvania with gas are owned by holding companies?

Mr. KANE. Mr. Speaker, I would like to ask the gentleman if he means under the bill before the House, my amendment dealing with natural gas, or the term gas company as used in the bill. You mean natural gas companies?

Mr. REISING. The point I am trying to make, and to make clear, is this: are you really talking for the people or for the owners of the holding companies when you offer this amendment?

Mr. KANE. Mr. Speaker, I find the question more or less argumentative and the statement in its nature is impossible to answer. We are not dealing with holding companies but with a tax on real estate.

Mr. REISING. And the holding companies own the real estate.

Mr. KANE. Mr. Speaker, although that question is not germane to the subject I take this occasion to answer it nevertheless, as it may serve to enlighten some of the members of this House in regard to this particular condition. I speak from only a slight experience perhaps, but my experience is that the holding company never owns real estate, it is always the operating subsidiary that owns the real estate on which this tax would be placed. The operating company, in my experience at least, invariably owns personal property in the nature of stocks and bonds of the operating subsidiary company, but I am not arguing this amendment with reference to any effect on holding companies. I don't care about the holding company situation in this measure. I am arguing about the producing companies which are producing over a long period of years and have the essential resources to serving the public, those are the operating companies.

Mr. EROE. Mr. Speaker, I would like to interrogate the gentleman from McKean?

The SPEAKER. Will the gentleman from McKean, Mr. Kane, permit himself to be interrogated?

Mr. KANE. I will, Mr. Speaker.

Mr. EROE. Mr. Speaker, owing to the confusion around here I am unable to find out just what your amendment does. I would like to know what part of the natural gas companies or their property you exempt from this bill?

Mr. KANE. It is my intention, Mr. Speaker, to exempt from local taxation on real estate the wells and the gas property on which those wells are located which are used in the public service for supplying gas to the customer. I am not interested at all in gas lands that are held for purposes of speculation either by public service companies or anybody else, but merely that part of the territory which is now or which will shortly hereafter be devoted to the public service. The bill as drawn already exempts the pipe line, for example, from the well to the customer. I believe that the well itself is at least as esential a part of the public service feature of the gas company as is the pipe line that goes from the well to the meter in the customer's house. Does that make it clear?

Mr. EROE. Do I understand that the real estate and offices in the poltical subdivisions where they distribute this gas—that is not exempted under your amendment?

Mr. KANE. Mr. Speaker, my amendment does not cover office buildings; it does not cover any real estate which they own which is not devoted to the production of the product they sell to the public. My amendment only covers the wells and the gas under the ground—it has to be real estate, you see. Other companies when they own real estate have real estate not essentially connected with the public service aspect of the company. A natural gas company by its very nature—the words "natural gas" covers the point—it must produce that product from real estate which it must acquire in advance and hold during the long term that it intends to serve the public. Is that clear?

Mr. SPROUL. Mr. Speaker, may I interrogate the gentleman from McKean, Mr. Kane?

The SPEAKER. Will the gentleman from McKean, Mr. Kane, permit himself to be interrogated?

Mr. KANE. I will, Mr. Speaker.

Mr. SPROUL. Will not this bill place a disadvantage upon those pumping gas from Pennsylvania real estate or ground, as against those pumping gas from other states?

Mr. KANE. Mr. Speaker it is my opinion that this will place a considerable burden on those producing in Pennsylvania and selling to other states as contrasting with those who produce, for instance, in New York State and West Virginia and sell in Pennsylvania. It would place a burden upon the Company owning this land in our own state.

Mr SPROUL. Mr. Speaker, I think the gentleman from McKean, answered my question. I ask the members of the House to vote for this amendment for the reason that otherwise it will help penalize Pennsylvania industry and I believe cause unemployment in and as against those pumping from other districts outside of the state.

On the question recurring,

Will the House agree to the amendments?

BILL POSTPONED

Mr. HOLLAND. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 25, as follows:

An Act to repeal section seventy-two seventy-eight eighty-two eighty-seven ninety-two ninety-six of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" so as to eliminate the liability of the counties to pay expenses to county commissioners solicitors chief clerks county controllers sheriffs district attorneys probation officers and registers of wills in attending State association conventions of such officials and expenses in supporting such associations

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seventy-two seventy-eight eighty-two eighty-seven ninety-two and ninety-six of the act approved the second day of May one thousand nine hundred and twenty-nine (P. L. 1278) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending

and consolidating the laws relating thereto" be and the same are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 665, entitled:

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purpose or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by establishing the State Forests and Waters Fund abolishing the State School Fund and transferring moneys and securities in the State School Fund to the General Fund

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause twenty-five of section three hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended and renumbered clause eighteen by the act approved the first day of June one thousand nine hundred and thirty-one (Pamphlet Laws three hundred eighteen) is hereby further amended to read as follows

18 State [School] Forest and Waters Fund All moneys received by the Treasury Department from the Department of Revenue arising from the net receipts and proceeds derived in any way from or on account of the [forest reservations] State forests and State parks under the jurisdiction of the Department of Forests and Waters together with all water powers and water rights belonging to this Commonwealth in the streams rivers lakes or other waters of this Commonwealth [from all real estate owned by this Commonwealth which is not used for State or other public purposes from all escheated estates in this Commonwealth and from all other property or money which shall in any way accrue to such fund whether by devise gift or otherwise] under the jurisdiction of the Department of Forests and Waters shall be credited to the State [School] Forests and Waters Fund

On the question,

Will the House agree to the section?

Mr. SCHWAB. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Section 1 by inserting after the work "parks", on line twenty-eight of page three, the following: "or other lands and waters."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 The State School Fund as now existing is hereby abolished and the State Forests and Waters Fund created in its stead and all moneys and securities now in the State School Fund shall be transferred to the General Fund.

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from

the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by establishing the State Forests and Waters Fund abolishing the State School Fund and transferring moneys and securities in the State School Fund to the General Fund

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 170, as follows:

An Act authorizing townships of the first class to fund floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due by the issuance and sale of bonds obligations or certificates and regulating the manner of the issuance and sale of such bonds obligations or certificates

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the floating indebtedness orders or indebtedness of any previous year or years or carried over from any previous year or years or indebtedness evidenced by any outstanding promissory note or notes now existing by townships of the first class and now due or to become due may be funded at any time by the issue and sale at not less than par of bonds obligations or certificates bearing interest at a rate not exceeding six per cent per annum Provided That no such bonds obligations or certificates shall be issued for a longer period than twenty years from the date thereof and it shall be the duty of the proper corporate authorities of such township to provide for the payment of principal and interest of all such bonds obligations or certificates in the manner now provided by law for increasing the indebtedness of such townships

Section 2 All proceedings to issue bonds obligations or certificates for the purpose of funding such indebtedness shall be in accordance with the manner now provided by law for the issuance and sale of bonds obligations or certificates by townships of the first class for increasing the indebtedness

Section 3 All other acts or parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 474, as follows:

An Act authorizing the abatement of certain tax penalties and interest on city taxes in cities of the first class and school taxes in school districts of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all penalties and interest which have accrued on deliquent City taxes in cities of the first class and delinquent school taxes in School Districts of the first class for the tax year 1934 or any previous tax year may be abated by the Council of any such City or by the Board of Public Education of any such School District in whole or in part and under such terms and conditions as may be deemed advisable Provided that any ordinance or resolution abating any such penalties or interest shall not provide for the abatement of any greater portion of the penalties and interest due for any such tax year by any taxable than the proportion of the taxes due for that year paid by such taxable during the year 1935

This Act Shall be construed to apply to all City and School taxes whether or not liens for such taxes have been filed in the Office of the Prothonotary of the County or any proceedings for the collection of such taxes have been instituted in any Court in said County

Section 2 This Act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 795, as follows:

An Act to amend section eight hundred eight of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand two hundred six) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as amended limiting the provisions of the section to township funds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight hundred eight of the act approved the twenty-fourth day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand two hundred six) entitled "An act concerning townships of the first class amending revising consolidating and changing the law relating thereto" as amended by section one of the act approved the thirty-first day of May one thousand nine hundred and thirty-three (Pamphlet Laws one thousand ninety-six) is hereby further amended to read as follows

Section 808 Depositories of Township Funds Selection Bonds The Board of Commissioners shall from time to time designate by resolution a depository or depositories for township funds [and tax collectors' funds] Such depository or depositories shall be banks banking institutions or trust companies located in the Commonwealth

Depositories so designated shall upon receipt of notice of their selection as a depository of township funds either furnish a bond to secure payment of deposits of township [and tax collectors] funds and any interest to the township with a proper warrant to confess judgment in favor of the township secured by a surety company or individual sureties to be approved by the board of commissioners or deposit United States municipal or county bonds to be approved by the board of commissioners to secure the payment of township deposits and any interest thereon Such surety bonds shall be in a sum to be fixed by ordinance or resolution at least equal to the probable greatest amount of such deposit at any one time The current market value of deposit bonds shall be at all times at least equal to the amount of township funds then on deposit with such depository Such deposit bonds shall be accompanied by proper assignments or powers of attorney to transfer the same In the event of the failure of the depository to pay to the township the full amount of such deposits and interest thereon such bonds and the proceeds of sale thereof shall belong to the township until it shall receive therefrom the full amount of such deposits and interest thereon and the township shall have a prior standing as respects such bonds and be in all respects preferred to

any and all claims except such as have heretofore been preferred by law

The township treasurer shall upon the designation and qualification of such depository or depositories immediately transfer thereto the township funds and shall thereafter keep such deposits solely in such depository or depositories in the name of the township

No township treasurer [or tax collector] complying with the provisions of this section nor his surety or sureties shall be chargeable with losses in township funds caused by the failure or negligence of such depository or depositories

And said bill having been read at length the second time and agreed to

Ordered, to be transcribed for a third reading.

BILL ON SECOND READING

Mr. PEARSON. Mr. Speaker, I desire to call up at this time House Bill No. 253, Printer's No. 61, on page 15 of today's calendar, bill on second reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. Pearson and

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The House resumed the consideration on second reading of House Bill No. 253, entitled:

An Act providing for the collection of delinquent real estate taxes for years prior to one thousand nine hundred and thirty-five by installments and for a discount for prompt payment of such taxes provided current taxes are paid when due in all counties cities school districts boroughs townships towns and poor districts

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person copartnership association or corporation charged with or having an interest in the payment of any taxes on real property in all counties cities school districts boroughs townships towns and poor districts which have become delinquent at or prior to the first day of January one thousand nine hundred and thirty-five may at any time within six months elect to pay the principal sum of such delinquent taxes as provided in this act anything in the permanent statues of this Commonwealth to the contrary notwithstanding

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. PEARSON. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of amendment.

The motion was agreed to.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Insurance will hold a public hearing on House Bill No. 188 on Tuesday, March 26, 1935, at 2.00 o'clock P. M. in the House Caucus Room.

The Committee on State Government will hold a meeting tomorrow morning at 10:00 o'clock in room 325.

The Republican members of the House will hold a caucus at 5:00 o'clock P. M. in the Senate Caucus Room.

The Committee on Labor will meet at 4:30 o'clock this afternoon in room 325.

ADJOURNMENT

Mr. FINNERTY. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 1:22 o'clock P. M.) the House adjourned until Wednesday, March 6, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., WEDNESDAY, MARCH 6, 1935 No. 24

SENATE

WEDNESDAY, March 6, 1935.

The Senate met at 12 o'clock noon.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O Thou great Creator and Preserver of all things, Thy word teaches us that Moses, before promulgating his code of laws to govern Israel, climbed to the summit of a high mountain and talked with Thee face to face. Thus only was he capable of wisely proclaiming and enforcing law. This Mosaic code was engraved upon the tables of stone and is today engraved upon the hearts of humanity. It is the fountain from which flows every good law of every age.

Call the law-givers assembled in this beautiful Capitol building into Thy presence. May this hill upon which are want to meet be a modern Sinai and speak unto them face to face so that their enactments may please Thee.

Bless those who are in authority and those who are under authority. Bring us all under Thy authority. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. SALUS, the further reading was dispensed with, and the Journal was approved.

PETITIONS

FAVORING SENATE BILLS NOS. 218 and 219

The Chair cleared his table and laid before the Senate petition signed by numerous citizens of Jersey Shore favoring Senate Bills Nos. 218 and 219.

Which were referred to the Committee on Judiciary General.

PROTESTING AGAINST TRANSFERRING FUNDS

The Chair also laid before the Senate petition from the Firemen's Association of the State of Pennsylvania protesting against transferring funds from the Foreign Fire Insurance Tax Fund.

Which was referred to the Committee on Finance.

PROTESTING AGAINST SENATE BILL NO. 237

The Chair also laid before the Senate petition from the Buena Vista Methodist Episcopal Church and Community Center protesting against Senate Bill No. 237.

URGING THE UNSEATING OF THE SENATOR FROM DELAWARE

Mr. PRINCE presented petition signed by numerous citizens of Delaware County urging the unseating of Senator John J. McClure.

Which was referred to the Committee on Judiciary General.

PROTESTING AGAINST INCREASING THE GASOLINE TAX

Mr. RANKIN presented to the Senate several petitions from individuals in Pittsburgh protesting against further increasing the tax on gasoline.

Which was referred to the Committee on Finance.

PROTESTING AGAINST ADDITIONAL TAXES

Mr. REED (Washington) presented the following petition from the Washington County Taxpayers League:

Whereas, Real estate is an inanimate object, and therefore can of itself pay no taxes for the support of the government, and

Whereas, Real estate owners are being required to pay $27 of each $28 of the cost of government, and

Whereas, Real estate owners are required to pay fuel taxes, registration and drivers license fees to support streets, roads, and highways in addition to the direct taxes for that purpose, and

Whereas, Real estate owners are required to pay their share of all other taxes in addition to the direct taxes against real estate, and

Whereas, For the above mentioned reasons no money is available for building, improving or investing in real estate with a resulting unemployment among the building trades;

Therefore, We respectfully recommend to the members of the General Assembly now in session in Harrisburg, that proper legislation be enacted exempting real estate from all direct taxation; thereby reducing the cost of government by doing away with the cost of assessing property and incidentally the cost of tax collection;

Resolved, That the maintenance of the Public School System is the sovereign duty of the state; and, in as much, as all school bonds have been placed upon the several districts by the state at the demand of state officials, or permitted to have been voted upon the several districts by an irresponsible citizenship, therefore we are of the opinion that such indebtedness must be assumed by the state.

Resolved, That we favor a consumer's sales tax to relieve real estate from direct taxation, but we are opposed to such tax unless real estate is to be relieved proportion-

ately, for the reason that such tax would then become an additional tax on real estate.

Resolved, That we favor a flat income tax to relieve real estate from taxation, but only until such time as a graduated income tax can be secured.

Resolved, That since many of the laws for the relief of the burden of taxation against real estate, can not be secured without a new constitution, therefore we favor the adoption of a new constitution at the earliest possible time.

Resolved, That the cost of government must be reduced, hence we recommend that all government salaries be reduced by a graduated reduction plan—the largest reduction on the largest salaries and the least reduction on the lower salaries.

Resolved, That the matter of housing those unable to pay rent is the duty of the general public, therefore we insist that the relief agencies should consult with the landlord and agree upon a fair rental to be paid to the landlord in such cases.

Resolved, That in as much as all tax delinquencies have been brought about by conditions the control of which have been beyond the power of the taxpayers, therefore we ask that all delinquent taxes prior to 1935 be exonerated, provided the current taxes for 1935 be promptly paid, or until real estate is relieved from all direct taxes.

Resolved, That whereas the present tax system penalizes the real estate owner for improvements, we believe that the within recommended plan will operate to create an incentive among our citizens to desire to own their own farms and homes, and thus create a market and demand for materials and labor and bring about recovery.

Resolved, That mortgage and judgment foreclosures should be stayed for two years.

Passed regularly by the Washington County Taxpayers League in their special meeting called at the court house in Washington, Saturday afternoon, March 2, 1935.

W. G. POTTER, Secretary,
W. P. ROGERS, President.

Which was referred to the Committee on Finance.

LEAVE OF ABSENCE

Mr. NORTON asked and obtained leave of absence for the Senator from Montgomery, Mr. Boyd.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ERIE COUNTY

William Stirling, Erie, March 6, 1935.

PHILADELPHIA COUNTY

Howard J. Moore, Philadelphia, March 7, 1935.
Miss Rissie Wernick, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss Mary M. Moore, Pittsburgh, March 9, 1935.
Miss Jane E. Brown, Pittsburgh, March 9, 1935.
James H. Rose, Braddock, March 9, 1935.

BUTLER COUNTY

Edwin J. Hughes, Butler, March 9, 1935.

FAYETTE COUNTY

Thomas Malpass, Jr., Belle Vernon, March 9, 1935.

LAWRENCE COUNTY

Tarquin Marziano, Ellwood City, March 9, 1935.

McKEAN COUNTY

Vic Samuelson, Bradford, March 9, 1935.

NORTHUMBERLAND COUNTY

M. Herbert Bower, Sunbury, March 9, 1935.

TIOGA COUNTY

Joseph Clemons, Blossburg, March 9, 1935.

PHILADELPHIA COUNTY

Mrs. Addie W. Dickerson, Philadelphia, March 10. 1935.

BUTLER COUNTY

J. H. B. Black, Bruin, April 1, 1935.

LACKAWANNA COUNTY

Roswell Phillips, Scranton, April 1, 1935.

LUZERNE COUNTY

T. P. Dolan, Wilkes Barre, April 1, 1935.

SCHUYLKILL COUNTY

Arthur W. Granger, Frackville, April 1, 1935.

VENANGO COUNTY

Mrs. Ella C. McKee, Clintonville, April 13, 1935.

WASHINGTON COUNTY

Thos. H. Warrensford, Charleroi, April 19, 1935.

BEAVER COUNTY

J. E. Stauffer, Ambridge, April 20, 1935.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Miss Emma C. Drzymalla, Philadelphia, March 6, 1935.
Benjamin Friedman, Philadelphia, March 6, 1935.
John H. Shmidheiser, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

Miss Victoria P. Wajert, Pittsburgh, March 7, 1935.

CRAWFORD COUNTY

Mrs. Rosanna G. Bodamer, Titusville, March 7, 1935.

ALLEGHENY COUNTY

Henry S. Bepler, Pittsburgh, March 9, 1935.
S. Arthur Carrabotta, Clairton, March 9, 1935.

CAMBRIA COUNTY

Miss Sarah E. Bernet, Johnstown, March 9, 1935.

CLINTON COUNTY

Miss Pauline F. Mack, Lock Haven, March 9, 1935.

CRAWFORD COUNTY

Mrs. Gertrude Sheldon, Conneautville, March 9, 1935.

DAUPHIN COUNTY

Mrs. Mildred Good Connor, Harrisburg, March 9, 1935.
Joseph J. Parialo, Harrisburg, March 9, 1935.

ERIE COUNTY

Miss Agatha M. Grate, Albion, March 9, 1935.

FAYETTE COUNTY

Miss Mary A. Sliger, Connellsville, March 9, 1935.

FRANKLIN COUNTY

Miss Adelia R. Gift, Waynesboro, March 9, 1935.

LANCASTER COUNTY

Miss Alice W. Kreiner, Lancaster, March 9, 1935.

LUZERNE COUNTY

George S. Kautter, Wilkes-Barre, March 9, 1935.

MERCER COUNTY

John F. Gilbert, Sharon, March 9, 1935.

NORTHAMPTON COUNTY

M. B. Yotter, Easton, March 9, 1935.

PHILADELPHIA COUNTY

Harry Itzkovitch, Philadelphia, March 9, 1935.
O. B. Quinto, Philadelphia, March 9, 1935.

SOMERSET COUNTY

Mrs. Nellie G. Barnett, Somerset, March 9, 1935.

TIOGA COUNTY

Clive S. Burtch, Tioga, March 9, 1935.

WESTMORELAND COUNTY

Miss Julia M. Joyce, Greensburg, March 9, 1935.

NORTHUMBERLAND COUNTY

Chas. Ermert, Mt. Carmel, March 10, 1935.

ALLEGHENY COUNTY

George R. Jacob, Pittsburgh, March 24, 1935.

CARBON COUNTY

J. Monroe Miller, Summit Hill, March 24, 1935.

CLARION COUNTY

Leland T. Sheffer, Knox, March 24, 1935.

FRANKLIN COUNTY

Harlan J. Mentzer, Summit, March 31, 1935.

SCHULYKILL COUNTY

Allen S. Paul, Pottsville, March 31, 1935.

DELAWARE COUNTY

Floyd T. Doherty, Glenolden, April 1, 1935.

LACKAWANNA COUNTY

Archie E. Britton, Scranton, April 1, 1935.

LANCASTER COUNTY

C. R. Weaver, New Holland, April 1, 1935.

PHILADELPHIA COUNTY

Frank J. Kerigan, Philadelphia, April 1, 1935.

ALLEGHENY COUNTY

Robbin B. Wolf, Pittsburgh, April 6, 1935.
Louis D. Vockel, Bellevue, April 9, 1935.
R. S. Nash, Coraopolis, April 13, 1935.

PHILADELPHIA COUNTY

Miss Pearl Surkin, Philadelphia, April 20, 1935.

ALLEGHENY COUNTY

Miss Florence P. Stroud, Pittsburgh, March 9, 1935.

CAMBRIA COUNTY

Miss Violet R. Hogue, Johnstown, March 9, 1935.

CAMBRIA COUNTY

Andrew King, Scalp Level, March 10, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

W. A. Bennett, Union Trust Bldg., Pittsburgh.
Miss Isabella Murphy, County Office Bldg., Pittsburgh.
Terence A. Murphy, Dormont.
Hubert A. Tyler, Wilkinsburg.

CARBON COUNTY

R. R. Gallagher, Mauch Chunk.

CRAWFORD COUNTY

Charles B. Stegner, Titusville.

DELAWARE COUNTY

Mrs. Lucy N. Brighton, Norwood.
Peter E. Told, Swarthmore.

LEBANON COUNTY

J. Paul Enck, Lebanon.

LUZERNE COUNTY

Miss Theresa Casey, Pittston.

MONTGOMERY COUNTY

Nelson J. Tarbotton, Ardmore.

PHILADELPHIA COUNTY

Miss Kay A. Bott, Philadelphia, 4233 Frankford Ave.
Chas. F. Kolb, 150 N. 52d St., Philadelphia.
Mrs. T. S. Thompson, Bankers Securities Bldg., Philadelphia.

GEORGE H. EARLE.

MEMBERS OF WORKMEN'S COMPENSATION BOARD

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

David L. Ullman, 4845 Pulaski Avenue, Philadelphia, Philadelphia County, as a member of the Workmen's Compensation Board, vice Arthur C. Dale, whose term expired, to serve until the third Tuesday of January, 1939,

and until his successor shall have been appointed and qualified.

D. Ferd Swaney, of Georges Township, P. O. Uniontown, Fayette County, as a member of the Workmen's Compensation Board, vice Edward J. Hunter, resigned, to serve until the third Tuesday of January, 1939, and until his successor shall have been appointed and qualified.

GEORGE H. EARLE.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Louis Gould, 117 East Maple Avenue, Wildwood, New Jersey, as Commissioner of Deeds for Pennsylvania with residence in Wildwood, New Jersey, for a term of five years to compute from the date of confirmation.

GEORGE H. EARLE.

REPORTS FROM COMMITTEES

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 483, entitled:

An Act making an appropriation to the Somerset Community Hospital, at Somerset, Pennsylvania.

Mr. BENNETT, from the Committee on Military Affairs, reported as amended, Senate Bill No. 404 (House Bill No. 815), entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard.

Mr. REED (Dauphin), read in his place and presented to the Chair, Senate Bill No. 486, entitled:

An Act to amend section six of article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expenses and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the Commission, and to restrain such order, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," providing that the counsel for the Commission shall be appointed by the Governor with the advice and consent of the Senate.

Which was committed to the Committee on State Government.

Mr. BENNETT, read in his place and presented to the Chair, Senate Bill No. 487, entitled:

An Act to amend section one of the act, approved the eighteenth day of March, one thousand eight hundred and seventy-five (P. L. 33), entitled "An act to punish persons for carrying concealed weapons within this Commonwealth," changing the penalty imposed.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 488, entitled:

An Act prohibiting the use and employment of physical violence and cruel and inhuman treatment or punishment against persons arrested and detained for crime or the taking of such persons to places other than police stations and county jails and providing penalties.

Which was committed to the Committee on Judiciary General.

Mr. THOMPSON (Centre), read in his place and presented to the Chair, Senate Bill No. 489, entitled:

An Act to amend section one thousand and eight of the act, approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers hereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," by adding a new clause, authorizing the Water and Power Resources Board to construct dams and reservoirs for the purpose of furnishing water supplies; and to impose reasonable charges for such water.

Which was committed to the Committee on State Government.

Mr. RANKIN, read in his place and presented to the Chair, Senate Bill No. 490, entitled:

An Act providing for the sterilization of inmates of certain public institutions; constituting a State Board of Control empowered to recommend sterilization where procreation is inadvisable; providing for hearings and appeals; and placing certain charges on the Commonwealth.

Which was committed to the Committee on Judiciary General.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 491, entitled:

An Act making an appropriation to the Saint John's General Hospital of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 492, entitled:

An Act making an appropriation to the Presbyterian Hospital, of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

RESOLUTION RELATIVE TO THE PURCHASE OF SUPPLIES BY THE STATE EMERGENCY RELIEF BOARD

Mr. RICE offered the following resolution, which was twice read.

In the Senate, March 6, 1935.

Whereas, The State Emergency Relief Board expends large sums of money for the purchase of supplies, which if expended for Pennsylvania products will afford work for the unemployed and lessen expenditures for unemployment relief, therefore be it

Resolved, That the Senate requests the State Emergency Relief Board to specify, wherever possible, in its purchase of supplies for distribution to the unemployed, products of Pennsylvania manufacture where such products are equal in quality and not in excess of the price of products manufactured in other states.

Mr. RICE. Mr. President, I ask unanimous consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. BUCKMAN. Mr. President, I object.

The PRESIDENT. The Chair hears objection. The resolution will be referred to the Committee on State Government.

USE OF SENATE CHAMBER GRANTED FOR THE PURPOSE OF A PUBLIC HEARING

Mr. STAUDENMEIER offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 6, 1935.

Resolved, That the use of the Senate Chamber be granted to the Senate Committee on Judiciary Special between the hours of 1:30 P. M. and 4 P. M. on Tuesday, March 19, for the purpose of a public hearing.

REPORT FROM COMMITTEE

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 485, entitled:

An Act making an appropriation to the Annie M Warner Hospital, Gettysburg, Adams County, Pennsylvania.

QUESTION OF PERSONAL PRIVILEGE

Mr. SALUS. Mr. President, I rise to a question of personal privilege.

The PRESIDENT. The Senator from Philadelphia will state his question of personal privilege.

Mr. SALUS. Mr. President, and members of the Senate assembled here today: this is March the 6th and we have gotten nowhere very rapidly. We are today possibly in the same position that we were when we came to the Capitol at the beginning of the Session. I am finding fault with no one. I do, however, hear in different places and under different conditions, that the burden and the welfare of the Commonwealth of Pennsylvania rests on the shoulders of thirty-one Republican Senators. I do not subscribe to that proposition. The burden of the Commonwealth of Pennsylvania lies on the shoulders of fifty Senators and every member of the House of Representatives and the Executive Department of our Government. It is the burden of every man and no particular set of men. We are here to perform a duty, a duty, the like of which has never been on the shoulders of any administration or any legislative body in the history of Pennsylvania. We have before us the question of a Constitutional Convention; we have before us a large number of tax bills. The program of a Constitutional Convention has, to some extent, been prepared by our administration. The tax bills have been prepared by our administration. They are measures in which the Republicans of this State have had no voice. They are a meal that has been served to us with a sort of statement "take it or leave it." There are thirty-one Senators of Republican affiliation in this Senate. Those thirty-one men are men who are representative men in the community from which they come. They are here represent-

ing not only those communities, they are here representing this great Commonwealth, they are here, thirty-one Senators of Pennsylvania, and not of the particular district they represent. They are here and I feel confident of what I am about to say, they represent the Commonwealth of Pennsylvania to do the right thing by all the people therein. They want to take care of capital and industry, they want to take care of the working man, the unemployed, the manufacturer, the farmer and every constituent part of this Commonwealth, and those thirty-one men are entitled to be in the close confidence of the people who are trying to lay down the rules and regulations and the proceedings regarding taxes, or what should not be done so far as constitutional conventions are concerned. It is the duty of the fifty men, and above all things else on both sides, whether it be Republican or Democrat, they must take politics out of these very serious considerations of convention and taxation.

These are not political issues, they must not be made the football of political parties and there is only one way —only one fair way and only one square way to the people of this Commonwealth by which a sensible solution of these problems can be made, and that sensible solution is that whether you be a Republican or Democrat, when you are a member of this body, you must assume your share of the responsibility.

This Commonwealth must have money; this Governor must have money, not for himself, but in order that this Commonwealth may endure and the people therein receive the benefit of it. But there is a diversity of opinion, and that diversity of opinion can only be adjusted by compromise, by a sane sensible compromise, where each party and each faction shall have the opportunity to voice this sentiment, and as soon as the responsibility of the final enactment of such laws and such regulations as we in our best opinion may feel will inure to the benefit of all our people. We must meet around the round table, we must meet in a friendly spirit and go to these meetings with a feeling that politics must not enter into these propositions. It is not a Republican duty, nor is it a Democratic duty, it is a duty of men, a duty of outstanding men, to serve their Commonwealth, and serve their people, and I now call—and I may be censured, I do not know, by newspapers or anybody else, for the statement I am making—I now call on all the men outstanding in this Commonwealth of Pennsylvania, and particularly those in whose charge this legislation is entrusted, to get around the round table and with the spirit of brotherhood and love for his fellow-man, try to solve this serious problem, take poverty out of politics and politics out of poverty and be real human beings and do our duty as God Almighty and the State of Pennsylvania want us to do. Let us start now.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 136, entitled:

An Act making an appropriation to the Christian Home of Johnstown, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Pierson,	Rupp,
Baumer,	Howell,	Owlett,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 137, entitled:

An Act making an appropriation to the Conemaugh Valley Memorial Hospital, at Johnstown, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 138, entitled:

An Act making an appropriation to the Lee Homeopathic Hospital, Johnstown, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed (Dauphin)	Thompson (Centre)
Clark,	Law,	Reed (Washington)	Thompson (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Ealy,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 141, as follows:

An Act authorizing the abatement of certain tax penalties and interest on county city borough town township school district and poor district taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all penalties and interest imposed on delinquent county city borough town township school district and poor district taxes for the tax year one thousand nine hundred and thirty-four and all previous years assessed against any real estate shall be abated by the authority levying the tax if said delinquent taxes are paid as hereinafter provided and if the taxes due on such real estate for the tax year one thousand nine hundred and thirty-five are paid at the time prescribed by law for the payment of taxes

In order to receive the benefits of this act twenty per centum of the delinquent taxes due for the tax year one thousand nine hundred and thirty-four and for all previous years shall be paid on or before the first day of November one thousand nine hundred and thirty-five twenty per centum on or before the first day of November one thousand nine hundred and thirty-six twenty per centum on or before the first day of November one thousand nine hundred and thirty-seven twenty per centum on or before the first day of November one thousand nine hundred and thirty-eight and the final twenty per centum on or before the first day of November one thousand nine hundred and thirty-nine

If any taxpayer availing himself of the provisions of this act shall fail to pay any instalment of taxes as hereinbefore provided for the tax year one thousand nine hundred and thirty-four and all previous years as hereinafter provided then the penalties and interest due on such unpaid instalment or instalments shall not be abated

Any taxpayer may anticipate the payment of such delinquent taxes for the tax year one thousand nine hundred and thirty-four and previous years and receive the benefit of this act.

This act shall be construed to apply to all taxes whether or not liens for such taxes have been returned for non payment or have been filed in the office of the prothonotary of the county or proceedings for the collection of such taxes have been instituted in any court in said county

The benefits of this act shall extend to and accrue to any grantee transferee mortgagee or other party in interest in the real estate against which the above mentioned taxes have been assessed and levied

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Will the Senate agree to the bill?

Mr. HUFFMAN. Mr. President, I ask unanimous consent to amend title, page 1, line 2 of title, by inserting after the word "city" the following: (except city of the first class); also amend title, page 1, line 3 of title, by inserting after the word "district" where it first appears in the line, the following: (except school district of the first class); also amend section 1, page 1, line 5, by inserting after the word "city" the following; (except city of the first class); also amend section 1, page 1, line 5, by inserting after the word "district" the following: (except school district of the first class); also amend section 1, page 1, line 12, by placing a bracket before the word "thirty-" thus [

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 155, entitled:

An Act making an appropriation to the Moore Institute of Art, Science, and Industry, Philadelphia School of Design for Women, at Philadelphia, Pennsylvania.

And said bill having been read at length the third time, and agreed to

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson
Coyne,	Mallery,	Reed	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 181, entitled:

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital, of Philadelphia, Pennsylvania.

And said bill having been read at length the third time, and agreed to

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher.	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker.	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Dauphin)	(Centre)
Clark,	Law,	Reed, (Washington)	Thompson, (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Ealy,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 182, entitled:

An Act making an appropriation to the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

And said bill having been read at length the third time, and agreed to

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Dauphin)	(Centre)
Clark,	Law,	Reed, (Washington)	Thompson, (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Ealy,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL OVER IN ORDER

Mr. WOODWARD. Mr. President, I ask unanimous consent that Senate Bill No. 183, on third reading entitled:

An Act making an appropriation to the Shirtridge Clinic, the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

go over in its order.

The PRESIDENT. Is there objection?

Mr. WOODWARD. Mr. President, we pass these appropriation bills with very little scrutiny and, in the absence of the sponsor of this bill, I ask that it to go over in its order so that we may have information on this particular institution.

The PRESIDENT. Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 191, entitled:

An Act making an appropriation to the Uniontown Hospital Uniontown Pennsylvania

And said bill having been read at length the third time, and agreed to

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Dauphin)	(Centre)
Clark,	Law,	Reed, (Washington)	Thompson, (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Ealy,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 205, entitled:

An Act making an appropriation to the National Stomach Hospital of the City of Philadelphia.

And said bill having been read at length the third time, and agreed to

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, if the sponsor of this bill is present I would ask that he explain whether this institution has previously received an appropriation.

Mr. SHAPIRO. Mr. President, yes it has. There are enough Senators in Philadelphia to take care of the appropriations for these hospitals. There are sufficient stomachs in Philadelphia to take care of two stomach hospitals. I understand to get into the American Stomach Hospital you do not have to be a national but to get into the National Stomach Hospital you have to be an American.

Mr. WOODWARD. Mr. President, the explanation is quite satisfactory.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Centre)	
Clark,	Law,	Reed, (Dauphin)	Thompson, (Westmoreland)
Coyne,	Mallery,	Reed, (Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL OVER IN ORDER

Mr. NORTON. Mr. President, I ask unanimous consent that Senate Bill No. 220, on third reading entitled:

An Act to amend sections one and two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended; regulating the appointment of registars and designating the political parties from which such registrars shall be selected.

go over in its order.

The PRESIDENT. Is there objection? The Chair hears none.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 257, entitled:

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett.	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Centre)	
Clark,	Law,	Reed, (Dauphin)	Thompson, (Westmoreland)
Coyne,	Mallery,	Reed, (Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 287, entitled:

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Centre)	
Clark,	Law,	Reed, (Dauphin)	Thompson, (Westmoreland)
Coyne,	Mallery,	Reed, (Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward.
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 305, entitled:

An Act making an appropriation to the Home for the Aged, located at one thousand eight hundred nine Mount Vernon Street, Philadelphia, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Centre)	
Clark,	Law,	Reed, (Dauphin)	Thompson, (Westmoreland)
Coyne,	Mallery,	Reed, (Washington)	Trainer,
Ealy,	McClure,	Rice,	Woodward,
Frey,	McCreesh,	Roberts,	Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 349, entitled:

An Act making an appropriation to the Home for Training in Speech of Deaf Children, Philadelphia, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 350, as follows:

An Act authorizing county commissioners to permit certain historical societies to excavate for bodies of revolutionary soldiers providing for the payment of such excavations and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of any county upon application from a historical or patriotic organization or society incorporated under the laws of this Commonwealth which application shall allege reasonable belief from authorative historical records and from investigation that there exists in the county a place the cite of a revolutionary battle or camp where revolutionary soldiers lie buried in unmarked graves may issue to the applicant a permit for the exporation and excavation of such cite

Section 2 The costs of such exploration and excavation not in excess of two hundred dollars ($200) in any one case shall be paid by the Commonwealth upon bill rendered and approved by the county commissioners of the county and by the Adjutant General

Section 3 For the purpose of carrying out the provisions of this act the sum of one thousand dollars ($1000) is hereby appropriated to the Department of Military Affairs for the fiscal biennium beginning June first one thousand nine hundred and thirty-five

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading, and consideration of Senate Bill No. 351, entitled:

An Act to authorize the acquisition by purchase or condemnation of lands for a park commemorative of The Battle Field of the Brandywine, and to authorize the Pennsylvania Historical Commission to acquire said lands and making an appropriation for the purpose of this act.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 388, entitled:

An Act making an appropriation to the Home for the Friendless, of the City of Williamsport, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 389, entitled:

An Act making an appropriation to the Florence Crittenton Mission, of the City of Williamsport, Lycoming County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 390, entitled:

An Act making an appropriation to the Aged Colored Women's Home, at Williamsport, Lycoming County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 391, entitled:

An Act making an appropriation to the Williamsport Hospital, of the City of Williamsport, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 413, entitled:

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 414, entitled:

An Act making an appropriation to the Shamokin State Hospital, Shamokin, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 448, entitled:

An act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. BUCKMAN. Mr. President, and members of the Senate, the bill now under consideration and the bill following it—Senate Bills Nos. 448 and 449,—are bills to transfer money, first, from the Motor License Fund to the General Fund, and, secondly, from the Firemen's Insurance Tax Fund to the General Fund, and they are followed by three bills appropriating money, in turn, from the General Fund to old age assistance, pensions for the blind, and for administrative purposes in connection with these two very worthy objects. I do not want to be considered as an obstructionist when it comes to appropriating money for the blind or the aged, but I do feel that we, as members of this Senate, are entitled to know why this money is necessary. We have not been furnished—at least I have not seen any figures from any department,—executive department or otherwise—showing us why our General Fund is in such condition as to make necessary these transfers.

We met here last September in special session, and we were then asked to transfer some fourteen million dollars from special funds to the General Fund, as I understood it, for these very same purposes, and I further understand that these bills are to be followed with a bill appropriating money to make up deficiencies for hospitals, all of them very worthy objects. I say I do not want to be an obstructionist, but I do intend to vote against these first two bills in order that we may register our protest against being called upon to transfer money from the road fund and from the fire insurance fund without being furnished with sufficient figures and reasons therefor. And I further now want to serve notice on this Senate and on the people of the State that this money from the road fund will never be returned, and I am making the same statement with reference to the money from the firemen's fund.

Mr. HARRIS. Mr. President, on last Monday evening, in the lower House, the leader of the Republican assemblymen presented a resolution pledging every member of the Assembly to the passage of these bills. It was passed by unanimous vote. It was immediately sent to this body. It was placed before the body immediately on a motion by Senator Salus and every member of the Senate voted for that resolution, pledging himself to vote for those two transfers. Not a single objection was raised, and the Senator who has just spoken, cast his vote for the resolution. The Senator who has just spoken said that the transfers were made from this same fund at the last session. That is not correct, because the old age pension, about which the Senator has just spoken, voted against it at the session before last. Every member of the Senate voted for it at the last session, but the Senator on last Monday night, pledged himself by his vote, or by his silence in failing to vote against this resolution, to support this bill, and I would like to know how the Senator from Bucks, Mr. Buckman, can predict that this money will not be returned. I would like to know how anyone here can predict what is going to happen in this session. I challenge the Senator from Bucks, Mr. Buckman, to furnish the proof that this money will not be returned.

I would like to say another thing: if these two transfers are not made, what is going to be done with the people who have been on the old age pension list? Are they going to be returned to the poor houses? Are they going to be starved? In the bill it provides one hundred dollars for their burial. What is going to happen to them when they die? I would like the Senator from Bucks, Mr. Buckman, who objected to these two bills, to this transfer, to just tell me what they are going to do to take care of the situation. We provide a way of doing it. They tell us

it is wrong. I would like them now to tell us what to do. Unless they do provide some way of taking care of these people then would say to them if they defeat these bills it is their fault and they will have to bear the brunt.

Mr. SHAPIRO. Mr. President, the Senator from Bucks, Mr. Buckman, raised a very pertinent question and I for one will say very frankly that if the moneys were available from other sources for this purpose, I would vote against the transfer. If the Senator from Bucks, Mr. Buckman, will read the budget, which has been in our hands since the 14th of February, or if he had listened to the statements by His Excellency the Governor, and I think if he had listened on Monday night, when I made my remarks concerning the budget, he would find, first, that there was no transfer made to cover this situation, but as a matter of fact, the old age pension and pension for the blind was an act which related to the liquor fund profits. It was estimated at that time that the liquor fund profits would be sufficient to pay these items. Consequently, it is impossible for this money to be raised for the budget, from the very nature of the figures submitted to us, and that indicates clearly that there is $185,000,000, of expense which will be required to meet the actual expenses of the government, old age pensions, pensions for the blind and the revenue for increased tax bond issue, and that to meet that $185,000,000, there is only income of $128,000,000. It is true further that there is a $49,000,000, shortage from the last biennium, which is shown in the budget, due to the fact that included in that is $15,000,000, transferred for the purpose of taking care of unemployment in the last special session. Now it is obvious you cannot out of $128,000,000, get enough money to pay an actually known debt of $185,000,000. There is no money in the treasury now. There will be no money unless additional taxes are imposed, and certainly with a shortage of at least $50,000,000. confronting us for the next two years, I cannot see how anyone can question the fact that the statements made to us by His Excellency, the Governor, that there is not sufficient money in the treasury, and will not be, to meet these demands, that no one can doubt those figures. It is, of course, to be understood that the moneys now to be paid out are included in this budget. In other words, there will be a deficit of some $49,000,000. The $50,000,000, in the regular expenses are a deficit because of the fact that we contemplate paying these various sums of money out eventually if the program for unemployment relief, pensions for the blind and old age pensions, is worked out. These moneys will be returned. I for one say frankly, I do not care whether they are returned. I do not think anyone in this Senate should hesitate to vote in favor of these bills because this money will not be returned, because I say very frankly it is more important that these people, to whom we have obligated ourselves to pay money, shall receive the money because they need it now. What will happen six months from now I do not know, but I predict unless we take a broader aspect of this whole situation, some of us will see things happen that none of us expected, inasmuch as the Commonwealth is in a financial situation such as it has never been before. It needs money and has no money. The unemployed need assistance, and unless we take steps to feed the citizens who are hungry, we will have something worse to contend with.

Mr. WOODWARD. Mr. President, I am delighted to vote for both of these bills, because I believe that all these special funds except the sinking funds, are a reflection upon our intelligence. It is like saying we do not know how to appropriate money out of the General Fund, and, therefore, we have to earmark money.

I am especially delighted to vote for No. 2 bill. I have tried since 1919 to get money from the Firemen's Relief Association to the State Treasury. It is impossible because every fire-house is political. You never get anywhere with the bill. I never could understand why the Firemen's Relief Association should raid the treasury, and take two per cent. tax on foreign fire insurance. They do it every year, and here is a glorious opportunity to use that money in the General Fund, and I for one will vote for it if it will never be repaid.

Mr. SALUS. Mr. President, I want to address my few remarks to our Republican Senators and not to the Democrats. We have been listening now since pretty nearly a year back, and quite frequently over in the House to His Excellency, the Governor of the Commonwealth, telling us about this depleted treasury that he has, and while I am holding no brief for the Pinchot administration, we hear of the great deficit left over by the Pinchot administration, and now our Governor, and rightfully so, I find no fault with him, comes along and asks us to do exactly what the former Governor asked us to do, and create a deficiency. We will do this today, if my Republican colleagues will agree, and will create a new deficiency, under the same theory that it was created by Governor Pinchot, and from today on our Dmocratic friends cannot push that under our noses, and I am tired of hearing it, more so then the rest of you, because I have a bigger nose.

Mr. OWLETT. Mr. President, it is with reluctance that I arise at this time to say a word concerning these bills. I intend to vote for both of them, but I feel compelled to rise on my feet at this time for the reason that the Senator from Bucks, Mr. Buckman, has stated he does not expect these funds to be returned. I think that is a serious matter, and if I felt that this money is not to be returned to this Motor Fund, I most assuredly would vote against this bill. We were given a pledge when we voted to take this money last fall from the Motor Fund, we pledged ourselves to return it. We are pledging ourselves by this bill to return that money to the Motor Fund, and likewise to return to the Firemen's Fund the money in the next bill. I, for one, believe that the people of Pennsylvania wish us, in representing them here in this body, to see that the Motor Fund of this State is kept inviolate, that it be used for the construction of roads and roads only. That is what it was intended for, gentlemen, and that is what we, if we respect the sentiment of our people, must spend it for.

As I say, I do not believe in the diversion of the Motor Fund and using it for anything but road purposes. I do not believe in the levying of a gasolene tax which the people are willing to pay for road purposes and not for other purposes, and I do not think that any Senator, when he votes for this bill, should be compelled to have it go out to the public that his vote for this bill means that he is in favor of the diversion of the Motor Fund. The bill pledges that it is to be returned, and it is on that understanding that I am voting for this bill.

Mr. WOODWARD. Mr. President, I desire to interrogate the Senator from Philadelphia, Mr. Shapiro.

The PRESIDENT. Will the Senator from Philadelphia, Mr. Shapiro, permit himself to be interrogated?

Mr. SHAPIRO. Mr. President, I will.

Mr. WOODWARD. Mr. President, I wish to ask the Senator from Philadelphia, Mr. Shapiro, whether he also considers the Firemen's Fund to have been set aside?

Mr. SHAPIRO. Mr. President, it has been set aside for that purpose, and the Firemen's Relief Association, as I understand it, has been able to pay on the basis that this fund will be available for it, and I think that we should not take that money away from them finally. I think it has been appropriated for that purpose and should be kept for that purpose. I was fully aware of Dr. Woodward's contention that particular funds should go into the General Fund, and we should make our appropriation. I do not agree with that position, and I think I speak the sentiments of many of my colleagues in so stating.

Mr. GELDER. Mr. President, I am going to vote for these bills, but I am going to vote for them reluctantly, and only because I believe that it ties up the integrity of the present administration to what they say—what the Governor has told us he will do—restore these funds to the Highway Department, where they belong. Our friends on the left side of this body, in the special session, with one accord voted against the transfer. Today they say that it is necessary, and they are going to vote with most of the Republican Senators to transfer still further funds. That puts this administration squarely behind the action that was taken in the last special session, as well as this session. I heartily agree with the remarks of the Senator from Tioga, Mr. Owlett, that the load already imposed on motorists is so great that we should not divert, except for temporary purposes, the money used for the highway department. Up in northeastern Pennsylvania, at the time of the recent ice storms, we found three weeks ago that the highway department failed to cinder the roads, and that made it so dangerous that there were many accidents and several deaths, and the highway department said that there was no money for the purpose. The Chief Executive told us on Monday evening that this would not interfere with the program of the highway department, because plans had been made, If it will not interfere temporarily, it certainly does interfere with what has been the majority relief method in the rural districts of Pennsylvania.

Our friend from Philadelphia, has talked about the Firemen's Fund. I have been informed that if we divert this money from the firemen, we are also diverting a fund that is used for pension purposes, for relief purposes, for those volunteer firemen who helped to preserve life and property throughout the Commonwealth, and who have been told that they need this money, that they are already greatly in arrears. I am going to vote for that on the strength of the statement by the leader of the Democratic side this afternoon, that the firemen have come to an understanding with the administration and are to receive a certain amount of money now owing them, because they put in the money that they are paying in relief to the men who have been injured, who have given their services voluntarily in the Commonwealth in fighting fires.

Mr. HARRIS. Mr. President, I desire to read the second section of this bill: "The amounts transferred under this act from the Motor License Fund to the General Fund shall be repaid to the Motor License Fund out of the General Fund not later than December 31, 1935."

I consider the passage of this bill as a binding promise on the part of the Democrats to return this money to the Motor Fund. It is just as binding as the resolution presented by Representative Witkin, passed in the House, and passed by the Senate.

Mr. STAUDENMEIER. Mr. President, it certainly must be interesting to the gentlemen on the left to see that all the Republican members are rather solicitous about these bills and for one time they can sit there silently and let them talk their heads off.

I did not intend to say anything at all, but I could not let it pass by for fear that I might be considered as agreeing with the remarks made by the Senator from Philadelphia, Mr. Woodward. He knows, as well as most of the Senators here who served in the House, that I have had to make the fight in the House to retain the Firemen's Fund. I now say again, that if the opportunity presents itself while I am serving in the Senate, I propose to make the same fight, and I do so without any shame whatsoever. We in the rural sections do not have paid fire companies; Philadelphia does. All the fire houses in the rural sections are not political—it is still a place where, when the gong or siren sounds, they come out of their homes, without any pay whatsoever, and if they are injured in the course of their duty, who is going to take care of them and their families? This fund was created expressly for that purpose, and if it had not been stated here—and I understand the sponsor of the bill will so state, at least I hope he will—that there was an agreement made with the officers of the volunteer firemen's relief association that it is entirely proper and regular for us to take these funds, I would be in a serious position here today, because I would be the last one to try to take funds from the blind and aged, those who are not able to take care of themselves. On the other hand, it is just as serious a question for us as to whether or not we are now going to say that a fund which we created, that which has stood all these years, that that should be robbed and pillaged for no other reason than that somebody could not believe in that fund. As far as both of these funds are concerned, in my humble opinion, these transfers are going to be made at the proper time. I have not yet arrived at the stage where I believe that the Chief Executive of the State would say that it is entirely necessary and proper, and the only thing that can be done to save the day is to make these transfers, if that were not the case. He would be stating a deliberate falsehood, because certainly before this session is over that will come to light, and I do not think His Excellency would stoop to that; and I, for one, feel that in voting for these transfers, I do so with the thought in mind and with the firm and honest belief that both these funds will be reimbursed for the amount that will be taken away from them by this Senate today.

Mr. BUCKMAN. Mr. President, I would like to interrogate the Senator from Allegheny, Mr. Harris.

The PRESIDENT. Will the Senator from Allegheny, Mr. Harris permit himself to be interrogated?

Mr. HARRIS. Mr. President, I shall be pleased.

Mr. BUCKMAN. Mr. President, I would like to ask the Senator from Allegheny, Mr. Harris, if his statement that these moneys will be returned, is not dependent upon additional taxation being levied by this present legislature.

Mr. HARRIS. Mr. President, that is correct.

Mr. BUCKMAN. Mr. President, then what would happen if this legislature refuses to levy additional taxes?

Mr. HARRIS. Mr. President, I have no doubt that the legislature will make sufficient appropriation. The Senator from Bucks, Mr. Buckman, predicted that there would not be, and I predict that there will be.

Mr. BUCKMAN. Mr. President, I am not going to stand here and be the only one to oppose a measure that has humanitarian matters contained in it, but I am not a bit sorry that I raised the issue. I am not a bit sorry that we have had this discussion on the floor here. I think it means something to the future action of the administration and the future action of this Senate, and in view of the discussion and the pledges that have been here on the floor, I shall withdraw the objection to these bills and shall vote with the majority for them.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Aron,	Homsher,	Norton,	Rodgers,
Batchelor,	Howell,	Owlett,	Rupp,
Baumer,	Huffman,	Pierson,	Salus,
Bennett,	Hunsicker,	Prince,	Shapiro,
Buckman,	Kahle,	Pytko,	Staudenmeier,
Cavalcante,	Lanius,	Rankin,	Thompson,
Coyne,	Law,	Reed,	(Centre)
Ealy,	Mallery,	(Dauphin)	Thompson,
Frey,	McClure,	Reed,	(Westmoreland)
Gelder,	McCreesh,	(Washington)	Trainer,
Graff,	McGinnis,	Rice,	Woodward,
Harris,	Miller,	Roberts,	Ziesenheim,

NAYS—2

Chapman,	Clark,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

Mr. ROBERTS. Mr. President, the question of the transfer of money from the Fire Insurance Tax Fund has already been raised, and I am simply at this time going to make a statement that I think I should make in behalf of the firemen of Pennsylvania. Every member of the Senate undoubtedly has received a letter from the Firemen's Association of the State of Pennsylvania, signed by the Secretary, Millard Tawney, voicing objection to this bill, and I must say that when those objections were made,—I can find no fault with their having raised the question, because they are naturally interested in this special fund—I told them at the time that I would be very glad to go with them to the Governor's office and see whether an understanding could be arrived at which would be satisfactory to them. I want to say that the firemen of Pennsylvania as represented by this Committee, acted very fairly and they cooperated very nicely, realizing the need for which this transfer is made, or at least is proposed to be made.

There is not a member in this Senate who does not know, or who is not aware of the sad condition of the hospitals of this State, many of them are about to close their doors, and it would be a terrible calamity to the population of this great State if this thing should happen, and they very gladly have agreed to compromise, and have compromised, whereby they will immediately receive a portion of the moneys that are now due them, and they said they would do it willingly, because they want to cooperate. I want to say that I would not vote for this bill if I did not believe, and believe sincerely, that the money should and would be returned. I have not the slightest doubt about that; if I did, I would vote against the bill, because this money is not spent for the firemen in a purely personal, or in a social or political way, if you please, but it is used to help crippled firemen, dependent orphans and widows, and they are certainly entitled to every penny that is provided by this fund. As you will notice in the bill, it will be returned by the end of the present year, and I have absolute faith that the money will be returned, and it would be a reflection on the State of Pennsylvania, this Senate and the House of Representatives, if we did not provide funds whereby it will be returned.

Mr. President, I make this statement on behalf of the firemen who so generously and so valiantly agreed to this transfer in order that the hospitals of Pennsylvania might not suffer.

Mr. REED (Dauphin). Mr. President, I shall simply take a moment of the time of the Senate, because I want to express my appreciation of the remarks which the Senator from Northampton, Mr. Roberts, has just made with respect to the Firemen's Association. The Chairman of the law committee, who is a resident of my district, very naturally told me yesterday, voicing his opinion, that the passage of this bill would seriously imperil this fund, that there would be no funds to meet necessitous cases which would arise, and, in the same spirit of fairness, he came to me, representing the Firemen's Organization of Pennsylvania, this morning, to say that they were perfectly satisfied with the arrangement. I think that this organization has exhibited a spirit of real patriotism, and I am therefore glad to endorse the statement made by the Senator from Northampton, Mr. Roberts, and to cast my vote for this bill.

Mr. WOODWARD. Mr. President, after listening to the Democratic floor leader, I am convinced that he has at least one fire-house in his district. Now you can very well talk about widows and orphans, they are always in every situation. I would like to tell you a few things, because I have had them in my mind a long time. Some of you know who Judge Bonniwell is. He was President of this association for many years—the Firemen's Association, and at an unguarded moment, perhaps, he confided to me that unfortunately this money was used for firemen's balls, picnics, parades, etc. The other gentlemen, whom I recall as a former Speaker, Mr. Goodnough, he lives at Emporium, he told me the Firemen's Association never spent any of this money in firemen's relief. There are two sides to every question.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—43

Aron,	Homsher,	Norton,	Rodgers,
Batchelor,	Howell,	Owlett,	Rupp,
Baumer,	Huffman,	Pierson,	Salus,
Bennett,	Hunsicker,	Prince,	Shapiro,
Buckman,	Kahle,	Pytko,	Staudenmeier,
Cavalcante,	Law,	Rankin,	Thompson,
Coyne,	Lanius,	Reed,	(Centre)
Ealy,	Mallery,	(Dauphin)	Thompson,
Frey,	McClure,	Reed,	(Westmoreland)
Gelder,	McCreesh,	(Washington)	Trainer,
Graff,	McGinnis,	Rice,	Woodward,
Harris,	Miller,	Roberts,	Ziesenheim,

NAYS—2

Chapman, Clark,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

And said bill having been read at length the third time, and agreed to,

On the question?

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind

And said bill having been read at length the third time, and agreed to,

On the question?

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

And said bill having been read at length the third time, and agreed to,

On the question?

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Homsher,	Owlett,	Rupp,
Baumer,	Howell,	Pierson,	Salus,
Bennett,	Huffman,	Prince,	Shapiro,
Buckman,	Kahle,	Pytko,	Staudenmeier,
Cavalcante,	Lanius,	Rankin,	Thompson,
Chapman,	Law,	Reed,	(Centre)
Coyne,	Mallery,	(Dauphin)	Thompson,
Ealy,	McClure,	Reed,	(Westmoreland)
Frey,	McCreesh,	(Washington)	Trainer,
Gelder,	McGinnis,	Rice,	Woodward,
Graff,	Miller,	Roberts,	Ziesenheim,

NAYS—1

Clark,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 53, as follows:

An Act to amend section eight of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" as amended further regulating pleadings where a party to an action requires proof of the opposite party of facts which are under the exclusive control of the opposite party

or the truth of which cannot be ascertained after reasonable investigation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the fourteenth day of May one thousand nine hundred and fifteen (Pamphlet Laws four hundred eighty-three) entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass except actions for libel and slander prescribing the pleadings and procedure to be observed therein and giving the courts power to enforce its provisions" as amended by the act approved the twelfth day of June one thousand nine hundred and thirty-one (Pamphlet Laws five hundred fifty-seven) is hereby further amended to read as follows

Section 8 It shall not be sufficient for a defendant in his affidavit of defense to deny generally the allegations of the statement of claim or for a plaintiff in his reply to deny generally the allegation of a set-off counterclaim or new matter but each party shall answer specifically each allegation of fact of which he does not admit the truth except as provided in sections seven and thirteen Provided however That if either the defendant or the plaintiff has no knowledge and after reasonable investigation is unable to ascertain whether or not the facts alleged by the oppostie party are true or if means of proof of the facts alleged are under the exclusive control of the party making the allegation it shall be a sufficient answer to allege that either or both such conditions exist and to demand proof of such alleged facts by the opposite party [but in] In no event shall either party be required to [allege or prove that he has inquired] inquire of the opposite party as to [or investigated] alleged facts the proof of which is under the exclusive control of the opposite party and in no event shall the party demanding proof of such alleged facts be required to state specifically or otherwise or to prove what reasonable investigation he has made to obtain the information of which he alleges he has no knowledge but his affidavit alone shall be deemed sufficient to support his allegation of reasonable investigation

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole geing in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 100, as follows:

An Act to further amend section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" providing for taxation for county and city and county purposes of shares of stock of any bank corporation association company or limited partnership[s] which does not employ a substantial portion of its property in this Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of June one thousand nine hundred and thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" as amended by the act approved the twenty-first day of April one thousand nine hundred and thirty-three (Pamphlet Laws fifty-four) is hereby further amended to read as follows

Section 1 Bt it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all personal property of the classes hereinafter enumerated owned held or possessed by any person persons copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or by any joint-stock company or association limited partnership bank or corporation whatsoever formed erected or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other State or government and liable to taxation within this Commonwealth whether such personal property be owned held or possessed by such person of persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation in his her their or its own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation is hereby made taxable annually for county purposes and in cities coextensive with counties for city and county purposes at the rate of four mills on each dollar of the value thereof and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section seventeen hereof all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section seventeen hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other State or government except shares of stock in any bank corporation association company or limited partnership [that may be] employing a substantial portion of its property in this Commonwealth and which is liable to a tax on its shares or its capital stock for State purposes under the laws of this Commonwealth or is relieved from the payment of tax on its shares or capital stock for State purposes by the laws of the Commonwealth all moneys loaned or invested in other States Territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to loans shares of stock or other securities held by bankers or brokers solely for trading purposes nor to accounts or debit balances owing by customers of bankers or brokers in the usual courses of business nor to interest bearing accounts in any bank or banking institution savings institution or trust company And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be sub-

ject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said four mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said four mills tax on any of the said securities bonds or other evidences of indebtedness as may be held owned by or owing to the said institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick and death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for county purposes and in cities coextensive with counties for city and county purposes shall be taxed or taxable for any other local purpose or for State purposes under the laws of this Commonwealth And provided further That the provisions of this section shall not apply to personal property of the class hereinabove enumerated hereafter received from any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or from any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth by any person or persons copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any person or persons copartnership or unincorporated association or company nonresident in or not located within this Commonwealth or for the use benefit or advantage of any joint-stock company or association limited partnership bank or corporation formed erected or incorporated by under or in pursuance of any law of the United States or of any State or government other than this Commonwealth and not doing business within this Commonwealth

The words "substantial portion of its property" as used in this section shall be construed to mean any property other than office furniture and fixtures which is actually necessary and used for the exercise of a corporate franchise in this Commonwealth and shall not be construed to include property which has been acquired or is being held for the purpose of paying a nominal State tax on capital stock in order to avoid payment of tax under this section

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with.

The Senate proceeded to the second reading and consideration of Senate Bill No. 123, as follows:

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-fiv thousand dollars ($25,000) or so much thereof as may be necessary is hereby specifically appropriated to the Boys' Industrial Home of Western Pennsylvania located at Oakdale Allegheny County for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 124, as follows:

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated at Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred forty-nine thousand six hundred seventy-two dollars ($349,672) or so much theerof as may be necessary is hereby specifically appropriated to the Pennsylvania Association for the Blind Incorporated at Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 152, as follows:

An Act authorizing the exoneration of taxes assessed or levied against any property purchased for hospital uses upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever heretofore any hospital corporation shall have purchased property to be used for hospital purposes and any municipal subdivision of the State having authority to levy taxes thereupon shall have prevented the hospital from completing and consummating the erection of hospital buildings in accordance with the intent for which the property was purchased by taking a portion of the property for public use the said municipal authority levying or assessing the said tax shall have power to exonerate all taxes assessed or levied against any portion of the said tract from the date of the ordinance authorizing the taking of the portion taken

Section 2 This act shall take effect immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 189, as follows:

An Act to authorize the purchase of historical works relative to the services of Pennsylvania volunteers and making an appropriation

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever the Civil War 1861-1865 Veteran Association of the One Hundred and Second (old 13th) Regiment Pennsylvania Veteran Volunteer Infantry (Washington Infantry of Pittsburgh Incorporated) through its historian shall have published a history of such organizations together with a history of its forebears the Pitsburgh Blues War 1812 Jackson Blues Co A First Pennsylvania Infantry Mexican War 1846-1848 also individual services in the Spanish War 1898 and the World War 1917-1918 under the sanction and authority of the first named veteran organization which history shall be shown to the satisfaction of the Governor Auditor General and Adjutant General so far as it is practicable in such works to have been faithfully and accurately prepared and be historically correct and to be of sufficient reliability and importance to jusify the purchase of copies as herein provided for and to contain a complete roster of the organizations corrected to the date of publication the Secretary of the Commonwealth with the approval of the Governor Auditor General and Adjutant General and at a price fixed by them shall purchase four hundred copies of such history the price thereof not to exceed two dollars and fifty cents ($2.50) per copy Provided That the total amount expended shall not exceed the sum of one thousand dollars ($1,000) The sum of one thousand dollars ($1,000) or so much thereof as may be necessary is hereby appropriated to be paid upon the requisition drawn by the Secretary of the Commonwealth countersigned by the Auditor General and that the Treasurer of this Commonwealth be and is authorized to make all payments out of such moneys in the Treasury as is not otherwise appropriated

Section 2 The volumnes purchased as aforesaid shall be distributed as follows One copy to the office of the Secretary of the Commonwealth one to the office of the Adjutant General one to the library of each college and university in the State one to each historical society in the State one to each public library in the State that has free distribution of its books one to each State armory one to the library of Congress and one to the library of each State and territory of the Union the balance to be placed in the State library of Pennsylvania for the purpose of exchange

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 198, as follows:

An Act making an appropriation to the Board of Finance and Revenue for the payment of certain moral claims of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fourteen thousand and sixty-two dollars ($14,062) or so much thereof as may be necessary is hereby specifically appropriated out of the Motor License Fund to the Board of Finance and Revenue for the purpose of paying the claim or claims of any person or persons for expenditures made by such person or persons for medical and hospital services and funeral expenses incurred and for pain and suffering and loss of support on account of an accident to any person or persons caused by the negligence of employes of the Department of Highways in permitting any road construction machinery to remain on any public highway at night without being guarded by red lanterns

Payment of any such claim or claims may be made upon requisition of the Treasury Department for the Board of Finance and Revenue upon proof before said Board of such accident the incurring of such expenditures and the sustaining of such injuries and loss of support if in the opinion of the Board of Finance and Revenue a moral obligation rests on the Commonwealth to pay the same

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 201, as follows:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of the counties of the second class in this Commonwealth are hereby authorized and empowered to destroy by incineration under the terms and conditions of this act retired public bonds and coupons whether serial or otherwise and expired insurance policies on county property

Section 2 That on or after the passage of this act bonds of counties of the second class which have heretofore matured or may hereafter mature and all coupons pertaining to the same upon redemption by the treasurers of said counties and all expired insurance policies on county property both real and personal which have been expired for a period of not less than six years may be destroyed by incineration at a place to be designated by the county commissioners Before the destruction of any such public records there shall first be filed a petition in the Court of Common Pleas of the respective county by either the county commissioners the county controller or the county treasurer or by all of them jointly setting forth full and detailed information about the numbers valuations and maturity dates of the bonds so to be destroyed and full and detailed information in regard to the insurance policies including the date of issuance the name of the risk the amount of the coverage the date of expiration and the disposition of any claim made in regard to said policy or policies so to be destroyed In case of the failure or refusal of either the county commissioners the county controller or the county treasurer to join in the prayer of the said petition the Court shall make a preliminary order upon those officers failing or refusing to sign said petition to show cause why such destructions should not be effected said rule to be returnable in ten days After a hearing thereon the Court of Common Pleas of the respective county shall make such order as it may deem advisable and proper under the facts After an order for said destruction of said public records if the Court of Common Pleas grants the prayer of the petition for the said destruction of said bonds and coupons and insurance policies the county commissioners shall at an appointed place designated by them at a period not less than sixty days from the date of said order publicly destroy said records and the county controller shall make a minute in his office of such records destroyed

Section 3 All acts or parts of acts incorporated herewith are hereby repealed

Section 4 The provisions of this act shall become effective immediately upon its enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 202, as follows:

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies toward the maintenance of the Organized Reserve of the Army of the United States and validating ratifying and approving all such appropriations heretofore made

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the board of county commissioners of each county of the second class in this Commonwealth may appropriate from any monies in the county treasury not otherwise appropriated annually a sum not exceeding ($500.00) five hundred dollars for the support maintenance discipline and training of each regiment or similar unit of the Organized Reserve of the Army of the United States having its headquarters and regular meeting place established within the limits of said county when and if it should be certified to the said board of county commissioners by the senior officer of the United States Army in charge of and assigned to duty with the Organized Reserve in the divisional area of which said county is a part that said unit of the Organized Reserve is actively engaged in the training and duties thereof and has for one year then last past maintained a standard of training discipline and efficiency satisfactory to the War Department of the United States and has met all requirements of the laws rules and regulations of said War Department applicable thereto

Section 2 Any such appropriations heretofore made and paid or ordered to be paid for any of the purposes and objects contemplated by Section one of this Act be and the same is hereby validated ratified and approved

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 223, as follows:

An Act to establish jurisdiction in cases of kidnapping and murder perpetrated in kidnapping

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in order to obviate the difficulty of proof of the place where an offense of kidnapping or murder in the perpetration of kidnapping was committed it shall be sufficient to allege in any information or indictment for kidnapping or for murder in the perpetration of kidnapping that the offense was committed in any county in through or into which the defendant carried or conveyed or brought the kidnapped person and every such offense may be inquired of tried and punished in the county within which the same shall be so alleged to have been committed in the same manner as if it had been actually committed therein

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 256, as follows:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners or a resident who becomes a nonresident and conceals his whereabouts of aircraft operated within or above the Commonwealth of Pennsylvania and making the operation of such an aircraft within or above the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act any non-resident of this Commonwealth being the operator or owner of any aircraft who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners of operating an aircraft or of having the same operated over or above the lands and waters of the Commonwealth of Pennsylvania or of using its aviation facilities or both or any resident of this Commonwealth who shall subsequently become a nonresident or shall conceal his whereabouts shall by the operation of an aircraft over or above the lands and waters of the Commonwealth of Pennsylvania make and constitute the Secretary of Revenue of the Commonwealth of Pennsylvania his her or their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania against such operator or owner of such aircraft arising out of or by reason of any accident or collision occurring within or above the Commonwealth in which such aircraft is involved

Section 2 Such process shall be served by the officers to whom the same shall be directed or by the sheriff of Dauphin County who may be deputized for such purposes by the officer to whom the service is directed upon the Secretary of Revenue of the Commonwealth of Pennsylvania by leaving at the office of said secretary at least fifteen (15) days before the return day of such process a true and attested copy thereof and by sending to the defendant by registered mail postage prepaid a like true and attested copy with an endorsement thereon of the service upon said Secretary of Revenue addressed to such defendant at his last known address The registered mail return receipt of such defendant shall be attached to and made a part of the return of service of such process

Section 3 This act shall be construed to extend the right of service or process upon nonresidents and upon residents who subsequently become residents or who conceal their whereabouts and shall not be construed as limiting any provisions for the service of process now or hereafter existing

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 261, as follows:

An Act to amend section seven hundred and one of the act approved the twenty-fifth of May one thousand nine hundred and thirty-three (Pamphlet Laws one thousand one) entitled "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Department of Revenue in respect thereto providing for the licensing and registration of airmen and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of

flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in and by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" by providing that repeals of acts therein contained shall not be construed to revive acts theretofore repealed

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly me and it is hereby enacted by the authority of the same That section seven hundred and one of the act approved the twenty-fifth day of May one thousand nine hundred and thirty-three (Pamphlet Laws one thousand one) entitled "An act providing for the regulation of aeronautics within this Commonwealth conferring powers and imposing duties upon the Department of Revenue in respect thereto providing for the licensing and registration of airmen and aircraft establishing the legal status of air navigation providing for sovereignty in and ownership of space providing for lawfulness of flights regulating civil causes of action arising out of operation of aircraft fixing the status of contracts crimes and torts in by or by means of operation of aircraft imposing duties upon officers burgesses magistrates aldermen justices of the peace the courts and clerks thereof providing for denial or revocation of licenses providing for certain penalties and their disposition and repealing certain existing laws" is hereby amended to read as follows

Section 701 Repeals The following acts of Assembly are hereby repealed

(a) The act approved April twenty-fifth one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred fifty-three) entitled "An act concerning aeronautics and establishing the legal status of air navigation providing for sovereignty in and ownership of air space imposing liability for injury or damage caused by aircraft fixing jurisdiction over and liability for contracts executed and torts and crimes committed during the operation of aircraft and repealing inconsistent legislation"

(b) The act approved the twenty-fifth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws seven hundred twenty-four) entitled "An act to regulate aeronautics providing for the licensing registration rating control and regulation of aircraft airmen airports landing fields intermediate landing fields and air navigation facilities conferring powers and imposing duties upon the State Aeronautics Commission in respect thereto providing for the acquisition maintenance and operation of intermediate landing fields and air navigation facilities by the Commonwealth providing for the enforcement of the provisions of this act and imposing penalties" as amended by the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws eight hundred forty-seven)

The repeal by this act of any act of Assembly shall not be construed to revive any act or part thereof repealed by the acts repealed in this section

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 303, as follows:

An Act making an appropriation to the Saint Luke's Hospital Bethlehem Lehigh County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and ten thousand dollars ($210,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Saint Luke's Hospital Bethlehem Lehigh County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 304, as follows:

An Act making and appropriation to the Allentown Hospital of Allentown Lehigh County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and seventy-five thousand dollars ($175,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Allentown Hospital of Allentown Lehigh County Pennsylvania for the two fiscal years begining June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 307, as follows:

An Act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth and imposing duties on the fiscal officers of the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever under the provisions of any law any fines or forfeited bail are payable to the Commonwealth all costs of prosecution in any such case shall first be paid out of any money realized whether the same is received as costs or in full or on account of any fine imposed or on the forfeiture of any bail and in the event that such moneys received are not sufficient to pay the full amount of such fine and costs the costs shall be paid in full and any balance remaining shall be paid into

the State Treasury through the Department of Revenue on account of such fine

The fiscal officers of the Commonwealth shall in settling their accounts with all clerks of the courts of quarter sessions of oyer and terminer and with justices of the peace aldermen and magistrates allow full credit for the payment of all such costs

This act shall apply to all cases where the whole amount of the money realized as costs fines or forfeited bail has not been paid to the Department of Revenue prior to the effective date of this act

Section 2 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 3 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 308, as follows:

An Act making an appropriation to the Ohio Valley General Hospital at McKees Rocks Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-seven thousand dollars ($37,500) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Ohio Valley General Hospital at McKees Rocks Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 334 (House Bill No. 17), entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December, one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" exempting wine manufactured in the home for home consumption from tax.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 344, as follows:

An Act to amend the title and sections one and two of the act approved the twenty-fifth day of May one thousand nine hundred and thirty-three (Pamphlet Laws one thousand nineteen) entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes authorizing the county commissioners to sell the same at private sale under the circumstances" by extending the provisions thereof to unseated lands

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the title and sections one and two of the act approved the twenty-fifth day of May one thousand nine hundred and thirty-three (Pamphlet Laws one thousand nineteen) entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes authorizing the county commissioners to sell the same at private sale under the circumstances" are hereby amended to read as follows

An Act relating to seated and unseated lands purchased by county commissioners at county treasurer's [sale of seated] sales of such lands for collection of taxes authorizing the county commissioners to sell the same at private sale under the circumstances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act county commissioners be and they are hereby authorized to sell at private sale any and all seated and unseated lands purchased by them pursuant to existing law at any county treasurer's sale of seated or unseated lands for the collection of taxes and not redeemed within two years from the date of such sale to the county commissioners upon first procuring the approval of such sale by the court of common pleas of the county in which such lands are situated

Section 2 Upon petition of the county commissioners to the proper court of common pleas setting forth the date of sale of such lands to the county commissioners the date when the right of redemption expired and that the right of redemption was not exercised prior to its expiration a description of the lands sought to be sold the name of the proposed purchaser and the terms of the proposed sale and the amount of taxes and costs accrued against the said lands the court shall fix a time for hearing upon said petition and require ten days' notice thereof to be given by publication in one newspaper of general circulation published in the county wherein such lands are located In the case of seated lands the court may also require such additional notice as to it appears proper

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 358, as follows:

An Act making an appropriation to the Home for the Aged and Infirm Colored Women of Pittsburgh Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand five hundred dollars ($4,500) or so much thereof as may be necessary is hereby specifically appropriated to the Home for the Aged and Infirm Colored Women of Pittsburgh Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 359, as follows:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home Department of Pennsylvania at Hawkins Station Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-seven thousand dollars ($27,000) or so much thereof as may be necessary is hereby specifically appropriated to the Ladies of the Grand Army of the Republic Home Department of Pennsylvania located at Hawkins Station Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 360, as follows:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two thousand five hundred dollars ($2,500) or so much thereof as may be necessary is hereby specifically appropriated to the Colored Women's Relief Association of Western Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five to be used for the purpse of maintenance of the Davis Temporary Home for Colored Children and Day Nursery located at Pittsburgh Pennsylvania

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in committee of the whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 361, as follows:

An Act Making an appropriation to the Braddock General Hospital Braddock Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of eighty thousand dollars ($80,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Braddock General Hospital Braddock Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 377, as follows:

An Act Making an appropriation to the Children's Home of Bethlehem Salisbury Township Lehigh County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand dollars ($7,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Home located at Bethlehem Salisbury Township Lehigh County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

Then Senate proceeded to the second reading and consideration of Senate Bill No. 399, as follows:

An Act to amend sections two and fifteen of the act approved the twenty-fifth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred eighty-one) entitled "An Act concerning arbitration and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts including contracts to which the State or any municipal subdivision thereof may be a party regulating the procedure under such provisions and agreements and conferring certain powers and imposing certain duties upon the courts with reference thereto" by prescribing the time for making application to stay proceedings pending arbitration by authorizing appeals from orders granting or refusing such stays or from orders directing or refusing to direct the parties to proceed to arbitration and regulating such appeals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That Section two of the Act approved the twenty-fifth day of April one thousand nine hundred and twenty-seven (Pamphlet Laws three hundred eighty-one) entitled "An Act concerning arbitration and to make valid and enforceable written provisions and

agreements for the arbitration of disputes in certain contracts including contracts to which the State or any municipal subdivision thereof may be a party regulating the procedure under such provisions and agreements and conferring certain powers and imposing certain duties upon the courts with reference thereto" is hereby amended to read as follows

Section 2 Stay of Proceedings Brought in Violation of Arbitration Agreement If any suit or proceeding be brought upon any issue referable to arbitration under an agreement in writing for such arbitration the court in which such suit is pending upon being satisfied that the issue involved in such suit or proceeding is referable to arbitration under such an agreement shall on application of one of the parties made before the suit or proceeding is at issue stay the trial of the action until such arbitration has been had in accordance with the terms of the agreement providing the applicant for the stay is not in default in proceeding with such arbitration

Section 2 That section fifteen of the said Act is hereby amended to read as follows

Section 15 Appeals (a) An appeal may be taken from an order confirming, modifying, correcting or vacating an award or from a judgment entered upon an award in acordance with the existing law in respect to appeals to the Supreme and Superior Courts

(b) An appeal may be taken to the Supreme or Superior Court as in cases of final judgments from an order either staying or refusing to stay the trial of a suit or proceeding pending arbitration or from an order either directing or refusing to direct the parties to proceed to arbitration Such appeal must be taken and perfected within thirty days from the date when the order is made shall be made returnable on the third Monday after it is taken and shall be placed by the appellate court at the head of its argument list for civil cases to be heard at the earliest date consistent with its rules governing the presentation of appeals

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 435, entitled:

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis Pennsylvania

The first section of the bill was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of th same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Beaver County Sanitorium for Tuberculosis Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

On the question,

Will the Senate agree to the section?

Mr. BATCHELOR. Mr. President, I move to amend section 1, page 1, line 7, by inserting after the word "Tuberculosis" the following: "Monaca"

Mr. GRAFF. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The title of the bill was read as follows:

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis Pennsylvania

On the question,

Will the Senate agree to the title?

Mr. BATCHELOR. Mr. President, I move to amend title, page 1, line 2 of title, by inserting after the word "Tuberculosis" the following: "Monaca"

Mr. GRAFF. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 437, as follows:

An Act making an appropriation to the Adrian Hospital Association of Punxsutawney Jefferson County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifty-five thousand dollars ($55,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Adrian Hospital Association of Punxsutawney Jefferson County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 438, as follows:

An Act making an appropriation to the Indiana Hospital of Indiana County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty-five thousand dollars ($65,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Indiana Hospital of Indiana County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 453, as follows:

An Act to repeal the act approved the fifth day of April one thousand eight hundred and sixty-two (Pamphlet Laws two hundred seventy) entitled "An act relating to the commencement of actions in Chester County"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pensylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the fifth day of April one thousand nine hundred and sixty-two (Pamphlet Laws two hundred seventy) entitled "An act relating to the commencement of actions in Chester County" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 459, as follows:

An Act making a deficiency appropriation to the Scranton State Hospital

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Scranton State Hospital for the two fiscal years ending May thirty-first one thousand nine hundred and thirty-five for deficiencies for the payment of salaries wages or other compens.. of the superintendents and other employes for the expenses of maintaining and operating automobiles and other equipment for the payment to the Department of Property and Supplies of mileage charges for the use of automobiles for the purchase of supplies food and fuel for repairs for the purchase of equipment furniture and furnishings for expenses of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of the Scranton State Hospital

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 460, as follows:

An Act making an appropriation to the West Side Hospital Association Scranton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety thousand dollars ($90,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the West Side Hospital Association Scranton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 461, as follows:

An Act making an appropriation to the Hahnemann Hospital City of Scranton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and twelve thousand dollars ($112,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Hahnemann Hospital City of Scranton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 462, as follows:

An Act making an appropriation to the Carbondale General Hospital Carbondale Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Carbondale General Hospital Carbondale Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 463, as follows:

An Act making an appropriation to the Taylor Hospital Association of the Borough of Taylor Lackawanna County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-eight thousand dollars ($38,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Taylor Hospital Association of the Borough of Taylor Lackawanna County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 464, as follows:

An Act making an appropriation to the Saint Joseph's Hospital Carbondale Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Saint Joseph's Hospital Carbondale Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 465, as follows:

An Act making an appropriation to the Mid-Valley Hospital Association Blakely Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of sixty thousand dollars ($60,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Mid-Valley Hospital Association Blakely Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however that said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 466, as follows:

An Act making an appropriation to the Johnson Industrial School of Scranton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assemby met and it is hereby enacted by the authority of the same That the sum of fifty thousand dollars ($50,000) or so much thereof as may be necessary is hereby specifically appropriated to the Johnson Industrial School of Scranton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

REPORT FROM COMMITTEE

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 372, entitled:

An Act making an appropriation to the Canonsburg General Hospital Association, at Canonsburg, Pennsylvania.

BILL ON THIRD READING AND FINAL PASSAGE

Mr. McGINNIS. Mr. President, I move that the Senate do now resume the consideration of Senate Bill No. 87, on third reading postponed for the present, entitled:

An Act to further amend clause (a) of section six, and sections ten and eleven of the act, approved the fifth day of May, one thousand nine hundred and eleven (P. L. 198), entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties, regulating the procedure therein, and providing for the expenses thereof," by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars; by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants; by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate; by changing the effect of appeals from the county court upon judgments of that court; by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury; and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

Mr. RUPP. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Graff,	Miller,	Roberts,
Batchelor,	Harris,	Norton,	Rodgers,
Baumer,	Homsher,	Owlett,	Rupp,
Bennett,	Howell,	Pierson,	Salus,
Buckman,	Huffman,	Prince,	Staudenmeier,
Cavalcante,	Kahle,	Pytko,	Thompson,
Chapman,	Lanius,	Rankin,	(Centre)
Clark,	Law,	Reed,	Thompson,
Coyne,	Mallery,	(Dauphin)	(Westmoreland)
Ealy,	McClure,	Reed,	Trainer,
Frey,	McCreesh,	(Washington)	Woodward,
Gelder,	McGinnis,	Rice,	Ziesenheim,

NAYS—1

Shapiro,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. SALUS. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 372, entitled:

An Act making an appropriation to the Canonsburg General Hospital Association, at Canonsburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 404 (House Bill No. 815), entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" requiring certain qualifications for the Adjutant General and establishing a board for the determination and payment of minor damages caused by the National Guard.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 483, entitled:

An Act making an appropriation to the Somerset Community Hospital, at Somerset, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn.

Mr. THOMPSON (Centre). Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 1:54 P. M. until nine o'clock Monday evening, March 11, 1935.

HOUSE OF REPRESENTATIVES

WEDNESDAY, March 6, 1935

The House met at 11:00 o'clock A. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard, a member of the House, offered the following prayer:

Oh, God, our heavenly Father we thank Thee for Thy care during the watches of the past night.

As we enter into this season of the year, this Lenten season, that has so much meaning and value for many of our fellow citizens, we pray thee that we may be conscious not only of our own short comings, but of the evils and disorders of our common life, and that we may bend our efforts to building a new social order based on justice, righteousness and peace.

Bless our session today, and may all that we do be done with an eye single to Thy glory, to the end that Thy kingdom may come and Thy will may be done in the hearts of men, in His name and far His sake. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will proceed to read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Mooney the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. CLIFF PATTERSON. HOUSE BILL No. 1286.

An Act to amend sections ten, twelve and fourteen of the act approved the tenth day of June, one thousand nine hundred and thirty-one (P. L. 485), entitled "An act to provide for the better protection of life and health of the citizens of this Commonwealth by requiring and regulating the examination, licensure, and registration of persons, and registration of corporations, engaging in the care, preparation, and disposition of the bodies of deceased persons; and providing penalties," by changing the procedure on appeal from decisions of the Board, granting rights of intervention in cases pending before the Board; providing for method of enjoining violations of the act; defining certain acts to be misdemeanors, and providing penalties therefor; and changing the composition and powers of the Board, and transferring the Board from the Department of Public Instruction to the Department of Health.

Referred to the Committee on Education.

By Mr. RUFFENNACH. HOUSE BILL No. 1287.

An Act providing when, how, and under what circumstances and conditions a claimant, being a county, municipality, township or school district may at a judicial sale on a tax or municipal claim bid in the real estate for record costs or postpone the sale; for the procedure, in such cases, by petition, rule, notice, hearing and decree of Court to sell said real estate freed and cleared of all taxes, municipal claims, liens, mortgages, ground rents, charges and estates and to prorate the proceeds of said sale if insufficient to pay all taxes and municipal claims in full; for the stay of proceedings; for redemption and priority thereof and of the status of liens during said period; and for the right of a tax or municipal claimant to purchase the real estate at the sale pursuant to said petition.

Referred to the Committee on Municipal Corporations.

By Mr. BLUMBERG. HOUSE BILL No. 1288.

An Act prescribing and limiting the rights and liabilities in cases of death from unlawful violence or negligence where no action has been brought by the party injured during his lifetime.

Referred to the Committee on Judiciary General.

By Mr. WEIDEMANN. HOUSE BILL No. 1289.

An Act to amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes, imposing taxes upon certain classes of personal property; providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," as amended, providing that twenty-five percentum of the tax collected by the county from any residents of townships and boroughs shall be paid by the county to such townships and boroughs for general township and borough purposes.

Referred to the Committee on Counties.

By Mr. FITCH. HOUSE BILL No. 1290.

An Act to determine the extent of the liability of certain former mortgagors.

Referred to the Committee on Judiciary General.

By Mr. FITCH. HOUSE BILL No. 1291.

An Act reducing the rate of interest, and repealing existing laws.

Referred to the Committee on Banking.

By Mr. PETERS. HOUSE BILL No. 1292.

An Act making an appropriation to the Department of Forests and Waters, for the expenses incident to the maintenance of Valley Forge Park, and the work of the Valley Forge Park Commission.

Referred to the Committee on Appropriations.

By Messrs. MALLEN and FALKENSTEIN.
HOUSE BILL No. 1293.

An Act making an appropriation to the Curtis Clinic Out-Patient Department of the Jefferson Medical College Hospital of Philadelphia, Pennsylvania, for maintenance.

Referred to the Committee on Appropriations.

By Messrs. MALLEN and FALKENSTEIN.
HOUSE BILL No. 1294.

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. MALLEN and FALKENSTEIN.
HOUSE BILL No. 1295.

An Act making an appropriation to the Jefferson Medical College of Philadelphia, Pennsylvania, for medical education.

Referred to the Committee on Appropriations.

By Mr. HOOPES. HOUSE BILL No. 1307.

An Act relating to labor, guaranteeing the right of self-organization without interference by employers, and of collective bargaining by representatives chosen by employes defining and prohibiting unfair labor practices; and prescribing penalties.

Referred to the Committee on Labor.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 51. (HOUSE BILL No. 1296).

An Act to amend sections two hundred and twelve two hundred and thirteen two hundred and fourteen seven hundred and one and seven hundred and nine of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by exempting the Department of Internal Affairs from the provisions of said sections.

Referred to the Committee on State Government.

SENATE BILL No. 99. (HOUSE BILL No. 1297).

An Act requiring the Department of Revenue to prepare and distribute to counties banks and trust companies lists of corporations joint stock associations limited partnerships banks and trust companies taxable for State purposes.

Referred to the Committee on Ways and Means.

SENATE BILL No. 102. (HOUSE BILL No. 1298).

An Act authorizing the Department of Highways to pay damages heretofore occasioned as a result of the destruction of private property by fire and making an appropriation therefor.

Referred to the Committee on Highways.

SENATE BILL No. 148. (HOUSE BILL No. 1299).

An Act authorizing counties cities boroughs townships poor districts school districts or other municipalities or incorporated districts to rent lease and hire suitable office and warehousing space and provide suitable accommodations therein within said districts or municipalities for distributing funds and merchandise or both by emergency relief boards.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 149. (HOUSE BILL No. 1300).

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

Referred to the Committee on Judiciary General.

SENATE BILL No. 168. HOUSE BILL No. 1301).

An Act creating a commission to allot all space in the Capitol Building and the Museum Building and defining the duties of the said commission.

Referred to the Committee on State Government.

SENATE BILL No. 247. (HOUSE BILL No. 1302).

An Act making an appropriation to the Citizens General Hospital, New Kensington, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 265. (HOUSE BILL No. 1303).

An Act making an appropriation to the Homepathic Medical and Surgical Hospital of Reading, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 281. (HOUSE BILL No. 1304).

An Act to amend section two hundred two as amended and to repeal sections four hundred seven and one thousand two hundred eight of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 178), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by abolishing the State Aeronautics Commission as therein constituted in the Department of Internal Affairs.

Referred to the Committee on State Government.

SENATE BILL No. 356. (HOUSE BILL No. 1305).

An Act making an appropriation to the Bethel Orphanage located at Osceola, Tioga County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 363. (HOUSE BILL No. 1306).

An Act making an appropriation to the Pennsylvania Museum and School of Industrial Art, Philadelphia.

Referred to the Committee on Appropriations.

RESOLUTION INTRODUCED AND REFERRED

By Mr. SHREINER. (Concurrent) RESOLUTION No. 79.

In the House of Representatives, March 5, 1935.

Whereas, The present session of the General Assembly is composed of members elected from political parties which have all gone on record as favoring legislation protecting the rights of labor and labor organizations; now therefore be it

Resolved (if the Senate concur), That the administrative authorities in charge of the printing for the Commonwealth be urged to have printed all stationery, envelopes and other desk materials used by the various branches of the Executive, Judicial and Legislative Departments of the State Government, in printing shops that can furnish the Allied Printing Trades Council Label or Typographical Union Label and that such labels be displayed thereon.

Referred to the Committee on Printing.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

MOTOR VEHICLE FUND

A petition from citizens of Lancaster County urging return of and protesting diversion of motor vehicle fund.

Referred to the Committee on Appropriations.

BLUE LAWS

A petition addressed to Hon. George E. Downey, from citizens of Lancaster County urging passage of House Bill No. 112. (Sunday Fishing Bill).

A petition from citizens of Clarion County opposing passage of Sunday Fishing Bill, Sunday movies, and any legislation to return to Brooks High License Law.

Referred to the Committee on Law and Order.

PUBLIC UTILITIES

A petition from citizens of Westmoreland County protesting high rates paid for gas, water and electricity.

Referred to the Committee on Public Utilities.

LIQUOR LAWS

A resolution from the Italian Beneficial Association urging passage of legislation permitting clubs to sell beers and liquors at all hours.

Referred to the Committee on Law and Order.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, February 12, 1935.

Whereas, The immediate cash payment of the adjusted service certificates will increase tremendously the purchasing power of millions of the consuming public, distributed uniformly throughout the Nation; and will provide relief for the holders thereof who are in dire need and distress because of the present unfortunate economic conditions; and will lighten immeasurably the burden which cities, counties and States are now required to carry for relief; and

Whereas, The payment of said certificates will not create any additional debt, but will discharge and retire an acknowledged contract obligation of the government; now, therefore be it

Resolved (if the Senate concur), That since the government of the United States is now definitely committed to the policy of spending additional sums of money for the purpose of hastening recovery from the present economic crisis, the General Assembly of the Commonwealth recommends and urges the immediate cash payment at face value of the adjusted service certificates, with cancellation of interest accrued and refund of interest paid, as a most effective means to that end; and, be it further

Resolved, That a copy of this resolution, properly attested by the Chief Clerk of the Senate and the Chief Clerk of the House of Representatives, be forwarded by the Chief Clerk of the House of Representatives to the Senate and the House of Representatives of the Congress of the United States and to each Senator and Representative from the Commonwealth of Pennsylvania therein.

COMMITTEE APPOINTED TO INVESTIGATE CAMBRIA COUNTY RELIEF BOARD

The SPEAKER. In accordance with the provisions of House Resolution No. 59, Printer's No. 157, adopted Monday, March 5, to investigate the Cambria County Relief Board and the United States Employment Bureau of Cambria County the Chair appoints Messrs. Haluska, Chairman, Andrews, Boyer, Chervenak and Westrick.

LEAVES OF ABSENCE

Mr. Yeakel asked and obtained leave of absence for Mr. STOCKHAM on account of illness.

Mr. Woodside asked and obtained leave of absence for Mr. SHREINER for today and tomorrow.

REPORTS FROM COMMITTEES

Mr. VAN SICKLE, from the Committee on Judiciary General reported as amended, House Bill No. 651, entitled:

An Act to amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1029), entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants," by changing the period for which rent shall be given preference.

Mr. VAN SICKLE, from the Committee on Judiciary General reported as amended, House Bill No. 654, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May, one thousand eight hundred and ninety-one (P. L. 122), entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors," by changing the period for which rent shall be given preference.

Mr. VAN SICKLE, from the Committee on Judiciary General reported as amended, House Bill No. 656, entitled:

An Act to amend section eighty-three of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by changing the period for which rent shall be given preference.

Mr. VAN SICKLE, from the Committee on Judiciary General reported as amended, House Bill No. 657, entitled:

An Act to amend section twenty-eight of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 729), entitled "An act relating to insolvent debtors," by changing the period for which rent shall be given preference.

Mr. WESTRICK, from the Committee on Agriculture reported as amended, House Bill No. 178, entitled:

An Act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products, conferring powers and imposing duties on the Secretary of Health, the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

Mr. SHUGARTS, from the Committee on State Government reported as committed, House Bill No. 942, entitled:

An Act abolishing the office of Resident Clerk of the House of Representatives, and transferring the powers and duties of said officer including appointments to the Chief Clerk.

Mr. HARKINS, from the Committee on Labor reported as amended, House Bill No. 340, entitled:

An Act relating to and regulating industrial home-work; prohibiting certain kinds of industrial homework; conferring powers and duties upon the Department of Labor and Industry; requiring permits, certificates, and licenses of persons engaged in industrial homework or distributing such work; imposing a processing fee on employers measured by their payrolls; and imposing civil and criminal penalties.

Mr. MELCHIORRE, from the Committee on Labor reported as committed, House Bill No. 1215, entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments, imposing certain duties upon employers, conferring powers and duties upon the Department of Labor and Industry and district attorneys, imposing civil and criminal penalties for violations of the act and providing for their collection and disposition, and making a repeal.

Mr. LONGAKER, from the Committee on State Government reported as amended, House Bill No. 212, entitled:

An Act providing for the creation of a State Surety Insurance Fund to guarantee the fidelity of all officers and employes of the Commonwealth and of the various counties, cities, boroughs, incorporated towns, townships, school and poor districts, within the Commonwealth; authorizing such political subdivisions to become subscribers thereto, creating a State board for the administration thereof, imposing duties upon the Insurance Commissioner, the State Treasurer, and the Auditor General, making an appropriation limiting the liability of the Commonwealth to appropriations made and providing penalties.

Mr. HERMANSEN, from the Committee on Labor reported as committed, House Bill No. 1220, entitled:

An Act to amend clause (e) of section five of the act approved the eighteenth day of July, one thousand nine hundred and nineteen (P. L. 1045), entitled "An act providing for the establishment of a Bureau of Rehabilitation in the Department of Labor and Industry, and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations; providing for the appointment of a chief of the bureau, subordinate officers, and employes, and furnishing suitable accommodations; and making an appropriation," by providing for furnishing artificial limbs to children over ten years of age.

Mr. CONDON, from the Committee on Judiciary Local reported as committed, House Bill No. 1281, entitled:

An Act to further amend section two thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined;" by adding thereto clause (k) providing for the leasing or sale of mineral rights in certain State-owned lands.

Mr. YOURISHIN, from the Committee on Education reported as committed, Resolution No. 36.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 321, entitled:

An Act to amend section six as amended, section eight and section ten as amended of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," providing that only registered and enrolled members of political parties shall be qualified to sign nomination petitions, and limiting the number of specimen ballots to be given candidates at primaries.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 207, entitled:

An Act making it unlawful for corporations, associations, co-partnerships and individuals engaged as public service companies in supplying gas, electric energy or water to manufacture, sell, rent or lease certain appliances and articles or to be interested in or affiliated with any other corporation, association, co-partnership or person engaged in the manufacture, sale or leasing of such appliances or articles, and providing for enforcement by the Public Service Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 228, entitled:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one or article one of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction

of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by exempting the conveyance of perishable food products from regulation by the Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 337, entitled:

An Act to amend section one hundred and forty-eight of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," extending the provisions of said act to fixtures, hunting lodges, cabins, cottages and barns.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 933, entitled:

An Act to repeal the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1271), entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial, in the county court for the county of Allegheny."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 873, entitled:

An Act to amend subdivision (d) of article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by withdrawing from the assets of certain companies and associations carrying workmen's compensation insurance which have become insolvent a sum sufficient to pay all claims which may arise under policies issued by them, and providing for the handling of such fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to ordered,

The House proceeded to the first reading and consideration of House Bill No. 515, entitled:

An Act declaring persons receiving retirement allowances or pensions from funds to which the Commonwealth or political subdivisions contribute ineligible to hold certain public offices and positions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 522, entitled:

An Act to amend section fifty-three of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 572), entitled "An act relating to the commencement of actions," as amended, changing the time in foreign attachment proceedings when judgment may be taken against the defendant for want of an appearance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 318, entitled:

An Act to amend sections ten and fourteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended; by substituting additional copies of the general return sheet for the triplicate party return sheets in the preparation for conduct of, and returning, canvassing, and computing the vote cast at primary elections; regulating their form of the numbered lists of voters; regulating the duties of election officers in calling and tabulating the votes; and regulating return board procedure.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1060, entitled:

An Act providing that public school buildings shall be the polling places of the election district in which they are located, and making general, municipal and primary election days school holidays.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 519, entitled:

An Act to amend section four of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (P. L. 8), entitled "An act relative to fraudulent debtors," changing the time in certain cases of attachment proceedings when the plaintiff may proceed in his action.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 563, entitled:

An Act to amend paragraph (b) of section six of the act approved the twelfth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, seven hundred nineteen), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by providing for the requirements of this paragraph to apply also to candidates for ward, borough, township, school district or party offices.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 375, entitled:

An Act to amend sections four hundred and ten and four hundred and eleven of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," including policies of industrial insurance under uniform policy and prohibited policy provisions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 979, entitled:

An Act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; providing for the appointment of registration commissioners for such cities; and prescribing their powers and duties and the powers and duties of registrars, inspectors of registration and other appointees of such commissions, election officers, municipal officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers and registrars of vital statistics; and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 493, entitled:

An Act to amend section thirty-seven of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 768, entitled:

An Act to amend sections five and six of the act approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended, by changing the time for filing nomination papers and changing the time for filing objections thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 454, entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities, townships and boroughs for payment to firemen's relief pension and retirement funds.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 738, as follows:

An Act to amend section seven hundred and two of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (Pamphlet Laws fifteen one thousand nine hundred thirty-three and one thousand nine hundred thirty-four) entitled "An act to regulate and restrain the sale importation and use of certain alcoholic beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices

in connection with and transactions in such beverages by licensees and others making disposition of the receipts from State stores and of license fees and imposing penalties" providing that one-half of all fines and penalties shall be paid to counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and two of the act approved the twenty-ninth day of November one thousand nine hundred and thirty-three (Pamphlet Laws fifteen one thousand nine hundred thirty-three and one thousand nine hundred and thirty-four) entitled "An act to regulate and restrain the sale importation and use of certain alcoholic beverages conferring powers and imposing duties upon the Pennsylvania Liquor Control Board the Department of Public Instruction other officers of the State government courts and district attorneys authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises and the granting of licenses subject to local option to sell such beverages for consumption on the premises forbidding importation or bringing of such beverages into the State except as herein provided prohibiting certain sales or practices in connections with and transactions in such beverages by licensees and others making disposition of the receipts from State stores and of license fees and imposing penalties" is hereby amended to read as follows

Section 702 Application Fees and Receipts from Pennsylvania Liquor Stores to Be Retained by the Commonwealth Division of Fines and Penalties All application fees and moneys accruing from sales of liquor at Pennsylvania Liquor Stores and one-half of all fines and penalties and all forfeitures collected received or recovered [by the board] under the provisions of this act shall be paid into the State Treasury through the Department of Revenue into a special fund to be known as "The State Stores Fund" All moneys in such fund shall be available for the purposes for which they are appropriated by law

One-half of each fine and penalty collected received or recovered under the provisions of this act shall be for the use of the counties in which the prosecution originated

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 648, as follows:

An Act to amend section three of the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" as amended by providing for the free licensing of certain dogs of blind persons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the eleventh day of May one thousand nine hundred and twenty-one (Pamphlet Laws five hundred twenty-two) entitled "An act relating to dogs and the protection of live stock and poultry from damage by dogs providing for the licensing of dogs by the Secretary of Agriculture providing for the enumeration of dogs by assessors regulating the keeping of dogs and authorizing their destruction in certain cases providing for the protection of licensed dogs and for dogs temporarily imported for trial show and breeding purposes prescribing certain privileges for hunting dogs and dogs owned or used by the Board of Game Commissioners providing for the assessment of damages done to live stock and poultry by dogs and for the illegal killing of licensed dogs and the payment of such damages by the Commonwealth imposing powers and duties on certain State county city borough town and township officers and employes directing the payment of all moneys collected into the State Treasury and making an appropriation thereof and providing penalties" as amended by the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws four hundred fifty-six) is hereby further amended to read as follows

Section 3 On or before the fifteenth day of January one thousand nine hundred and twenty-one and on or before the fifteenth day of January of each year thereafter the owner of any dog six months old or over shall apply to the county treasurer of his respective county or to a qualified justice of the peace alderman magistrate or notary public of his respective district either orally or in writing or to the Department of Revenue on a form prescribed by it for a license for such dog owned or kept by him Such application shall state the breed sex age color and marking of such dog and the name and address of the last previous owner and except when the applicant is a blind person and the dog to be licensed is trained as a guide for such person shall be accompanied by a license fee of one dollar for each male dog and for each spayed female dog for which the certificate of a veterinarian or the affidavit of the owner is produced and by a license fee of two dollars each for all other female dogs except when the license is issued by the Department of Revenue the applicant shall also pay an additional fee of ten cents for the issuing recording and reporting said license to the Department of Revenue and remitting fees and fines to the State Treasurer through the Department of Revenue The county treasurers of the several counties of this Commonwealth shall be agents of the Commonwealth for the collection of said license fees unless and until the Department of Revenue shall determine with the approval of the Governor to issue all of said licenses directly and for services rendered in collecting and paying over the same the said agents shall be allowed to retain the sum of ten cents from the amount paid by each licensee which amount shall be paid into the county treasury except that said county treasurers may retain out of said fees amounts necessary to reimburse them for any expenses including the compensation of necessary employes incurred in the collection and transmission of money for the Commonwealth under the provisions of this act Provided however That the number and compensation of such employes shall have been approved by the Department of Revenue County treasurers shall also be entitled to retain out of fees heretofore received hereunder amounts heretofore actually expended for the payment of expenses including the compensation of employes actually incurred in the collection and transmission of money under the provisions of this act Except as hereinbefore provided all fees heretofore retained under the provisions of this act shall be paid into the respective county treasuries

After the effective date of this act such licenses shall be issued to owners of dogs without the payment of the fees prescribed by this section whenever the application for such license is accompanied by the signed statement of such owner certifying that he is blind and that the dog to be licensed is used by him as a guide but no more than one dog or one bitch can be so licensed for any one blind person

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 540, as follows:

An Act to repeal part of section one of the act approved the twenty-second day of July one thousand eight hundred and thirty-nine (Pamphlet Laws five hundred fifty-nine) entitled "An act to provide for the election of prothonotaries clerks recorders and registers" so far as the same relates to Cumberland County

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That so much of section one of the act approved the twenty-second day of July one thousand eight hundred and thirty-nine (Pamphlet Laws five hundred fifty-nine) entitled "An act to provide for the election of prothonotaries clerks recorders and registers" as reads as follows

"The qualified electors of the County of Cumberland shall elect one person to fill the office of prothonotary one person to fill the office of recorder of deeds clerk of the courts of general quarter sessions oyer and terminer and orphans' court and one person to fill the office of register of wills" be and the same is hereby repealed

Section 2 This act shall become effective immediately upon final enactment but shall not be construed to terminate the term of any officer now in office but all county officers now in office shall continue to hold such office until the expiration of their respective terms

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 720, as follows:

An Act to amend sections six hundred and fifty six hundred and fifty-one section six hundred and fifty-two as amended sections six hundred and fifty-four six hundred and fifty-five and six hundred and fifty-six of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" empowering counties to acquire lands for recreational purposes parkways bridle paths and foot paths by eminent domain

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections six hundred and fifty and six hundred and fifty-one of the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-eight) entitled "An act relating to counties of the second third fourth fifth sixth seventh and eighth classes and revising amending and consolidating the laws relating thereto" are hereby amended to read as follows

Section 650 Power to Acquire Land and Buildings The county commissioners of any county may designate and set apart for use as parks parkways bridle paths foot paths playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers any lands or buildings owned by such county and not dedicated or devoted to other public use The county commissioners may also acquire lands or buildings for such purposes by gift [or]purchase or the exercise of the power of eminent domain or may lease lands or buildings in such county for temporary use for such purposes.

Section 651 Equipment and Maintenance The authority to supervise build and maintain parks parkways bridle paths foot paths playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers may be vested in any existing body or board or in a park board or recreation board as the county commissioners may determine The county commissioners of the county may equip operate and maintain the parks parkways bridle paths foot paths playgrounds playfields gymnasiums swimming pools public baths or indoor recreation centers as authorized by this act and may for the purpose of carrying out the provisions of this act employ play leaders recreation directors supervisors superintendents or any other officers or employes as they deem proper

Section 2 Section six hundred and fifty-two of said act as amended by the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred one) is hereby further amended to read as follows

Section 652 Park and Recreation Boards If the county commissioners shall determine that the power to supervise parks parkways bridle paths foot paths playgrounds playfields gymnasiums public baths swimming pools or recreation centers shall be exercised by a park board or recreation board they may establish in said county such park board or recreation board which shall possess all the powers and be subject to all the responsibilities of the respective county commissioners Either such boards when established shall consist of not less than five persons The members of such boards shall be appointed by the commissioners of such county and shall serve for terms of five years or until their successors are appointed except that the members of such board first appointed shall be appointed for such terms that the terms of all the members shall not expire in the same year Members of such board shall serve without pay Women shall be eligible for appointment Vacancies in such board occurring otherwise than by expiration of term shall be for the unexpired term and shall be filled in the same manner as original appointments

Section 3 Sections six hundred and fifty-four six hundred and fifty-five and six hundred and fifty-six of said act are hereby amended to read as follows

Section 654 Joint Action Any county may jointly with any other county or any city borough township or school district acquire property for and operate and maintain any parks parkways bridle paths foot paths playgrounds playfields gymnasiums public baths swimming pools or indoor recreation centers

Section 655 Indebtedness The county commissioners may issue bonds for the purpose of acquiring lands or buildings for parks parkways bridle paths foot paths playgrounds playfields gymnasiums swimming pools public baths or indoor recreation centers and for the equipment thereof

Section 656 Payment of Expenses Taxation All expenses incurred in the operation of such parks parkways bridle paths foot paths playgrounds playfields gymnasiums swimming pools public baths and indoor recreation centers established as herein provided shall be payable from the treasury of such county The county commissioners may annually appropriate and cause to be raised by taxation such tax not to exceed two mills on the dollar of the assessed valuation of taxable property in such county for the purpose of maintaining and operating parks parkways bridle paths foot paths playgrounds playfields gymnasiums public baths swimming pools and recreation centers

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 611, as follows:

An Act to amend section three hundred and nine as amended and sections five hundred and two and five hundred and eight of the act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred ninety-eight) entitled "An act for the prevention and treatment of mental diseases mental defect epilepsy and inebriety regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics governing the transfer discharge interstate rendition and deportation of mental patients providing for the payment by individuals counties or the Commonwealth of the cost of the admission care and discharge of mental patients and imposing penalties" further regulating the payment by the counties of the cost of admission care and discharge of mental patients

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three hundred and nine of the act approved the eleventh day of July one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred ninety-eight) entitled "An act for the prevention and treatment of mental diseases mental defect epilepsy and inebriety regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics governing the transfer discharge interstate rendition and deportation of mental patients providing for the payment by individuals counties or the Commonwealth of the cost of the admission care and discharge of mental patients and imposing penalties" which was amended by section one of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred forty-three) is hereby further amended by read as follows

Section 309 The superintendent of any State or licensed school for mental defectives may receive and detain any mentally defective person resident of this State under twenty years of age and incapable of being properly educated and trained in the public schools whose condition of mental defect and whose need of and fitness for care in a school for mental defectives shall have been certified to by a qualified physician and whose admission shall be applied for by a parent guardian or relative of such person or by any other responsible person having custody of such mentally defective person or being liable for his support

The said application shall be made on a form prescribed by the department and shall state the name sex age and residence of said mentally defective person and such other facts as may be required by the department If the facts or any of them are unknown to the applicant it shall be so stated in the application

If the said application is for the admission of a person to a school owned and controlled by the Commonwealth it shall be endorsed by the poor authorities of the county in which the said person resides if there be such authorities in said county otherwise by the directors or overseers of the poor district in which said person resides

But before any person shall be admitted to any school for mental defectives under the provisions of this section the consent of the managers or superintendent thereof to such admission shall have been obtained

The poor authorities of any county or the overseers of the poor district therein in endorsing an application for the admission of a person to said school shall state whether or not such person has an estate of sufficient value or a parent or parents of sufficient financial ability to defray the expenses in whole or in part of supporting such person in said school and if there be such means of support in part only then the amount per month which the parents or parent or legal guardian of such person may be able to pay and the person or persons who make the application for such admission shall therein make statement under oath as to such means of support Before said managers or superintendent shall accept an application for the admission of any person the Department of Revenue shall fix the amount if any which shall be paid for such support according to the ability of such parents or parent of the person or according to the value of such person's estate if any and shall require payment for such support so far as there may be ability to pay as a condition to the admission or retention of said person Said amount may at any time be changed by said Department of Revenue upon receiving further information concerning such means of support When neither the said person nor his parent or parents are of sufficient financial ability to defray the expense of his support in said school the poor authorities or directors or overseers of the poor endorsing the application shall pay to the Department of Revenue as collection agency of the school such an amount for clothing as may be required for the comfort and advantage of said person at an annual rate to be established by the Department of Revenue Should said person or parent or any one for such person pay an amount equivalent to the annual clothing charge such payment shall relieve the proper poor district from liability for any clothing charge for such person and if the amount paid does not equal the annual clothing charge the poor district shall be given credit for the amount so paid and remit the balance of the clothing charge for said person All other support at the school shall be provided for by annual appropriation at such per capita rates as shall be appropriated by the General Assembly on the application of the trustees or managers after submission of the same to and approval by the Department of Welfare Provided however That in any judicial district in which there is a municipal court vested with the exclusive jurisdiction over proceedings concerning children suffering from epilepsy nervous and mental defects then admission of mentally defective or epileptic children to any State or municipal institution from said judicial district shall be exclusively vested in said court

Section 2 Section five hundred and two of said act is hereby amended to read as follows

Section 502 The expenses of commitment and removal to or from a hospital for mental diseases of any person charged with a criminal offense but who is not in custody or who is arraigned or brought before the court under any other circumstances or of any prisoner who before or during trial is found or thought to be insane or in such condition as to make it necessary that he be cared for in a hospital for mental diseases [shall be paid by the county in which such person or prisoner is committed

The county may recover such expenses from the estate of the person or prisoner or from the person liable for his support but not from any poor district]

[Whenever] or of any person convicted of any crime or charged with any crime and acquitted on the ground of insanity [is committed to any hospital for mental diseases the expenses of commitment and of removal to or from the hospital] shall be paid by the county in which [the crime was committed] such person has a legal settlement the county so liable for such costs shall upon bills rendered by the county paying the same in the first instance pay to such county the amount of such costs The county liable for such costs may recover such expenses from the estate of such person or from the person liable for his support but not from any poor district

Section 3 Section five hundred and eight of said act is hereby amended to read as follows

Section 508 The expenses incident to the discharge or removal of any mental patient from any mental hospital including necessary clothing and travel expenses or his funeral expenses in case of his death shall be chargeable in the same manner as the cost of maintenance of such patient as provided in section five hundred and three of this act

If such patient is in a State hospital and there is no estate of such patient or person liable for his support who is able to pay therefor and the patient is ordered by the department to be discharged the authorities of such hospital shall pay the traveling expenses of such patient to his home the amount of which payment shall be refunded and paid to such hospital from the appropriations for the indigent insane or mentally ill then current

If such patient is a convict or other prisoner such expenses shall be paid by the county in which [the crime was committed] such person has a legal settlement [or

from which the prisoner was committed as the case may be] in the same manner as the cost of maintenance as provided in section five hundred and seven of this act

If such patient has no residence in this Commonwealth and is returned to some other State or country the actual necessary expenses of returning such patient shall be paid from the State Treasury by warrant drawn by the Auditor General on the State Treasurer on an account settled by the Auditor General

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 252, as follows:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" abolishing the county poll tax in counties of the third class and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" are hereby amended to read as follows

Section 202 Poll in Lieu of Occupation Tax in Counties of the Second [and Third] in counties of the second and third class the county tax on trades occupations and professions is hereby abolished and in lieu thereof each such county of the second class shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as [now] provided by law with like powers duties and authority as provided by law for the collection of taxes on trades occupations and professions No such poll tax shall be assessed in counties of the third class

Section 404 Assessment of Persons in Second and Third Class Counties for Collection of Poll Taxes and Borough and Township Occupation Taxes It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in counties of the second and third classes over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law The assessor shall also state the occupation of each such resident and inhabitant or that a person does not follow an occupation or calling as the case may be for the assessment of any township or borough tax on occupations as [now] provided by law To the lists as furnished by the tax assessors [the county commissioners or] the board for the assessment and revision of taxes [as the case may be] shall add and assess [for] the poll tax but in counties of the second class only against such residents and inhabitants as may be assessed by assessors assistant or registry assessors [for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least two months before any general or municipal election and be so assessed The county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer or if other county taxes for the year have become delinquent then to the county delinquent tax collector] The county commissioners or boards for the assessment and revision of taxes as the case may be shall continue to fix valuations for trades occupations [and] professions and persons who follow no occupation or calling as [now] provided by law for the use of boroughs and townships and nothing contained in this act shall be construed to repeal the power of townships and boroughs to levy taxes on trades occupations [and] professions and on persons who follow no occupation or calling as [now] provided by law

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Achterman,	Ederer,	Male,	Shepard,
Alexander,	Eroe,	Mallen,	Shortz,
Allen,	Falkenstein,	Mason,	Shugarts,
Altenburg,	Ferko,	McCreary,	Siegel,
Andrews,	Finnerty,	McDermott,	Simon,
Arnold,	Fitch,	McDevitt,	Simpson,
Atkins,	Flanagan,	McElroy,	Sinwell,
Aukerman,	Flinchbaugh,	McHenry,	Sloan,
Baine,	Flynn,	McKinney,	Smith, W. G.,
Baker, J J.,	Forrest,	Melchiorre,	Snyder, F E.,
Baldi,	Furman,	Mentzer,	Snyder, J. L.,
Barber,	Gates,	Merrell,	Sowers,
Barnhardt,	Gerard,	Moomaw,	Sproul,
Bernhard,	Gillette,	Moore,	Stank,
Blumberg,	Green,	Moul,	Stevens,
Boose,	Greenstein,	Muir,	Stewart,
Boyd, R.,	Habbyshaw,	Munley,	Stockham,
Boyer,	Haberlen,	Murrin,	Stone,
Bradley,	Hagerty,	Nagel,	Stott,
Brancato,	Haluska,	Nothnagle,	Sumney,
Brennan,	Hamilton, F. P.,	O'Keefe,	Surface,
Brown, H. S.,	Hamilton, R. S.,	Ominsky,	Tahl,
Brown, J. E.,	Harmuth,	O'Neill,	Terry,
Brownfield,	Hart,	Panton,	Tronzo,
Brumbaugh,	Hartman,	Parks,	Trout,
Burke,	Hefferon,	Patterson, C.,	Tumelty,
Cannon,	Hermansen,	Patterson, J. W.,	Turner,
Caputo,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Carr,	Hirsch,	Peters,	Walker,
Castor,	Hoffner,	Pfaff,	Wall,
Chervenak,	Holland,	Phillips,	Wasserman,
Coakley,	Holstrom,	Piole,	Weidemann,
Cochran,	Hoopes,	Powers,	Weiss,
Cohen,	Horst,	Reising,	Welliver,
Coleman,	Jackson,	Reynolds,	Welsh,
Condon,	Jones,	Rhys,	Westrick,
Conner,	Kane,	Rinn,	White,
Coolahan,	Kelso,	Roan,	Wickersham,
Cordier,	Kilroy,	Robinson,	Wilson,
Davies,	Kinney,	Rooney,	Witkin,
Decker,	Klingler,	Root,	Wood,
Denning,	Kobelak,	Ruffennach,	Woodside,
Dent,	Larue,	Scanlon,	Yeakel,
Diehl,	Linderman,	Schrock,	Yourishin,
Dilley,	Long,	Schrope,	Zappala,
Downey, G. E.,	Longaker,	Schwab,	Zimmerman,
Downey, J. J.,	Lovett,	Schwartz,	Sarig,
Duffort,	Lynch,	Shaw,	

NAYS—7

Baker, F. T.,	Harkins,	Moran,	Smith, J. A.,
Eberharter,	Mooney,	Sarraf,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 334, as follows:

An Act to amend section forty-nine of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all matters relating to fiduciaries concerned with the estates of decedents" by providing for the settlement of estates of five hundred dollars or less consisting exclusively of personal property without administration

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section forty-nine of the act approved the seventh day of June one thousand nine hundred and seventeen (Pamphlet Laws four hundred forty-seven) entitled "An act relating to the administration and distribution of the estates of decedents and of minors and of trust estates including the appointment bonds rights powers duties liabilities accounts discharge and removal of executors administrators guardians and trustees herein designated as fiduciaries the administration and distribution of the estates of presumed decedents widow's and children's exemptions debts of decedents rents of real estate as assets for payment thereof the lien thereof sales and mortgages of real estate for the payment thereof judgments and executions therefor and the discharge of real estate from the lien thereof contracts of decedents for the sale or purchase of real estate legacies including legacies charged on land the discharge of residuary estates and of real estate from the lien of legacies and other charges the appraisement of real estate devised at a valuation the ascertainment of the curtilage of dwelling houses or other buildings devised the abatement and survival of actions and the substitution of executors and administrators therein and suits against fiduciaries investments by fiduciaries the organization of corporations to carry on the business of decedents the audit and review of accounts of fiduciaries refunding bonds transcripts to the court of common pleas of balances due by fiduciaries the rights powers and liabilities of nonresident and foreign fiduciaries the appointment bonds rights powers duties and liabilities of trustees durante absentia the recording and registration of decrees reports and other proceedings and the fees therefor appeals in certain cases and also generally dealing with the jurisdiction powers and procedure of the orphans' court in all the matters relating to fiduciaries concerned with the estate of decedents" is hereby amended by adding thereto a new clause as follows

(g) Whenever the total assets of an estate of a decedent who shall have died intestate shall be of the value of five hundred dollars or less and shall consist exclusively of personal property the persons entitled thereto by law including creditors amicably agree upon the distribution of such estate by agreement in writing executed by all of the heirs at law and upon approval thereof by the orphans' court upon petition duly verified setting forth (1) a list of all of the assets and their fair value (2) the proportionate share each is to receive (3) a list of creditors of the decedent with the amount due or to become due said creditors or any less amount they are willing to accept and (4) an undertaking by said heirs to be personally liable for the payment of all debts listed therein all transfer inheritance taxes and any other legal obligations of the decedent not exceeding however the amount which each heir would receive under such agreement Such amicable distribution may be approved without the necessity of the appointment of an administrator advertisement audit or other proceedings with or without filing a bond or other security in the discretion of the court if the court is satisfied that the settlement is just and equitable If any of said heirs shall be minors such agreement may be executed on behalf of such minor by his or her duly appointed guardian if any otherwise by the natural guardian or other person approved by the court and such action shall be binding upon such minor after he becomes of age The court may approve payment of the shares of such minors to the natural guardian or directly to the minor without the intervention of a guardian.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Male,	Schwartz,
Alexander,	Eroe,	Mallen,	Shaw,
Allen,	Falkenstein,	Mason,	Shepard,
Altenburg,	Ferko,	McCreary,	Shortz,
Andrews,	Finnerty,	McDermott,	Shugarts,
Arnold,	Fitch,	McDevitt,	Siegel,
Atkins,	Flanagan,	McElroy,	Simon,
Aukerman,	Flinchbaugh,	McHenry,	Simpson,
Baine,	Flynn,	McKinney,	Sinwell,
Baker, F. T.,	Forrest,	Melchiorre,	Sloan,
Baker, J J.,	Furman,	Mentzer,	Smith, J. A.,
Baldi,	Gates,	Merrell,	Smith, W. G.,
Barber,	Gerard,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gillette,	Mooney,	Snyder, J. L.,
Bernhard,	Green,	Moore,	Sowers,
Blumberg,	Greenstein,	Moran,	Sproul,
Boose,	Habbyshaw,	Moul,	Stank,
Boyd, R.,	Haberlen,	Muir,	Stevens,
Boyer,	Hagerty,	Munley,	Stewart,
Bradley,	Haluska,	Murrin,	Stone,
Brancato,	Hamilton, F. P.,	Nagel,	Stott,
Brennan,	Hamilton, R. S.,	Nothnagle,	Sumney,
Brown, H. S.,	Harkins,	O'Keefe,	Surface,
Brown, J. E.,	Harmuth,	Ominsky,	Tahl,
Brownfield,	Hart,	O'Neill,	Terry,
Brumbaugh,	Hartman,	Panton,	Tronzo,
Burke,	Hefferon,	Parks,	Trout,
Cannon,	Hermansen,	Patterson, C.,	Tumelty,
Carson,	Hetrick,	Patterson, J. W.,	Turner,
Caputo,	Hindman,	Pearson,	Van Allsburg,
Carr,	Hirsch,	Perry,	Van Sickle,
Castor,	Hoffner,	Peters,	Walker,
Chervenak,	Holland,	Pfaff,	Wall,

Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	Larue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1041, entitled:

An Act to amend section six of the act approved the third day of June, one thousand eight hundred and eighty-five (P. L. 62), entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," as amended, making ex-service women eligible to admission to said home.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Male,	Schwartz,
Alexander,	Eroe,	Mallen,	Shaw,
Allen,	Falkenstein,	Mason,	Shepard,
Altenburg,	Ferko,	McCreary,	Shortz,
Andrews,	Finnerty,	McDermott,	Shugarts,
Arnold,	Fitch,	McDevitt,	Siegel,
Atkins,	Flanagan,	McElroy,	Simon,
Aukerman,	Flinchbaugh,	McHenry,	Simpson,
Baine,	Flynn,	McKinney,	Sinwell,
Baker, F. T.,	Forrest,	Melchiorre,	Sloan,
Baker, J J.,	Furman,	Mentzer,	Smith, J. A.,
Baldi,	Gates,	Merrell,	Smith, W. G.,
Barber,	Gerard,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gillette,	Mooney,	Snyder, J. L.,
Bernhard,	Green,	Moore,	Sowers,
Blumberg,	Greenstein,	Moran,	Sproul,
Boose,	Habbyshaw,	Moul,	Stank,
Boyd, R.,	Haberlen,	Muir,	Stevens,
Boyer,	Hagerty,	Munley,	Stewart,
Bradley,	Haluska,	Murrin,	Stone,
Brancato,	Hamilton, F. P.,	Nagel,	Stott,
Brennan,	Hamilton, R. S.,	Nothnagle,	Sumney,
Brown, H. S.,	Harkins,	O'Keefe,	Surface,
Brown, J. E.,	Harmuth,	Ominsky,	Tahl,
Brownfield,	Hart,	O'Neill,	Terry,
Brumbaugh,	Hartman,	Panton,	Tronzo,
Burke,	Hefferon,	Parks,	Trout,
Cannon,	Hermansen,	Patterson, C.,	Tumelty,
Caputo,	Hetrick,	Patterson, J. W.,	Turner,
Carr,	Hindman,	Pearson,	Van Allsburg,
Carson,	Hirsch,	Perry,	Van Sickle,
Castor,	Hoffner,	Peters,	Walker,
Chervenak,	Holland,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	Larue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 553, entitled:

An Act relating to mob violence and lynching; making members of a mob and accessories thereto when death results guilty of murder, and guilty of a felony where no death results; providing for the enforcement of this act by district attorneys, the Attorney General and prosecutors designated by the Governor; fixing civil liabilities in such cases; and prescribing penalties.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. SHEPARD. Mr. Speaker and members of the House there seem to be a number of legal difficulties and technicalities surrounding my bill, House Bill 553. The lawyers are not yet agreed as to what is involved in these difficulties.

I want to move, in order to save the bill I believe they are quite sincere, that the bill be recommitted to the Committee on Judiciary General for further study, that the lawyers may themselves make up their minds.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 937, entitled:

An Act to amend section seven hundred and eighteen of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence, imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing

for refunds," by changing the amount of the fee for uncollectible checks.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Alexander,	Falkenstein,	Mallen,	Shaw,
Allen,	Ferko,	Mason,	Shepard,
Andrews,	Finnerty,	McCreary,	Shortz,
Arnold,	Fitch,	McDermott,	Shugarts,
Atkins,	Flanagan,	McDevitt,	Siegel,
Aukerman,	Flinchbaugh,	McElroy,	Simon,
Baine,	Flynn,	McHenry,	Simpson,
Baker, F. T.,	Forrest,	McKinney,	Sinwell,
Baker, J. J.,	Furman,	Melchiorre,	Sloan,
Baldi,	Gates,	Mentzer,	Smith, J. A.,
Barber,	Gerard,	Merrell,	Smith, W. G.,
Barnhardt,	Gillette,	Moomaw,	Snyder, F. E.,
Bernhard,	Green,	Mooney,	Snyder, J. L.,
Boose,	Greenstein,	Moore,	Sowers,
Boyd, R.,	Habbyshaw,	Moran,	Sproul,
Boyer,	Haberlen,	Moul,	Stank,
Bradley,	Hagerty,	Muir,	Stevens,
Brancato,	Haluska,	Munley,	Stewart,
Brennan,	Hamilton, F. P.,	Murrin,	Stone,
Brown, H. S.,	Hamilton, R. S.,	Nagel,	Stott,
Brown, J. E.,	Harkins,	Nothnagle,	Sumney,
Brownfield,	Harmuth,	O'Keefe,	Surface,
Brumbaugh,	Hart,	Ominsky,	Tahl,
Burke,	Hartman,	O'Neill,	Terry,
Cannon,	Hefferon,	Panton,	Tronzo,
Caputo,	Hermansen,	Parks,	Trout,
Carr,	Hetrick,	Patterson, C.,	Tumelty,
Carson,	Hindman,	Patterson, J. W.,	Turner,
Castor,	Hirsch,	Pearson,	Van Allsburg,
Chervenak,	Hoffner,	Perry,	Van Sickle,
Coakley,	Holland,	Peters,	Walker,
Cochran,	Holstrom,	Pfaff,	Wall,
Cohen,	Hoopes,	Phillips,	Wasserman,
Coleman,	Horst,	Piole,	Weidemann,
Condon,	Jackson,	Powers,	Weiss,
Conner,	Jones,	Reynolds,	Welliver,
Coolahan,	Kane,	Rhys,	Welsh,
Cordier,	Kelso,	Rinn,	Westrick,
Davies,	Kilroy,	Roan,	White,
Decker,	Kinney,	Robinson,	Wickersham,
Denning,	Klingler,	Rooney,	Wilson,
Dent,	Kobelak,	Root,	Witkin,
Diehl,	Larue,	Ruffennach,	Wood,
Dilley,	Linderman,	Sarraf,	Woodside,
Downey, G. E.,	Long,	Scanlon,	Yeakel,
Downey, J. J.,	Longaker,	Schrock,	Yourishin,
Duffort,	Lovett,	Schrope,	Zappala,
Eberharter,	Lynch,	Schwab,	Zimmerman,
Ederer,	Male,	Schwartz,	Sarig,
Eroe,			

NAYS—2

Achterman,	Reising,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 870, entitled:

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker, I desire to interrogate the gentleman from Philadelphia, Mr. Jackson.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. JACKSON. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker may I ask the gentleman from Philadelphia, Mr. Jackson, whether he is familiar with the contents of House Bill No. 870?

Mr. JACKSON. Mr. Speaker, I am, and I prepared the said bill House Bill No. 193.

Mr. WITKIN. And, Mr. Speaker when did the gentleman introduce that bill?

Mr. JACKSON. On the twenty-first of January, Mr. Speaker.

Mr. WITKIN. And is that bill the same in substance as House Bill No. 870?

Mr. JACKSON. The same in substance as in House Bill 870.

POINT OF ORDER

Mr. EROE. Mr. Speaker I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. EROE. Mr. Speaker I understand that the gentleman from Philadelphia is not discussing the bill that is before the House.

The SPEAKER. If the gentleman from Philadelphia Mr. Jackson, wishes to answer the interrogation that is his privilege.

Mr. JACKSON. I have no objection, Mr. Speaker.

Mr. WITKIN. Mr. Speaker I have finished with the interrogation.

Mr. Speaker and members of the House in asking your support for House Bill No. 870, I do so because we on this side of the House are in principle in accord with the substance of House Bill No. 870. We are so much in accord with that principle that the gentleman from Philadelphia, Mr. Jackson, on January 21 introduced such a bill———

QUESTION OF PARLIAMENTARY INQUIRY

Mr. BURKE. Mr. Speaker I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. BURKE. Mr. Speaker, since the Chair has just ruled that the gentleman from Philadelphia, Mr. Jackson, was privileged to answer the gentleman from Philadelphia, Mr. Witkin, does that give the gentleman from Philadelphia, Mr. Witkin, the privilege of discussing a bill that is not before the House?

The SPEAKER. The Chair will read for the information of the members of the House House Rule No. 3: "He (meaning the Speaker) shall preserve order and decorum and in debate shall prevent personal reflection, and confine members to the question under discussion. When two or more members shall rise at the same time, he shall name the one entitled to the floor."

The bill under discussion is House Bill No. 870 and the gentleman from Philadelphia will confine himself to the discussion of that bill.

The Chair will also like to read Rule 63: "When a member is about to speak in debate, or to communicate any matter to the House, he shall rise, and, respectfully address himself to 'Mr. Speaker,' confining his remarks to the subject before the House, and avoiding personal reflections."

QUESTION OF INFORMATION

Mr. WITKIN. Mr. Speaker I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. WITKIN. Mr. Speaker in discussing the merits or demerits of House Bill No. 870, wherein the particular subject therein contained, with very little difference in the framing of said bill, is the same as another bill introduced in this House, do I not have the right to refer to the subject matter of those bills in arguing the merits or demerits in this particular piece of legislation?

The SPEAKER. The Chair has always tried to be fair and give a wide latitude on all the rules, but it seems that there have been a number of instances in this House where members have transgressed and have taken the widest kind of latitude in discussing measures before the House. Under the rules, as the Chair has read members of the House, are confined strictly to the Bill then under discussion. The Chair, however, is inclined to be liberal, provided the debate is kept within reasonable limits.

Mr. WITKIN. Mr. Speaker and members of the House interpreting the Speaker's ruling, as he has just stated, with some degree of liberally, I merely want to direct your attention to the fact that this bill ought to be passed, we are in favor of passing it, and the gentleman from Philadelphia, Mr. Jackson, when he was interrogated stated that he was in favor of this bill being passed by this House. In answer to an inquiry he said that on January 21, 1935 in order that this meritorious piece of legislation might be enacted in the law by its passage through this House and then go over to the Senate, he introduced such a bill.

We have before us at this moment House Bill No. 870, which was introduced by the gentleman from Philadelphia, Mr. Tumelty, on February 18, 1935. As I have said to you before and as I say to the Republican members of this House, just because this bill bears a higher number and just because of the fact that it is introduced by a Democrat from Philadelphia in lieu of the original sponsor of the bill—a Republican from Philadelphia—do not vote against the bill for that reason. Let us pass it, and if the gentleman from Philadelphia, Mr. Tumelty wants to take unto himself such legislation after the gentleman from Philadelphia, Mr. Jackson, conceived it in his mind let us be good sports and vote for it any way.

Mr. TUMELTY. Mr. Speaker and members of the House as the sponsor of House Bill No. 870, which provides for twenty-four consecutive hours of rest in each calendar week for policemen in cities of the first class I feel that I should have something to say when the gentleman from Philadelphia, Mr. Witkin, tells you that a similar bill was introduced before.

House Bill No. 870 provides that those twenty-four hours of consecutive rest in each week will be granted excepting in certain cases. In the previous bill one of the exceptions was the preservation of the public peace, which means that it is always a policeman's duty to preserve the public peace, and, therefore, that bill provided for a twenty-four consecutive hours of rest "except" never. That bill having developed a joker, we now have Bill No. 870 which provides for it in a proper manner, and I hope everybody present will vote for this bill.

Mr. WITKIN. Mr. Speaker and members of the House the gentleman from Philadelphia, Mr. Tumelty, in describing House Bill No. 193 referred to it as a joker. His defense of the fact that he has introduced House Bill No. 870 falls when the two bills are considered, and though I do not blame him for making the explanation that he did, nevertheless in substance both bills are identical and no words of explanation he has to offer can eradicate that fact from the mind of any gentleman who reads the two bills.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—192

Baker, F. T.,	Flinchbaugh,	McDermott,	Shepard,
Baker, J J.,	Flynn,	McDevitt,	Shortz,
Baldi,	Forrest,	McElroy,	Shugarts,
Barber,	Furman,	McHenry,	Siegel,
Barnhardt,	Gates,	McKinney,	Simon,
Bernhard,	Gerard,	Melchiorre,	Simpson,
Blumberg,	Gillette,	Mentzer,	Sinwell,
Boose,	Green,	Merrell,	Sloan,
Boyd, R.,	Greenstein,	Moomaw,	Smith, J. A.,
Boyer,	Habbyshaw,	Mooney,	Smith, W. G.,
Bradley,	Haberlen,	Moore,	Snyder, F. E.,
Brancato,	Hagerty,	Moran,	Snyder, J. L.,
Brennan,	Haluska,	Moul,	Sowers,
Brown, H. S.,	Hamilton, F. P.,	Muir,	Sproul,
Brown, J. E.,	Hamilton, R. S.,	Munley,	Stank,
Brownfield,	Harkins,	Murrin,	Stevens,
Brumbaugh,	Harmuth,	Nagel,	Stewart,
Burke,	Hart,	Nothnagle,	Stone,
Cannon,	Hartman,	O'Keefe,	Stott,
Caputo,	Hefferon,	Ominsky,	Sumney,
Carr,	Hermansen,	O'Neill,	Surface,
Carson,	Hetrick,	Panton,	Tahl,
Castor,	Hindman,	Parks,	Terry,
Chervenak,	Hirsch,	Patterson, C.,	Tronzo,
Coakley,	Hoffner,	Patterson, J. W.,	Trout,
Cochran,	Holland,	Pearson,	Tumelty,
Cohen,	Holstrom,	Perry,	Turner,
Coleman,	Hoopes,	Peters,	Van Allsburg,
Condon,	Horst,	Pfaff,	Van Sickle,
Conner,	Jackson,	Phillips,	Walker,
Coolahan,	Jones,	Piole,	Wall,
Cordier,	Kane,	Powers,	Wasserman,
Davies,	Kelso,	Reising,	Weidemann,
Decker,	Kilroy,	Reynolds,	Weiss,
Denning,	Kinney,	Rhys,	Welliver,
Dent,	Klingler,	Rinn,	Welsh,
Diehl,	Kobelak,	Roan,	Westrick,
Dilley,	Larue,	Robinson,	White,
Downey, G. E.,	Linderman,	Rooney,	Wickersham,
Downey, J. J.,	Long,	Root,	Wilson,
Duffort,	Longaker,	Ruffennach,	Witkin,
Eberharter,	Lovett,	Sarraf,	Wood,
Fderer,	Lynch,	Scanlon,	Woodside,
Eroe,	Male,	Schrock,	Yeakel,
Falkenstein,	Mallen,	Schrope,	Yourishin,
Ferko,	Mason,	Schwab,	Zappala,
Fitch,	Finnerty,	Schwartz,	Zimmerman,
Flanagan,	McCreary,	Shaw,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 316, as follows:

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime and making an appropriation

Whereas Crime has become so rampant throughout the United States as to hinder the development of social and economic progress and

Whereas Crime conferences have been called by the Attorney General of the United States and by various states for the purpose of devising ways and means of combating this serious and deplorable condition and it is fitting and proper that the Commonwealth of Pennsylvania should lend its aid to this movement to strengthen the administration or justice therefore

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met That the Attorney General of this Commonwealth is hereby authorized to call and to arrange for the holding of a conference in the city of Harrisburg at such time as he may designate for the purpose of interesting bodies of public spirited citizens in the nation-wide movement to combat crime and to knit into close harmony the enforcement agencies of the Commonwealth and its political subdivisions to the end that crime may be reduced within the borders of this State and its citizens be imbued with a proper respect for law and order

Section 2 The sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Justice to pay any expenses incurred by the Attorney General in arranging and holding the conference authorized by this resolution

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally.

Mr. WEISS. Mr. Speaker and members of the House, I wish to make a brief statement on House Bill No. 360.

The suppression of crime and the extermination of the racketeer is one of the major social, economic and political problems that confronts the people of this country. We may say that crime represented by the kidnapper, the extortionist, the burglar and robber and last but not least the murderer reaches into every section of this land; even the most remote rural district is not free from this blight. In the interest of justice, swift and prompt disposition of cases and vigorous prosecution of cases are vitally necessary in order to bring this condition to an end, and I might say here that this bill needs the endorsement and cooperation of law abiding citizens and public spirited citizens in order to bring this condition to an end. I know that organized crime is powerful and resourceful, that the average racketeer is smart, and I know also that the powerful resources of organized crime cannot be met with the limited resources of national and local agencies unless they unite in their war upon crime. Several weeks ago the United States government at Washington, D. C., conducted a crime conference through the Department of Justice at which conference every state of the Union and territorial annexation of the United States was represented through law enforcement agencies. At that conference a resolution was adopted requesting the states to unite the law enforcement agencies within their borders in order to combat this abominable condition of crime; in order to reduce that condition to a minimum.

Pursuant to that resolution several of the states have already conducted crime conferences, The State of Ohio will conduct such a conference next month. The Governor of New Jersey last Saturday assembled or gathered the law enforcement agencies of the states of New York, New Jersey, Maryland, Delaware and Pennsylvania. We were represented at that conference by the Hon. Charles J. Margiotti, the Attorney General of this Commonwealth. At that conference it was decided to unite all agencies for the purpose of combating and engaging in this war upon crime.

Now this bill carries an appropriation of two thousand dollars. I do not believe in times like these in the foolish spending of money, but this is a meager sum when we take into the consideration the purpose for which this money is to be used. We might say that it is worthwhile spending the money now to avoid the loss that may incur in the future. Let us remember the old adage that an ounce of prevention is worth a pound of cure, and I say that this bill will save thousands of dollars and will materially aid the citiens of this Commonwealth. We owe it to the mothers and fathers, we owe it to the welfare of our children, and I say this Commonwealth owes it as a debt to society to proceed forward with all the other states in aiding the prevention of crime.

I also say, members of the House, in conclusion that we have the whole-hearted support of many newspaper editors, of the Criminal Justice Association of the City of Philadelphia, of the Bar Association of this Commonwealth, of Allegheny County, of the law enforcement agencies, of public spirited citizens and I ask for those reasons and many more that both the minority party and the majority party of this House give their whole-hearted support to this bill No. 316.

Mr. TURNER. Mr. Speaker and members of the House, I believe that we should watch every penny in the present stringency of finances in the Commonwealth, but aside from any moral question when we consider the tremendous financial losses that are being incurred at the present time, I believe that we are warranted in expending this money on an object of this kind, and I trust the members of this House will support this bill.

On the question recurring,
Shall the bill pass finally.

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Male,	Schwartz,
Alexander,	Eroe,	Mallen,	Shaw,
Allen,	Falkenstein,	Mason,	Shepard,
Altenburg,	Ferko,	McCreary,	Shortz,
Andrews,	Finnerty,	McDermott,	Shugarts,
Arnold,	Fitch,	McDevitt,	Siegel,
Atkins,	Flanagan,	McElroy,	Simon,
Aukerman,	Flinchbaugh,	McHenry,	Simpson,
Baine,	Flynn,	McKinney,	Sinwell,
Baker, F. T.,	Forrest,	Melchiorre,	Sloan,
Baker, J J.,	Furman,	Mentzer,	Smith, J. A.,
Baldi,	Gates,	Merrell,	Smith, W. G.,
Barber,	Gerard,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gillette,	Mooney,	Snyder, J. L.,
Bernhard,	Green,	Moore,	Sowers,
Blumberg,	Greenstein,	Moran,	Sproul,
Boose,	Habbyshaw,	Moul,	Stank,
Boyd, R.,	Haberlen,	Muir,	Stevens,
Boyer,	Hagerty,	Munley,	Stewart,
Bradley,	Haluska,	Murrin,	Stone,
Brancato,	Hamilton, F. P.,	Nagel,	Stott,
Brennan,	Hamilton, R. S.,	Nothnagle,	Sumney,
Brown, H. S.,	Harkins,	O'Keefe,	Surface,
Brown, J. E.,	Harmuth,	Ominsky,	Tahl,
Brownfield,	Hart,	O'Neill,	Terry,
Brumbaugh,	Hartman,	Panton,	Tronzo,
Burke,	Hefferon,	Parks,	Trout,
Cannon,	Hermansen,	Patterson, C.,	Tumelty,
Caputo,	Hetrick,	Patterson, J. W.,	Turner,
Carr,	Hindman,	Pearson,	Van Allsburg,
Carson,	Hirsch,	Perry,	Van Sickle,
Castor,	Hoffner,	Peters,	Walker,
Chervenak,	Holland,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,

Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	[illegible]
Dent,	Larue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 233, as follows:

An Act to amend and reenact the act approved the eighteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred twenty-six) entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases providing for the continuance of return days of writs of execution and authorizing sales thereon without issuance of further writs" extending the provisions thereof for two years and exempting mortgages issued under the National Housing Act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred twenty-six) entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases providing for the continuance of return days of writs of execution and authorizing sales thereon without issuance of further writs" is hereby reenacted and amended to read as follows

Whereas The present economic emergency has brought increasing distress to home owners and farmers and

Whereas Foreclosures in this emergency work tremendous inequities to such persons yield a minimum of satisfaction to execution creditors and deprive families of shelter and means of subsistence thus endangering the health safety welfare and morals of the public

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

Section 1 Definitions That when used in this act the following words and phrases shall have the meanings respectively ascribed to them by this section unless the context clearly requires a different meaning

"Writ of execution" shall mean any writ of fieri facias venditioni exponas levari facias or any other writ or form of execution for the sale of any dwelling and the land appurtenant thereto or any farm where such dwelling or farm shall be occupied by an owner thereof as his or her residence or any proceeding for the sale of real property as herein defined for failure to pay taxes

"Real property" shall mean any dwelling together with the land appurtenant thereto and any farm occupied by an owner of such dwelling or farm as a residence

Section 2 Every court of common pleas of this Commonwealth shall have authority under the conditions hereinafter set forth to stay any writ of execution from time to time and for such periods as the court in its discretion may deem proper Such stays shall be allowed only upon application of an owner lienholder or any other person in interest and unless the plaintiff consent thereto only upon the applicant's showing to the court such facts as the court may deem sufficient to warrant such relief In granting any such stay or continuance the court may impose such condition as it deems proper as to payment of costs taxes accruing interest repairs advertising and notice of sale insurance and any other pertinent matters

Section 3 In exercising the powers conferred by this act a court shall have the discretion of a chancellor sitting in equity It shall be a sufficient reason for the grant of a stay hereunder that immediate execution sale against the real property would work serious inequity by reason of the economic emergency hereinabove referred to

Section 4 The stay of any execution under this act shall continue the return day of the writ of execution to the first regular return day for such writs which shall occur after a sale held under such writ In the meantime the writ shall remain in full force and effect and sale may be made thereunder without the issuance of an alias or any other writ

Section 5 The powers herein conferred on courts of common pleas shall be in addition to all powers now possessed by such courts to stay and otherwise control writs of execution against real property as herein defined

Section 6 This act shall become effective immediately upon final passage by the Legislature and approval by the Governor and shall continue in force only until the thirty-first day of March one thousand nine hundred and [thirty-five] thirty-seven Provided That the provisions of this act shall not apply to the foreclosure of mortgages insured under Title II of an Act of Congress of the United States entitled the "National Housing Act" approved the twenty-seventh day of June one thousand nine hundred and thirty-four

Section 7 All acts and parts of acts inconsistent herewith are suspended while this act is in effect

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Male,	Schwartz,
Alexander,	Eroe,	Mallen,	Shaw,
Allen,	Falkenstein,	Mason,	Shepard,
Altenburg,	Ferko,	McCreary,	Shortz,
Andrews,	Finnerty,	McDermott,	Shugarts,
Arnold,	Fitch,	McDevitt,	Siegel,
Atkins,	Flanagan,	McElroy,	Simon,
Aukerman,	Flinchbaugh,	McHenry,	Simpson,
Baine,	Flynn,	McKinney,	Sinwell,
Baker, F. T.,	Forrest,	Melchiorre,	Sloan,
Baker, J J.,	Furman,	Mentzer,	Smith, J. A.,
Baldi,	Gates,	Merrell,	Smith, W. G.,
Barber,	Gerard,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gillette,	Mooney,	Snyder, J. L.,
Bernhard,	Green,	Moore,	Sowers,
Blumberg,	Greenstein,	Moran,	Sproul,
Boose,	Habbyshaw,	Moul,	Stank,
Boyd, R.,	Haberlen,	Muir,	Stevens,
Boyer,	Hagerty,	Munley,	Stewart,
Bradley,	Haluska,	Murrin,	Stone,
Brancato,	Hamilton, F. P.,	Nagel,	Stott,
Brennan,	Hamilton, R. S.,	Nothnagle,	Sumney,
Brown, H. S.,	Harkins,	O'Keefe,	Surface,
Brown, J. E.,	Harmuth,	Ominsky,	Tahl,
Brownfield,	Hart,	O'Neill,	Terry,
Brumbaugh,	Hartman,	Panton,	Tronzo,
Burke,	Hefferon,	Parks,	Trout,
Cannon,	Hermansen,	Patterson, C.,	Tumelty,
Caputo,	Hetrick,	Patterson, J. W.,	Turner,
Carr,	Hindman,	Pearson,	Van Allsburg,
Carson,	Hirsch,	Perry,	Van Sickle,
Castor,	Hoffner,	Peters,	Walker,
Chervenak,	Holland,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,

Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	Larue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 306, entitled:

An Act providing for the registration of milk bottles and containers, forbidding refilling, using, selling, purchasing, giving, taking, retaining, destroying, disposing or trafficking in same without the written consent of owners, imposing penalties, fines and imprisonment, providing for issuing process in nature of a search warrant; providing what shall constitute prima facie proof, forbidding defacement, covering up, removing or concealing name, mark or device; defining procedure; providing disposition of fines; providing that appeal will not invalidate conviction for second offence, but that sentence shall await decisions of appeal, providing that the requiring, taking or accepting a deposit shall not be deemed a sale; providing that registration prior to this act entitles registrants to benefits of act, and providing for the transfer of certificates of registration.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HINDMAN. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1043, entitled:

An Act to amend section one, of the act approved the eighth day of April, one thousand eight hundred and sixty-seven (P. L. 50), entitled "An act to permit disabled soldiers to peddle, by procuring a license therefor, without charge," as amended, governing the issuing of licenses.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Male,	Schwartz,
Alexander,	Eroe,	Mallen,	Shaw,
Allen,	Falkenstein,	Mason,	Shepard,
Altenburg,	Ferko,	McCreary,	Shortz,
Andrews,	Finnerty,	McDermott,	Shugarts,
Arnold,	Fitch,	McDevitt,	Siegel,
Atkins,	Flanagan,	McElroy,	Simon,
Aukerman,	Flinchbaugh,	McHenry,	Simpson,
Baine,	Flynn,	McKinney,	Sinwell,
Baker, F. T.,	Forrest,	Melchiorre,	Sloan,
Baker, J. J.,	Furman,	Mentzer,	Smith, J. A.,
Baldi,	Gates,	Merrell,	Smith, W. G.,
Barber,	Gerard,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gillette,	Mooney,	Snyder, J. L.,
Bernhard,	Green,	Moore,	Sowers,
Blumberg,	Greenstein,	Moran,	Sproul,
Boose,	Habbyshaw,	Moul,	Stank,
Boyd, R.,	Haberlen,	Muir,	Stevens,
Boyer,	Hagerty,	Munley,	Stewart,
Bradley,	Haluska,	Murrin,	Stone,
Brancato,	Hamilton, F. P.,	Nagel,	Stott,
Brennan,	Hamilton, R. S.,	Nothnagle,	Sumney,
Brown, H. S.,	Harkins,	O'Keefe,	Surface,
Brown, J. E.,	Harmuth,	Ominsky,	Tahl,
Brownfield,	Hart,	O'Neill,	Terry,
Brumbaugh,	Hartman,	Panton,	Tronzo,
Burke,	Hefferon,	Parks,	Trout,
Cannon,	Hermansen,	Patterson, C.,	Tumelty,
Caputo,	Hetrick,	Patterson, J. W.,	Turner,
Carr,	Hindman,	Pearson,	Van Allsburg,
Carson,	Hirsch,	Perry,	Van Sickle,
Castor,	Hoffner,	Peters,	Walker,
Chervenak,	Holland,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	Larue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 965, entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs, to sell and convey a certain portion of the lands acquired for a State Military Cemetery.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simon,
Aukerman,	Flanagan,	McElroy,	Simpson,
Baine,	Flinchbaugh,	McHenry,	Sinwell,
Baker, F. T.,	Flynn,	McKinney,	Sloan,
Baker, J. J.,	Forrest,	Melchiorre,	Smith, J. A.,
Baldi,	Furman,	Mentzer,	Smith, W. G.,
Barber,	Gates,	Merrell,	Snyder, F. E.,

Barnhardt,	Gerard,	Moomaw,	Snyder, J. L.,
Bernhard,	Gillette,	Mooney,	Sowers,
Blumberg,	Green,	Moore,	Sproul,
Boose,	Greenstein,	Morgan,	Stank,
Boyd, R.,	Habbyshaw,	Moul,	Stevens,
Boyer,	Haberlen,	Muir,	Stewart,
Bradley,	Hagerty,	Munley,	Stone,
Brancato,	Haluska,	Murrin,	Stott,
Brennan,	Hamilton, F. P.,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Surface,
Brown, J. E.,	Harkins,	O'Keefe,	Tahl,
Brownfield,	Harmuth,	Ominsky,	Terry,
Brumbaugh,	Hart,	O'Neill,	Tronzo,
Burke,	Hartman,	Panton,	Trout,
Cannon,	Hefferon,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jackson,	Reising,	Welsh,
Conner,	Jones,	Reynolds,	Westrick,
Coolahan,	Kane,	Rhys,	White,
Cordier,	Kelso,	Rinn,	Wickersham,
Davies,	Kilroy,	Roan,	Wilson,
Decker,	Kinney,	Robinson,	Witkin,
Denning,	Klingler,	Rooney,	Wood,
Dent,	Kobelak,	Root,	Woodside,
Diehl,	Larue,	Ruffennach,	Yeakel,
Dilley,	Linderman,	Sarraf,	Yourishin,
Downey, G. E.,	Long,	Schrock,	Zappala,
Downey, J. J.,	Longaker,	Schrope,	Zimmerman,
Duffort,	Lovett,	Schwab,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 947, (Senate Bill No. 25), entitled:

An Act to amend section nine of the act approved the fifth day of January one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War the war between the United States and Spain the China Relief Expedition or in the Philippines or Guam providing the method of making payment to representatives of persons who because of death or incapacity cannot personally receive compensation imposing certain duties on the Adjutant General making an appropriation and repealing inconsistent legislation and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simon,
Aukerman,	Flanagan,	McElroy,	Simpson,
Baine,	Flinchbaugh,	McHenry,	Sinwell,
Baker, F. T.,	Flynn,	McKinney,	Sloan,
Baker, J. J.,	Forrest,	Melchiorre,	Smith, J. A.,
Baldi,	Furman,	Mentzer,	Smith, W. G.,
Barber,	Gates,	Merrell,	Snyder, F. E.,
Barnhardt,	Gerard,	Moomaw,	Snyder, J. L.,
Bernhard,	Gillette,	Mooney,	Sowers,
Blumberg,	Green,	Moore,	Sproul,
Boose,	Greenstein,	Morgan,	Stank,
Boyd, R.,	Habbyshaw,	Moul,	Stevens,
Boyer,	Haberlen,	Muir,	Stewart,
Bradley,	Hagerty,	Munley,	Stone,
Brancato,	Haluska,	Murrin,	Stott,
Brennan,	Hamilton, F. P.,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Surface,
Brown, J. E.,	Harkins,	O'Keefe,	Tahl,
Brownfield,	Harmuth,	Ominsky,	Terry,
Brumbaugh,	Hart,	O'Neill,	Tronzo,
Burke,	Hartman,	Panton,	Trout,
Cannon,	Hefferon,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jackson,	Reising,	Welsh,
Conner,	Jones,	Reynolds,	Westrick,
Coolahan,	Kane,	Rhys,	White,
Cordier,	Kelso,	Rinn,	Wickersham,
Davies,	Kilroy,	Roan,	Wilson,
Decker,	Kinney,	Robinson,	Witkin,
Denning,	Klingler,	Rooney,	Wood,
Dent,	Kobelak,	Root,	Woodside,
Diehl,	Larue,	Ruffennach,	Yeakel,
Dilley,	Linderman,	Sarraf,	Yourishin,
Downey, G. E.,	Long,	Schrock,	Zappala,
Downey, J. J.,	Longaker,	Schrope,	Zimmerman,
Duffort,	Lovett,	Schwab,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with the information that the House has passed the same with amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of 445, entitled:

An Act supplementing the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits and rights from taxation and judicial process; and providing penalties," by providing additional credit for service and prior service for State employes who were formerly employed as teachers, principals or superintendents in the public school system of the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simon,
Aukerman,	Flanagan,	McElroy,	Simpson,
Baine,	Flinchbaugh,	McHenry,	Sinwell,
Baker, F. T.,	Flynn,	McKinney,	Sloan,
Baker, J. J.,	Forrest,	Melchiorre,	Smith, J. A.,
Baldi,	Furman,	Mentzer,	Smith, W. G.,
Barber,	Gates,	Merrell,	Snyder, F. E.,
Barnhardt,	Gerard,	Moomaw,	Snyder, J. L.,
Bernhard,	Gillette,	Mooney,	Sowers,
Blumberg,	Green,	Moore,	Sproul,
Boose,	Greenstein,	Moran,	Stank,
Boyd, R.,	Habbyshaw,	Moul,	Stevens,
Boyer,	Haberlen,	Muir,	Stewart,
Bradley,	Hagerty,	Munley,	Stone,
Brancato,	Haluska,	Murrin,	Stott,
Brennan,	Hamilton, F. P.,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Surface,
Brown, J. E.,	Harkins,	O'Keefe,	Tahl,
Brownfield,	Harmuth,	Ominsky,	Terry,
Brumbaugh,	Hart,	O'Neill,	Tronzo,
Burke,	Hartman,	Panton,	Trout,
Cannon,	Hefferon,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jackson,	Reising,	Welsh,
Conner,	Jones,	Reynolds,	Westrick,
Coolahan,	Kane,	Rhys,	White,
Cordier,	Kelso,	Rinn,	Wickersham,
Davies,	Kilroy,	Roan,	Wilson,
Decker,	Kinney,	Robinson,	Witkin,
Denning,	Klingler,	Rooney,	Wood,
Dent,	Kobelak,	Root,	Woodside,
Diehl,	Larue,	Ruffennach,	Yeakel,
Dilley,	Linderman,	Sarraf,	Yourishin,
Downey, G. E.,	Long,	Schrock,	Zappala,
Downey, J. J.,	Longaker,	Schrope,	Zimmerman,
Duffort,	Lovett,	Schwab,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 332, entitled:

An Act to amend section two of the act approved the second day of January, one thousand nine hundred and thirty-four (P. L. 200, 1933-34), entitled "An act authorizing officers, departments, boards and commissions of any political subdivision of the Commonwealth, and cities, counties, boroughs, incorporated towns, townships, school districts, to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simon,
Aukerman,	Flanagan,	McElroy,	Simpson,
Baine,	Flinchbaugh,	McHenry,	Sinwell,
Baker, F. T.,	Flynn,	McKinney,	Sloan,
Baker, J. J.,	Forrest,	Melchiorre,	Smith, J. A.,
Baldi,	Furman,	Mentzer,	Smith, W. G.,
Barber,	Gates,	Merrell,	Snyder, F. E.,
Barnhardt,	Gerard,	Moomaw,	Snyder, J. L.,
Bernhard,	Gillette,	Mooney,	Sowers,
Blumberg,	Green,	Moore,	Sproul,
Boose,	Greenstein,	Moran,	Stank,
Boyd, R.,	Habbyshaw,	Moul,	Stevens,
Boyer,	Haberlen,	Muir,	Stewart,
Bradley,	Hagerty,	Munley,	Stone,
Brancato,	Haluska,	Murrin,	Stott,
Brennan,	Hamilton, F. P.,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Surface,
Brown, J. E.,	Harkins,	O'Keefe,	Tahl,
Brownfield,	Harmuth,	Ominsky,	Terry,
Brumbaugh,	Hart,	O'Neill,	Tronzo,
Burke,	Hartman,	Panton,	Trout,
Cannon,	Hefferon,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jackson,	Reising,	Welsh,
Conner,	Jones,	Reynolds,	Westrick,
Coolahan,	Kane,	Rhys,	White,
Cordier,	Kelso,	Rinn,	Wickersham,
Davies,	Kilroy,	Roan,	Wilson,
Decker,	Kinney,	Robinson,	Witkin,
Denning,	Klingler,	Rooney,	Wood,
Dent,	Kobelak,	Root,	Woodside,
Diehl,	Larue,	Ruffennach,	Yeakel,
Dilley,	Linderman,	Sarraf,	Yourishin,
Downey, G. E.,	Long,	Schrock,	Zappala,
Downey, J. J.,	Longaker,	Schrope,	Zimmerman,
Duffort,	Lovett,	Schwab,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 752, as follows:

An Act for the better government of cities of the second class abolishing the office of mayor and creating the office of city commissioner prescribing the powers duties and qualifications of the city commissioner and fixing his salary providing for the election of the city commissioner for the filling of vacancies in said office and for the appointment of a city commissioner in the first instance by the Governor providing that the president of city council shall act as city commissioner in certain cases providing for the appointment of the city solicitor and civil service commissioners authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary abolishing the police power now vested in the mayor and repealing existing laws

Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same as follows

Section 1 Executive Power Vested In cities of the second class the executive power shall be vested in a city

commissioner and in the departments provided for by law The office of mayor in said cities is hereby abolished as of the date this act becomes effective

Section 2 City Commissioner to Be Chief Executive Officer Qualifications Bond Salary Incompatible Offices The city commissioner shall be the chief executive officer of the city He shall be at least twenty-five years of age and shall have been a citizen and inhabitant of the Commonwealth at least five years and an inhabitant of the city for which he may be elected at least five years next before his election unless absent on the business of the United States or of this Commonwealth He shall reside in said city during his term of service

The city commissioner shall give bond with approved corporate surety to the Commonwealth for the use of the city in such sum as the city council shall fix conditioned for the faithful performance of his duty The premium on said bond shall be paid by the city

The city commissioner shall receive an annual salary of twelve thousand dollars ($12,000) payable out of the city treasury

The city commissioner shall not during his term of office hold any other public office under the United States or under this Commonwealth or under any political subdivision thereof except the office of attorney-at-law or an office in the Pennsylvania National Guard or in the Officers' Reserve Corps of the United States

Section 3 Election and Term of City Commissioner The city commissioner shall be elected at a municipal election by a plurality of the votes cast at such election for said office He shall hold office for the term of four years from the first Monday of January next succeeding such election and until his successor is duly elected and qualified Any city commissioner shall be eligible to be elected to a next succeeding term

If two or more candidates for the office of city commissioner shall at any election for city commissioner receive an equal number of votes one of them shall be chosen city commissioner by a vote of the majority of all the members of council immediately upon their organization on said first Monday of January when the term of the city commissioner begins

Section 4 Vacancies in Office of City Commissioner When any vacancy shall happen in the office of city commissioner by death resignation or otherwise the president of the council shall act as city commissioner for a period of thirty days

The president of council shall issue his proclamation for a meeting of council to be held in not less than ten nor more than twenty days after any such vacancy happens in the office of city commissioner and at such meeting or any adjournment thereof it shall be the duty of city council by a majority vote of all its members to elect a city commissioner pro tempore who shall hold office from thirty days after such vacancy happens until a successor is elected at the next municipal election occurring at least thirty days after such vacancy happens for the unexpired term and has duly qualified If any such vacancy happens within thirty days of the first municipal election succeeding the one at which the city commissioner was elected or after such election then the city commissioner pro tempore shall hold office for the unexpired term

Section 5 General Duties of City Commissioner It shall be the duty of the commissioner

(a) To cause the ordinances of the city and the laws of the Commonwealth to be executed and enforced

(b) To communicate to council at least once a year a statement of the finances and general condition of the affairs of the city and also such information in relation to the same as the council may from time to time require

(c) To recommend by message in writing to the council all such measures connected with the affairs of the city and the protection of its general government and finances as shall deem expedient

(d) To call special meetings of council when required in his opinion by public necessity

(e) To be responsible for the good order and efficient government of the city

(f) To call together at least once each month the heads of all city departments for consultation and advice upon the affairs of the city and at such meetings to have power to call on the heads of city departments for such reports touching subject-matters under their control and management as he may deem proper which it shall be the duty of such department heads to prepare and submit at once to the city Commissioner Records shall be kept of such meetings and rules and regulations shall be adopted thereat for the administration of the affairs of the city departments not inconsistent with any law or ordinance which rules and regulations shall prescribe a common and systematic method of ascertaining the comparative fitness of applicants for office position and promotion and of selecting appointing and promoting those found to be best fitted

(g) To make all appointments to offices and positions which it is his duty or within his power to make under law or ordinance but all such appointments except secretary to the city commissioner shall be subject to approval by city council in the same manner as in the case of directors or heads of departments

(h) To require from the heads of the several city departments annually on or before the first Monday of February a report of their proceedings during the preceding fiscal year and to transmit the same to city council with any recommendations he may think proper to make

(i) To perform such other duties as may be prescribed by law or ordinance

(j) To perform all the duties imposed by existing laws and ordinances on the mayor of such cities

Section 6 General Powers of City Commissioner The city commissioner shall have power

(a) By written order transmitted to council giving his reasons therefor to remove from office any head of any department director or other officer appointed by him

(b) During the recess of the council to fill all vacancies that may happen in offices and positions to which he may appoint subject to the approval of the council at its next session and if an appointment is not rejected within thirty days next after council shall have convened an appointment shall be deemed confirmed

(c) To disapprove or reduce any item or items of any ordinance making appropriations and the item or items disapproved or the amounts not approved shall be void unless repassed according to the rules and limitations prescribed by law for the passage of ordinances over the city commissioner's veto

(d) As often as he may think proper to appoint three competent persons to examine without notice the accounts of any city department trust officer or employe and the moneys securities and property belonging to the city in the possession or charge of such department trustees officer or employe and report the result of such investigation

(e) To have and possess all the powers conferred by existing laws on the mayor of such cities

Section 7 Appointment of City Solicitor and Civil Service Commissioners The city solicitor and the civil service commissioners in cities of the second class shall hereafter be elected jointly by the city commissioner and the city council at a meeting called for such purpose by the city commissioner At any such meeting the city commissioner and each councilman shall have one vote and six votes shall be required to elect any such officer The city solicitor and each civil service commissioner shall hold office during the term of the city commissioner and until their successors are appointed and qualified They shall have been residents of the city for at least three years immediately preceding their election In the case of civil service commissioners two of the commissioners appointed shall be members of the political party which at the last preceding election for the office of mayor city commissioner Governor or President of the United States as the case may be cast the highest number of votes within the city for its candidate for such office and the third civil service commissioner shall be a member of the political party which cast the second highest number of votes for its candidate for such office

Section 8 Appointment of Solicitor by City Controller The city controller shall have power to appoint a solicitor for the department of city controller Such solicitor shall

be an attorney-at-law admitted and qualified to practice in the courts of this Commonwealth He shall be the legal adviser of the city controller in all matters pertaining to or affecting his department and he shall when requested by the city controller act as his counsel in any litigation involving any matter or thing pertaining to or affecting the department of city controller The authorization in writing of the city controller in all cases shall be a sufficient warrant of attorney for appearing for and representing him in any litigation The solicitor to the controller shall hold office at the pleasure of the city controller and shall be paid a salary of not less than four thousand five hundred dollars ($4,500) per annum as the city council shall by ordinance provide

Section 9 Police Magistrates The police power for taking information making arrests and for the preservation of the peace as provided for by law shall hereafter be vested solely in five police magistrates and the city commissioner shall hereafter have no power to act as a police magistrate

Section 9 Police Magistrates The police power for]

Section 10 Schedule Upon the termination of the term of the mayor of each city of the second class when this act becomes effective the president of the city council shall become acting city commissioner until a city commissioner is appointed as hereinafter provided The Governor of this Commonwealth shall appoint a person to the office of city commissioner in each such city who shall have and possess the qualifications for said office provided for by this act and who shall hold office from the time of appointment by the Governor until the first Monday of January one thousand nine hundred and thirty-six At the municipal election in the year one thousand nine hundred and thirty-five a city commissioner shall be elected for a full term of four years from the first Monday of January next succeeding his election

Section 11 Repeal The following acts and parts of acts are hereby repealed in so far as the same apply to cities of the second class

Article one of the act approved the seventh day of March one thousand nine hundred and one (Pamphlet Laws twenty) entitled "An act for the government of cities of the second class"

The act approved the twenty-third day of April one thousand nine hundred and three (Pamphlet Laws two hundred eighty-four) entitled "An act changing the title of the chief executive office in cities of the second class from city recorder to mayor"

All other acts and parts of act general local and special inconsistent with this act are hereby repealed

Nothing herein contained shall be construed to repeal any act or part of any act so far as the same Applies to cities of the Second class A

Section 12 Effective Date This act shall become effective immediately upon final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. HOMER S. BROWN. Mr. Speaker and members of the House, I am opposed to House Bill No. 752 for the following reasons:

Thirty-four years ago, Mr. Justice Dean, an oustanding jurist of our Supreme Court in the case of Commonwealth vs Moir, 199 Pa. 534, uttered these words of wisdom in his dissenting opinion which was concurred in by Justice Mestregat, and the learned Chief Justice McCullen.

"Every member of this Court concedes that this legislation is vicious. Why? They do not answer, but to my mind, it is apparent that its vice consists in its flagrant violation of the fundamental law.

We know wits purpose was to oust one set of municipal officers in 3 certain cities, put in place, either directly or indirectly by the people, and give their offices to others, through the Chief Executive of the State. The time is not very remote in the past in English politics when the victorious political party, as soon as it was seated in power, promptly proceeded to cut off the physical heads of their leading antagonists and confiscate their property, it is not very remote in the future when the victorious political party will promptly proceed to cut off the political heads of its opponents where they hold office by the municipal votes of cities."

Well did this learned jurist see into the future for today we stand facing facts not at all dissimilar to those of 1901. How true these words were can only be taken from the memory of those who lived to tell that never in the history of our legislature was there a more vicious, outrageous usurpation of power that kindled hatred in the minds of the people against those who were parties to that blot on our state governmental system. I recognize that the majority opinion of the Supreme Court gives us the right to enact this legislation. Yet I call upon you to harken to the voice of Mr. Justice Mitchell, who while sustaining the law made these remarks of warning.

"The fact that the action of the State towards its municipal agents may be unwise, unjust, oppressive or violate of the natural or political rights of their citizens is not one which can be made the basis of action by the Judiciary, nor are the motives of the legislators real or supposed, in enacting legislation as to municipal corporations open to Judiciary inquiry or consideration. The protection against unwise and oppressive legislation, within constitutional bounds, is by an appeal to the justice and patroitism of the representatives of the people. If this fails, the people in their sovereign capacity can correct the evil, but Courts cannot assume their rights."

The question then arises is this legislation unwise, unjust, oppressive or violative of the natural or political rights of our citizens. Not a member of this House acting as an individual free agent, would answer in the negative. Not a member if allowed the right to think and act for the people whose votes are responsible for the office he now holds would contend that this legislation represents the will of the people.

What are some of these political rights that go to make up the fundamental law? One undoubtedly is the right of proper access to a fair and impartial trial; another is the ballot.

Does not this legislation wipe away both of these fundamental landmarks?

If Mr. McNair, Mayor of the City of Pittsburgh, is guilty of any crime or if his conduct in office is so reprehensible to those who now seek to oust him, why do not his accusers use the method long recognized in law as the proper way of correcting their alleged evils, namely an appeal to a proper tribunal where the accused may have a fair and impartial hearing and where judgment is not rendered before a defense has been interposed? To say that such procedure is cumbersome is no excuse for substituting in expediency for expediency is a matter so vital to the citizens of our Commonwealth.

Again, one of the pillars that has sustained our country against the blasts of political philosophies of revolutionary tendencies, philosophies which today are seeking to undermine the principles upon which the State was founded, is the ballot, when we seek in this unwarranted fashion to cast aside the verdict rendered by the vote of over 100,000 people, we open the door and bid welcome not to democracy but autocracy, not to a government, by the many; but a government by a few. Take from us the respect and sacredness of the ballot and you take away the greatest safe guard of American liberty.

I say to you members of the House, pass this legislation if you will; create this Frankenstein if you please, send him west into Pittsburgh and usurp this power of 120,000 people and sometime this monster will return here, and not only will he devour us, but he will tear down every fundamental landmark upon which this government has rested since its foundation.

I appeal not only to the minority members of the House of the Republican Party, I appeal not only to my friends of the Socialist Party, I appeal to my friends of the Democratic Party, my colleagues, in whom I have the utmost faith and confidence; I appeal not in the name of the Democratic Party or the Socialist Party or the Republican Party, but in the name of justice and fair play. I appeal to you to vote down this undemocratic, this unfair, this autocratic piece of legislation.

Mr. ZAPPALA. Mr. Speaker and members of the House this is the first time that I have taken the floor and I am going to ask all of you to be so gracious as to extend me a little time in order that I may give you the reasons why I am for House Bill No. 752.

The splendid remarks of my colleague, Mr. Brown, are well taken, but let me lead you now to Pittsburgh. We have a Mayor that has occupied the Chair that he was elected to by what we may call a real political accident. Let me bring back to you the conditions that existed in the City of Pittsburgh in the year 1933. At that mayorality election the candidate on the Republican ticket was no other than that splendid character John S. Herron, and may I say this for the benefit of my good colleagues of the minority party, that up to that time I was a staunch Republican and recognized as such. It appeared that Senator Coyne was in a mess at the time and the three local newspapers, the Sun Telegraph, The Press and The Pittsburgh Post conducted a campaign and drive against Senator Coyne. It happened that Senator Coyne was aligned with Mr. Herron and the publishers could not see why the people of the city of Pittsburgh should be contaminated and controlled by the dominant factor, Senator Coyne. What the people did then, my good friends was nothing else but cast a vote of protest and they deliberately voted for Mr. McNair. It was not the fact that they were friends of Mr. McNair or that he was a better individual; it was not the fact that he was popular, ladies and gentleman, it was only due to the fact that Mr. Coyne dominated politics in the city of Pittsburgh, in Allegheny county, and the better citizenry of the city protested on that account.

Now let me convey to you some of the things that the Mayor has done particularly to your humble servant. Immediately after the primaries it was circulated throughout the city that Mr. Frank J. Zappala was going to present a ripper bill. I have heard it even from the newspapers reporters. I denied this. I was invited a short time later to be at the Henry George Club. That meeting was covered by some of these eminent men such as Mr. Townley of the Press, Mr. Dressler of the Post, Mr. Shields and Mr. McFarland of the Press. That meeting was called for one purpose and that was to put the Democrats on the spot as to how we stood on the ripper legislation. I then said and I quote you from the letter which you had placed upon your desks by the director of Public Safety, Mr. Dunn. If you have it I wish you would get it out members of the House. It says that Frank J. Zappala has been accused by some of the men around the Mayor's office as being the sponsor of the ripper bill. I deny that and I told that to the Mayor's splendid secretary, Mr. Morris, but get this, members of the House, Mr. Morris was the private secretary of the Mayor at that time, and when I said this "splendid secretary" I said it with all the sarcasm that was in me on account of his conduct and because of his cohorts and nitwits surrounding the mayor's office. I cautioned the mayor then not to pay any attention to his cohorts and nitwits, but rather to divorce himself from those people and to give the people of Pittsburgh that elected him a real administration, instead of ridiculing and embarassing our citizenry to the State of Pennsylvania. His reply to me was: "Why, I will do anything to get into the newspapers." He said, "I won't do away with my friends, I need them. I want to get into the limelight." I want to say of record here that I was not then favoring any ripper legislation. What happened after that? As we got close to the election, the fall election he put out a man in the field against me, another one of his cohorts, a gentleman by the name of Eigenrauch, he was to pre-empt a new party and he pre-empted it. After he gave him his support, and he called in his political riders, and this statement is from the Sun Telegraph by Mr. Mark Shields,—

POINT OF ORDER

Mr. TRONZO. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. TRONZO. Mr. Speaker, I believe the discussion before the House is on House Bill No. 752, and not how the honorable gentleman from Allegheny was elected to office during the recent election.

The SPEAKER. The Chair takes the position that it took sometime ago, that the Chair is willing to allow reasonable latitude in debate. The Chair, however, requests the gentleman from Allegheny, Mr. Zappala, to confine himself a little more closely to the bill that is now before the House, and the reasons why he opposes it.

Mr. ZAPPALA. I will, Mr. Speaker.

This candidate of the Free Trade Party endorsed by the Mayor of the City of Pittsburgh received seventy-one votes, I received thirteen thousand ninety-six votes and my opponent on the republican ticket received ten thousand votes.

POINT OF ORDER

Mr. TRONZO. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. TRONZO. Mr. Speaker, I again rise to the same point of order for the very same reason.

The SPEAKER. The Chair has already given his decision and the Chair again requests the gentleman from Allegheny, Mr. Zappala, to confine himself a little more closely to the bill and the reason for his opposition. The Chair wishes to be liberal in interpreting the rules, but the members must respect the liberality granted by the Chair.

Mr. ZAPPALA. In order, gentlemen, to appreciate the position in which we find ourselves in the City of Pittsburgh, I will bring you into the city of Pittsburgh, Allegheny, county, in order to have you know how our people feel about Mr. McNair.

For instance, I was threatened by one of the cohorts

of the Mayor, Joe Lavery, as he is known, and threatened that I will get mine. My home has been molested and my office. He went further, gentlemen, and he arbitrarily—

POINT OF ORDER

Mr. WELSH. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. WELSH. Mr. Speaker, the gentleman is still not talking on the bill before the House.

The SPEAKER. The Chair feels that the gentleman should be permitted to state his reasons for supporting or opposing the bill. The Chair, however, feels that the gentleman has taken wider latitude than necessary in so doing. The Chair again requests the gentleman to proceed but to confine himself to narrower limits in discussing the bill before the House.

Mr. ZAPPALA. Mr. Speaker, we of the city of Pittsburgh do not feel that we have made a mistake in electing a mayor which was as I said a protest agaist "Coyneism." At the time we anticipated that the Mayor of the City of Pittsburgh would so conduct himself that the people of the City of Pittsburgh would be proud of him. Instead of that he has permitted gambling, bootlegging to run rampant, he has permitted every underworld character to go into the Mayor's office, he has permitted and used the whip against some of finest people of our city. He has been clowning. Just the other day he dismissed a man who has been in the service for seventeen years, because he was doing his duty, and because he didn't believe in taking order from anybody.

He dismissed one of the finest characters that we have in the city, a man by the name of Papale, a man who helped to elect him to that office. He has caused us every embarrassment and humiliation. I don't find words, ladies and gentlemen to impress you, and I will have to confine myself to the bill.

I would like you at least to look at the circular that was placed upon your desks by the newspapers. It has been suggested by my good friend that we have a remedy in court, but it does not apply in this particular case and the people are asking for a remedy and that is the reason we are here because we ask all of you to go to work and relieve us of a situation which is absolutely serious to us. I appeal to you again and remember at least we have a serious problem on our hands and we need your support.

Mr. TRONZO. Mr. Speaker, and members of the House, after quite a bit of waiting we find that the Ripper Bill is now with us.

We must oppose this bill, because it is a vicious piece of special, partisan legislation designed for the express purpose of ripping from office a public official elected by the people and placing in his stead a rubber stamp to be appointed by the Governor. We should be opposed to this bill for the following reasons:

1. Such a procedure is in direct conflict with the constitution. It is a violation of Section 7, Article III, which reads in part that the General Assembly shall not pass any local or special law regulating the affairs of the cities.

Allow me again to cite from that famous dissent of 1901, rendered in a four to three decision:

"If this act were not clearly in conflict with the fundamental law, or if the consequences to which the judgment may lead, were not deplorable, or if it effected only the immediate parties to it, and would not serve as a precedent for future cases, I would not feel myself called upon to dissent of record. But all these reasons exist, and it is not without regret that I feel constrained to express a decided dissent from the judgment.

"We have now before us an act which, it is true, does not take one man's land and give it to another, but it does take from one set of men the offices given to them by the people, hands them over to the governor, that he may confer them on others—Here we should call a halt upon such unconstitutional usurpation of power. What the next step in this direction will be we can only conjecture; factional politics and partisan politics are not troubled by scruples; under the principle of this decision there is nothing to hinder a hostile partisan majority in the legislature from ousting the party in power in Philadelphia, a city of the first class, and placing its government in possession of the minority."

The dissent finally ends up thus:

"I fear the time is not far distant when the pernicious results of our decision will either bring about a constitutional enactment to remedy the mischief, or move us to overrule it." That was in 1901.

2. Such procedure is contrary to the very principles of democratic government. Our government is still a government of, for and by the people—in theory at least. Let us endeavor to keep it one in fact. Ripper legislation is a usurpation of the people's right of self-government.

3. Ripper legislation, as has been mentioned on this floor not so long back, does weaken the political party or faction sponsoring it.

I can also cite the famous ripper era of 1901 whereby numerous public officials in the cities of Pittsburgh, Scranton and Allegheny were ousted from office. Back in 1901 Diehl happened to be the mayor of the city of Pittsburgh. He, too, was honest; he, too, would not play politics, and so they ripped him from office. As a result that political party in the city of Pittsburgh was swept from office by an uprising of the citizens of that city and for sixty hard, cold years that party starved to death. Such a thing is bound to happen if this party, or if this faction, which is sponsoring this ripper bill or this piece of vicious ripper legislation, will force its passage through this House.

4. There is, my friends, a proper method of procedure in this case: that is impeachment by the courts. If a public official has been guilty of a crime he should be indicted criminally through the courts, not the legislature. Again, if a public official is of unsound mind and is thus incapacitated from performing the duties of his office that, too, is a matter for the courts to decide and not the legislature.

5. Within the last few weeks there has been a poll taken in the city of Pittsburgh by two newspapers. One newspaper stands opposed to the policies of the mayor; that is, it is for the ripper. That is the "Sun-Telegraph." The other paper has not taken any sides in the matter. That is the "Post-Gazette." As a result of this polling conducted by these newspapers who are not favorable to the mayor, here are the results.

This is the latest result in the "Sun-Telegraph" of March 5th: "McNair boosts lead in poll on ripper." Allow me again to quote:

More than two-thirds of the registered voters participating in the Sun-Telegraph poll on the matter of removing Mayor McNair today expressed the wish that the Mayor would be retained: This ratio reflected in 1,047 votes tabulated today, came as the House of Representa-

tives was set, for what politicians say, is the passage of the ripper bill.

Today 711 voters indorsed the Mayor as against 336 who demand his ouster.

In the accumulated totals, the Mayor has 5,804 votes for remaining in office as compared to 3,328 opponents, to give him 63.5 per cent of all votes cast in the poll. This is almost 7 per cent higher than his percentage in his contest with Mayor John S. Herron, in 1933.

Allow me to quote from this morning's "Post-Gazette": "Central City 24 to one against 'ripping' McNair." In the "Post-Gazette" the percentage is rather higher. For the ripper 4,182 votes; against the ripper 10,369 votes. So, you see, my friends, the citizens of the city of Pittsburgh have responded to this ripper legislation on this floor and have informed you how they stand. They want Mayor William N. McNair to remain in office as their mayor, and they are the people that have the right to decide as to what is good for their welfare. We have in the city of Pittsburgh a population of over six hundred thousand people. During the last election they elected their mayor; today they have proven to you that they are satisfied with their selection. We have in the lower house of the Legislature two hundred eight members elected from the various parts of the state. We have in this house a ripper bill to oust Mayor McNair. In other words, two hundred and eight members today will decide what over a half million people have decided on several occasions. We are going further than that. As a matter of fact, if we pass this ripper bill we are going to inform the citizens of Pittsburgh that they are not capable of governing themselves and that we will govern them much better by taking away their mayor and putting in a rubber stamp appointed by the Governor.

Last but not least we should oppose this legislation because we are pledged to the people of Pennsylvania that we would come here if elected to help sponsor progressive and social legislation. I am sure that ripper legislation is not, my friends, in keeping with that pledge.

I want to add in closing—

Mr. WELLIVER. Mr. Speaker, what is the use of wasting our time here. This is not a matter for us, let the courts of Pittsburgh decide it.

Mr. TRONZO. Mr. Speaker, I wish to add that this bill is worse than dynamite. I want to assure the members of this Assembly that if this piece of ripper legislation goes through this House it will cause more turmoil than a carload of TNT. It will reflect on us; it will harm us; it will do much more damage than that piece of ripper legislation passed in 1901. I want to plead especially with the Democratic bloc in this House, especially to the ones that did take a pledge prior to the regular election pledging themselves to be opposed to all ripper legislation. I want to ask you, I want to plead with you, to consider this measure and to do the thing you should do with it, kill it right here and now before this piece of legislation kills all of us.

Mr. O'KEEFE. Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Tronzo.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated.

Mr. TRONZO. Mr. Speaker, I will.

Mr. O'KEEFE. Will the gentleman from Allegheny tell the members whether or not our public officials should uphold the laws that we pass in this legislature?

Mr. TRONZO. Mr. Speaker, our public officials should at least make an attempt to uphold the laws passed by this body.

Mr. O'KEEFE. Will the gentleman from Allegheny tell the members of this House whether the laws of this state have been enforced in the city of Pittsburgh?

Mr. TRONZO. To my knowledge, Mr. Speaker, they have.

Mr. O'KEEFE. Will the gentleman from Allegheny tell the members of this House where he was employed prior to his election?

Mr. TRONZO. Mr. Speaker, prior to my coming to the House I was employed in the Mayor's office.

Mr. O'KEEFE. Mr. Speaker and members of the House, under ordinary conditions I myself would be opposed to ripping out of office the mayor of Pittsburgh.

The gentleman has stated that in a poll conducted by the newspapers of the city of Pittsburgh five thousand people have voted to retain the mayor in office. Considering that he received over one hundred thousand votes I do not believe that the majority of the people are interested in keeping him.

The gentleman also says that impeachment proceedings should be carried out in order that we should keep this away from the Legislature. In a decision handed down by the Superme Court they have ruled that impeachment proceedings under the charter of the city of Pittsburgh are in conflict with Section3, Article VI of the Constitution. In order to have impeachment proceedings it will be necessary for us to bring this matter before the Senate and have two-thirds of that body act on that question.

I merely want to refer to a few other things. The gentleman from Allegheny says that he has knowledge that the laws of this Commonwealth and the ordinances of the city have been upheld. In Article I, section 1 of the Charter of the city of Pittsburgh it says: "It shall be the duty of the mayor: to cause the ordinances of the city and the laws of the state to be executed and enforced."

On May 14, 1934, District Attorney Andrew T. Park, stated that he would take action because the mayor of the city of Pittsburgh had interfered with the enforcement of the liquor control act; that he had dismissed several liquor law violations, refusing even to hear testimony.

On August 19, 1934, "Mayor upsets entire system of Morals Court, resulting in protest from social and welfare workers throughout city."

He ordered police to quit liquor raids. On October 15, 1934, the Mayor announced that he had ordered the police to stop arresting state liquor violators. He also stated that he had told police magistrates not to hear any cases involving liquor law violations.

On January 18, 1934, the Civic organizations and numerous people about the city were going to call on the state department to correct unsanitary conditions where Mayor McNair has prevented plumbing inspectors from enforcing the law.

I ask you members whether or not he has tried even in a very little way to uphold the state laws or the ordinances of our city.

I quote from the Pittsburgh Press, a paper that supported him:

"We don't know what is the matter. We don't know whether the Mayor's antics have been deliberate or the result of some strange mental process, but whatever the cause the record is established and there is no reason to hope for improvement. Instead of getting better, conditions at City Hall have grown steadily worse. Therefore,

the first job is to meet an emergency and to meet it promptly, even though the task is an unpleasant one."

I say to the members of this House that if this were a mere political scheme in a city the size of Pittsburgh there would be a number of civic organizations that would protest this ripper bill. I would for one, and I don't believe that the gentleman who opposes this bill can name any civic organizations in the City of Pitsburgh that have opposed this measure. I urge the members of this House to help the citizens of Pittsburgh—since we have made a mistake,—to give us an opportunity to rectify that mistake, and give the citizens of Pittsburgh a government that will be clean, a government to which they are entitled.

Mr. WELSH. Mr. Speaker, I move the previous question.

The motion was seconded by Messrs. Furman, Pfaff, Harmuth, Schwab, Achterman, Reising, Nagel, Melchiorre, Falkenstein, Fitch, Cochran, Eroe, Brownfield, Cohen, Westrick, Haluska, Ominsky, Ruffennach, McElroy, Burke, John A. Smith, O'Neill and others.

On the question,
Shall the main question be now put?

The yeas and nays were required by Mr. ANDREWS and Mr. HALUSKA, and were as follows:

YEAS—46

Achterman,	Brown, J. E.,	Haluska,	Rinn,
Alexander,	Brownfield,	Hindman,	Schwab,
Arnold,	Carr,	Holstrom,	Simon,
Atkins,	Carson,	Larue,	Sinwell,
Aukerman,	Coakley,	Male,	Smith, J. A.,
Baker, F. T.,	Cohen,	McElroy,	Sumney,
Baker, J J.,	Downey, G. E.,	McHenry,	Van Sickle,
Bernhard,	Duffort,	Ominsky,	Welliver,
Boose,	Finnerty,	O'Neill,	Welsh,
Boyer,	Flinchbaugh,	Patterson, C.,	Westrick,
Bradley,	Furman,	Pfaff,	Zappala,
Brancato,	Haberlen,		

NAYS—143

Allen,	Gates,	McDevitt,	Shugarts,
Altenburg,	Gerard,	McKinney,	Siegel,
Andrews,	Gillette,	Melchiorre,	Simpson,
Baine,	Green,	Mentzer,	Sloan,
Baldi,	Greenstein,	Merrell,	Smith, W. G.,
Barber,	Habbyshaw,	Moomaw,	Snyder, F. E.,
Barnhardt,	Hagerty,	Mooney,	Snyder, J. L.,
Blumberg,	Hamilton, F. P.,	Moore,	Sowers,
Boyd, R.,	Hamilton, R. S.,	Moran,	Sproul,
Brennan,	Harkins,	Moul,	Stank,
Brown, H. S.,	Harmuth,	Muir,	Stevens,
Brumbaugh,	Hart,	Munley,	Stone,
Burke,	Hermansen,	Murrin,	Surface,
Cannon,	Hetrick,	Nagel,	Tahl,
Caputo,	Hirsch,	Nothnagle,	Terry,
Castor,	Hoffner,	O'Keefe,	Tronzo,
Chervenak,	Holland,	Panton,	Trout,
Cochran,	Hoopes,	Patterson, J. W.,	Tumelty,
Coleman,	Horst,	Pearson,	Turner,
Condon,	Jackson,	Perry,	Van Allsburg,
Conner,	Jones,	Peters,	Walker,
Cordier,	Kane,	Phillips,	Wall,
Davies,	Kelso,	Piole,	Wasserman,
Decker,	Kilroy,	Powers,	Weidemann,
Denning,	Kinney,	Reynolds,	Weiss,
Dent,	Klingler,	Rhys,	White,
Diehl,	Kobelak,	Roan,	Wickersham,
Dilley,	Linderman,	Robinson,	Wilson,
Eberharter,	Long,	Rooney,	Witkin,
Ederer,	Longaker,	Sarraf,	Wood,
Eroe,	Lovett,	Schrock,	Woodside,
Falkenstein,	Lynch,	Schrope,	Yeakel,
Ferko,	Mallen,	Schwartz,	Yourishin,
Fitch,	Mason,	Shaw,	Zimmerman,
Flanagan,	McCreary,	Shepard,	Sarig,
Forrest,	McDermott,	Shortz,	

So the question was determined in the negative and the motion was not agreed to.

REASONS FOR VOTE

Mr. RUFFENNACH. Mr. Speaker, I desire to vote "no" and file my reasons.

In voting "No" on the question before the House which question is whether or not the previous question be moved on House Bill No. 752, I vote "No" for the reason that the members of the House desire to further discuss the merits of House Bill 752.

I do not believe in shutting off debate unless the majority of members so desire and for that reason I vote "No."

On the question recurring,
Shall the bill pass finally.

MOTION TO ADJOURN

Mr. REISING. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:00 o'clock.

The motion was not agreed to.

On the question recurring,
Shall the bill pass finally.

Mr. TRONZO. Mr. Speaker, I would like to interrogate the gentleman from Allegheny, Mr. O'Keefe.

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. O'KEEFE. Mr. Speaker, I will.

Mr. TRONZO. Mr. Speaker, may I ask if the gentleman from Allegheny about three days prior to the regular election did or did not stand opposed to any sort of ripper legislation before a meeting of the Henry George Club in Pittsburgh.

Mr. O'KEEFE. Mr. Speaker, I will answer that question, if the gentleman from Allegheny will allow me to explain my statement.

The SPEAKER. Will the gentleman from Allegheny, Mr. Tronzo, agree to the conditions under which the gentleman from Allegheny, Mr. O'Keefe, agrees to answer the question?

Mr. TRONZO. Mr. Speaker, I would desire a yes or no.

Mr. O'Keefe. Mr. Speaker, I refuse to answer the question under those conditions.

The SPEAKER. The gentleman refuses to answer the question.

Mr. TRONZO. Mr. Speaker, may I further interrogate the gentleman from Allegheny, Mr. O'Keefe?

The SPEAKER. Will the gentleman from Allegheny, Mr. O'Keefe, permit himself to be further interrogated?

Mr. O'Keefe. Mr. Speaker, I will.

Mr. TRONZO. Mr. Speaker, a while back the gentleman stated that no civic organization in Pittsburgh has opposed this piece of ripper legislation, right after I got through reading excerpts from the present Pittsburgh papers, informing us that the citizens of that city are opposed to it.

Mr. O'KEEFE. Mr. Speaker, I believe under the interrogation of the gentleman it would be in order to name those civic organizations.

The SPEAKER. Will the gentleman from Allegheny, Mr. Tronzo, permit himself to be interrogated by naming the organizations?

Mr. TRONZO. Mr. Speaker, I believe he misunderstood the question. I desire to know the names of the civic organizations sponsoring or behind this ripper movement.

Mr. O'KEEFE. Mr. Speaker, I believe the interro-

gation is out of order. In my statement before the House I did not say that civic organizations were behind this ripper. I said that civic organizations were not opposed to this ripper.

Mr. TRONZO. Mr. Speaker, I just want to inform the members of this House that there is no civic organization larger than the public itself, and the public itself has put itself on record as opposed to any piece of ripper legislation.

POINT OF ORDER

Mr. HARMUTH. Mr Speaker, I rise to a point of order.

The SPEAKER. The gentleman will state his point of order.

Mr. HARMUTH. Mr. Speaker, the gentleman from Allegheny is not interrogating on the bill. Therefore, I believe he is out of order.

The SPEAKER. The gentleman from Allegheny, Mr. Tronzo, was interrogating the gentleman from Allegheny, Mr. O'Keefe, there was no discussion.

Mr. TRONZO. Mr. Speaker, and members of the House, the Sun Telegraph polls taken in the past have proven better than ninety per cent perfect . They have taken out of the regularly registered voters in the County every seventh name and that is how that record has been coming in. I don't know how the Post Gazette has been tallying its polls, but I believe it has been along the same lines, so you must not judge from the fact that only five or ten thousand peoples' votes have come in opposed to ripper legislation, because it is a cross section of the community and in total probably does mean the vote of hundreds of thousands of people within the City of Pittsburgh.

Mr. ZAPPALA. Mr. Speaker, may I interrogate the gentleman from Allegheny, Mr. Tronzo.

The SPEAKER. Will the gentleman from Allegheny, Mr. Tronzo, permit himself to be interrogated?

Mr. TRONZO. Mr. Speaker, I will.

Mr. ZAPPALA. Mr. Speaker, does the gentleman have any knowledge of the fact that people connected with the City Hall that have used the switchboard there for the purpose of asking voters when ballots are received to vote against the ripper bill.

Mr. TRONZO. Mr. Speaker, I have not.

Mr. ZAPPALA. Mr. Speaker, do you know that the city hall telephone booths were used by four hundred people to communicate with every voter in the City of Pittsburgh to vote against the ripper bill? Answer the question.

The SPEAKER. Will the gentleman answer the question?

Mr. TRONZO. I don't know what answer he would demand for such a question. I don't know anything about that and if such be the case surely there can be no harm in the Mayor's friends trying to protect him from such a vicious piece of social legislation.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. TRONZO. Mr. Speaker, I ask for verification of the roll.

The roll was verified and was as follows:

YEAS—123

Achterman,	Dilley,	Long,	Roan,
Alexander,	Downey, G. E.,	Lovett,	Robinson,
Allen,	Duffort,	Lynch,	Ruffennach,
Altenburg,	Eberharter,	Male,	Sarraf,
Andrews,	Eroe,	Mason,	Schrope,
Arnold,	Falkenstein,	McCreary,	Schwab,
Atkins,	Finnerty,	McDermott,	Shaw,
Aukerman,	Fitch,	McElroy,	Shepard,
Baine,	Flanagan,	McHenry,	Shortz,
Baker, J J.,	Flinchbaugh,	Melchiorre,	Shugarts,
Barber,	Furman,	Mentzer,	Siegel,
Boose,	Gates,	Moomaw,	Simon,
Bradley,	Gerard,	Mooney,	Sinwell,
Brancato,	Haberlen,	Moran,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moul,	Smith, W. G.,
Brownfield,	Haluska,	Munley,	Stank,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stevens,
Burke,	Harkins,	Nagel,	Stone,
Cannon,	Harmuth,	O'Keefe,	Sumney,
Caputo,	Hermansen,	Ominsky,	Tumelty,
Carr,	Hetrick,	O'Neill,	Van Allsburg,
Carson,	Hindman,	Panton,	Van Sickle,
Chervenak,	Hirsch,	Patterson, C.,	Walker,
Coakley,	Holland,	Patterson, J. W.,	Weiss,
Cochran,	Holstrom,	Pearson,	Welliver,
Cohen,	Kelso,	Pfaff,	Welsh,
Coleman,	Kilroy,	Piole,	Westrick,
Coolahan,	Kinney,	Powers,	Yourishin,
Decker,	Klingler,	Reising,	Zappala,
Dent,	Kobelak,	Rhys,	Sarig,
Diehl,	Larue,	Rinn,	

NAYS—69

Baker, F. T.,	Gillette,	Nothnagle,	Surface,
Baldi,	Green,	Parks,	Tahl,
Barnhardt,	Habbyshaw,	Perry,	Terry,
Bernhard,	Hart,	Peters,	Tronzo,
Blumberg,	Hoffner,	Phillips,	Trout,
Boyd, R.,	Hoopes,	Reynolds,	Turner,
Boyer,	Horst,	Rooney,	Wall,
Brennan,	Jackson,	Schrock,	Wasserman,
Brown, H. S.,	Kane,	Schwartz,	Weidemann,
Castor,	Linderman,	Simpson,	White,
Condon,	Longaker,	Sloan,	Wickersham,
Conner,	Mallen,	Snyder, F. E.,	Wilson,
Cordier,	McDevitt,	Snyder, J. L.,	Witkin,
Davies,	McKinney,	Sowers,	Wood,
Denning,	Merrell,	Sproul,	Woodside,
Ederer,	Moore,	Stewart,	Yeakel,
Ferko,	Muir,	Stott,	Zimmerman,
Forrest,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. DENT. Mr. Speaker, I am voting "aye" and desire to file the following reasons for so doing:

Having no other interest in this bill except the interest of the people of Pittsburgh, and feeling that the opinions of the majority of the Allegheny delegation in the House of Representatives is sufficient reason for me, an outsider, living in a bordering county to cast my vote with the full trust in the judgment of this majority of the Allegheny members whom the people of Pittsburgh have sent to this House as their representatives and who will bear the full credit or blame for this Act.

I therefore cast my vote in the affirmative.

Mr. HABERLEN. Mr. Speaker, I wish to vote "aye" and file my reasons for so doing:

My reasons for supporting House Bill 752:—

Not being directly interested in the matter, I was governed by the suggestions of the Allegheny Representatives who represent the people of that District.

Mr. RUFFENNACH. Mr. Speaker, I desire to vote "aye" and file my reasons:

I desire to vote in favor of House Bill Number 752 but am desirous of filing my reasons therefor.

Being a resident of the Borough of Brentwood my community is not directly concerned or interested in House Bill Number 752, but the Twelfth Legislative District of Allegheny County of which I am a Representative takes in certain wards and parts of wards of the City of Pittsburgh of which city Mr. McNair is now Mayor.

Being familiar with Mr. McNair's actions since he has served as Mayor of the City of Pittsburgh and also having conducted a non-partisan canvass to ascertain the desires of the people with reference to my vote on House Bill No. 752 I believe from the standpoint of fairness and honesty of purpose that Mr. McNair should be removed from the office of Mayor.

By my vote I do wish to be looked upon as one who is in favor of ripper legislation, but I feel there is really no better way out for Mr. McNair since this will not cast any serious reflection on him and his family, whereas an impeachment proceeding in my opinon would cause him untold embarrassment.

I believe that the Mayor of Pittsburgh is incompetent to hold the office which he now holds; that he is guilty of queer acts and deeds which he cares not to explain and no person seems to understand; that his constant firing and hiring of City department heads for unexplained reasons and no reason at all in many instances, has caused irreparable harm and damage to the City administration; that his flirtation with and association with cheap racketeers and men of unsound principles has proven that he has no respect for the office he holds; that his flippant attitude on the problem of relief for the unfortunate unemployed, his general anti-labor union bias and his individual efforts at strike breaking and scab-herding together with the mismanagement he is guilty of in city administration matters compels or rather obliges me to vote for legislation which will remove him from office.

In casting my vote I cast the same feeling that I am truly representing the wishes of the people of the district which I represent and by my vote I do not wish to be one who thinks Mr. McNair dishonest or unfair but rather as one who feels in his heart that the man if not incepable, incompetent and unqualified is somewhat mentally unbalanced.

I do not charge Mr. McNair with bad government but rather with being responsible for no government at all. I believe that the head of any government should be economical, trustworthy, efficient, consistent and one who commands the respect of those over whom he is head.

I therefore as representative cast my vote in favor of House Bill No. 752.

Mr. STEVENS. Mr. Speaker, I desire to vote "aye" and would like to be permitted to file my reasons for so doing.

My reasons for supporting House Bill 752 are:

Not being directly interested in the matter, I was governed by the suggestions of the Allegheny Representatives, who represent the people of that District.

Mr. WEISS. Mr. Speaker, I desire to be recorded as voting "aye" and desire to file my reasons.

Reasons for voting "aye" for H. B. 752 Printers No. 161.

I do not favor ripper legislation under ordinary circumstances as being unAmerican—but in this instance I do favor this bill because of the antics of the Mayor in hiring and firing men of unquestionable integrity of the City of Pittsburgh. His conduct has been such for the past year—that a lack of confidence has been placed in the administration of the government of that City. Such characters as "Hunky Joe" Lewandowski, convicted numbers baron, and Father Tkach have been hired by Mayor McNair. Men not qualified to handle public office—have been hired by the Mayor. Characters like McCready declared a weak minded by the Court, was offered a responsible position.

Men of intimate friendship of many years with the Mayor have been fired because they would not carry out his dictates.

Being a resident of Glassport and not in the Mayor's district, I permitted my vote to be influenced by the express wishes of the Representatives of the City of Pittsburg, who are the real representatives of those people in our law making body and who with few exceptions favor this legislation.

In addition all the Pittsburgh newspapers have favored the removal of the Mayor from office either by Ripper legislation or City Manager Plan and I am guided also by their expressed sentiment. I will favor City Manager Plan if it comes before this House.

For these reasons I desire to be recorded as voting "aye".

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair wishes to call the attentions of the members to the fact that we will not have a Friday session as expected. We can dispose of the legislation so that it can be signed by the Governor on Monday evening which will be in sufficient time. The Chair also wishes to state that we will have our first evening session this evening.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Municipal Corporations will meet tomorrow morning at 10:30 o'clock in room 324.

The Committee on Ways and Means will meet at 7:00 o'clock P. M. today in room 324.

The Committee on Law and Order will meet immediately after this session in room 325.

The Committee on Judiciary General will meet tomorrow morning at 10:00 o'clock in room 325.

The Committee on Forestry will meet tomorrow morning at 9:30 o'clock in room 323.

The Committee on Counties will meet immediately after this session in room 323.

There will be a meeting of the attorneys of the House at 5:30 o'clock this afternoon in room 325, provided such time does not interfere with the session of the House.

RECESS

The SPEAKER. If there are no objections the Chair is about to declare a recess until 8:00 o'clock P. M. Are there objections? The Chair hears none and declares a recess until 8:00 o'clock P. M.

AFTER RECESS

The House reconvened at 8:00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

BILLS INTRODUCED AND REFERRED

By Mr. SINWELL. HOUSE BILL No. 1308.

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McCREARY. HOUSE BILL No. 1309.

An Act providing for the imposition and collection of a school tax on offices, posts of profit, trades, occupations and professions and on persons twenty-one years and upwards who follow no gainful occupation or calling; imposing duties on the Department of Internal Affairs, and on boards of revision of taxes, boards for the assessment and revision of taxes, county commissioners, departments of assessors, city assessors, and assessors, subordinate assessors and real estate assessors; providing for the collection of said tax from employers; abolishing the per capita tax for school purposes; prescribing penalties; and making an appropriation.

Referred to the Committee on Education.

By Mr. NAGEL. HOUSE BILL No. 1310.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Beaver.

Referred to the Committee on Highways.

By Mr. FLANAGAN. HOUSE BILL No. 1311.

An Act to amend section one thousand five hundred and eleven of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as added; authorizing school districts to provide for the treatment of diseased tonsils of pupils, and to furnish glasses.

Referred to the Committee on Education.

By Mr. HIRSCH. HOUSE BILL No. 1312.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authoities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Schuylkill.

Referred to the Committee on Highways.

By Mr. POWERS. HOUSE BILL No. 1313.

An Act making an appropriation to the Saint John's General Hospital, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARMUTH. HOUSE BILL No. 1314.

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. MURRIN. HOUSE BILL No. 1315.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain posers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provision of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1316.

A Supplement to the act approved the twenty-second day of June, one thousand nine hunndred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1317.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways, conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1318.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1319.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1320.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one, (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1321.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1322.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highwaysy; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1323.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1324.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1325.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1326.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1327.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1328.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1329.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203) entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1330.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1331.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1332.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of the certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1333.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions an drestrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing t he cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. MURRIN. HOUSE BILL No. 1334.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Butler.

Referred to the Committee on Highways.

By Mr. WELSH. HOUSE BILL No. 1335.

An Act making an appropriation to the Uniontown Hospital, Uniontown, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WELSH. HOUSE BILL No. 1336.

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 1337.

An Act providing for the creation of housing authorities in counties; authorizing such authorities to enter into agreements with the Government of the United States, particularly as such agreements relate to the National Industrial Recovery Act and any amendment and supplements thereto, with the Commonwealth of Pennsylvania and political subdivisions and municipalities thereof, and with others; defining and providing for the organization and dissolution of such housing authorities; conferring certain rights, powers, duties and immunities upon them and their officers and members; prescribing the conditions upon which such housing authorities may exercise their powers; defining the application of local zoning regulations to projects built by such authorities, endowing such housing authorities with the right of eminent domain, and with the power to finance projects by the issuance and sale of bonds; authorizing such housing authorities to make and receive appropriations; reserving the right to

supervise such housing authorities by the State; and for other purposes.

Referred to the Committee on Public Health and Sanitation.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 1338.

An Act relating to limited dividend; housing companies; defining and providing for the formation of such corporations for the purpose of eliminating unsanitary and dangerous housing conditions, and constructing and operating safe and sanitary dwellings and apartments to be let at reasonable rentals, or sold; extending to such corporations certain existing laws relating generally to business corporations; providing for the supervision and regulation of the activities of such corporations by the State Board of Housing in the Department of Health; exempting from control by the State Board any such companies aided by the Federal Government or agencies thereof; providing for the protection of such corporations and the parties dealing with them; prescribing, defining and limiting the powers and duties of such corporations; authorizing them to borrow moneys from agencies of the United States government; conferring upon certain of such corporations and limiting their use of the power of eminent domain; exempting such corporations from the payment of the capital stock tax; making certain securities of such corporations legal investments for funds in the hands of municipal officers, insurance companies and associations, savings banks and savings institutions; and authorizing certain existing companies to accept the provisions of this act.

Referred to the Committee on Public Health and Sanitation.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 1339.

An Act to promote public health, safety, morals and general welfare by providing for the elimination of unsanitary and dangerous housing conditions and the construction and supervision of safe and sanitary dwellings and apartments, and for the renting thereof at reasonable rentals or for their sale; creating a State Board of Housing in the Department of Health, for the purpose of encouraging, approving, assisting, supervising and regulating such activities; prescribing and defining the powers and duties of the board including supervisory and regulatory powers over limited dividend housing companies engaged in such activities; authorizing the board to fix within certain limits rentals of housing accommodations furnished by limited divdend housing companies; and making an appropriation.

Referred to the Committee on Public Health and Sanitation.

By Mr. WEISS. HOUSE BILL No. 1340.

An Act to amend section one thousand and one of the act, approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," empowering and directing township auditors to audit records of justices of the peace in the township in so far as fines and penalties due the township are concerned.

Referred to the Committee on Boroughs and Townships.

By Mr. KELSO. HOUSE BILL No. 1341.

An Act imposing a State tax upon certain butter substitutes; providing for the collection thereof; requiring distributors to be registered; imposing duties on sheriffs and prothonotaries and upon the fiscal officers and agencies of the State, and the Department of Agriculture; and prescribing penalties.

Referred to the Committee on Ways and Means.

By Mr. BURKE. HOUSE BILL No. 1342.

An Act requiring every person registering a motor vehicle in the Commonwealth to furnish proof of financial responsibility with respect to liability for personal injury or death arising from the ownership, operation or use of such motor vehicle on the ways of the Commonwealth by the registrant or by any other person with his express or implied consent, providing the nature of public liability policy which may be used as such proof; providing for the regulation of the risk classifications underwriting rules, premiums, rates and schedule or merit rating plans of insurance companies issuing such policies; providing penalties, and repealing all inconsistent acts and parts of acts.

Referred to the Committee on Judiciary General.

By Mr. PETERS. HOUSE BILL No. 1343.

An Act to amend section one of the act approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 285, 1933-34), entitled "An act making an appropriation out of The State Stores Fund to the Department of Welfare for old age assistance," eliminating the proviso which prefers the appropriation out of the State Stores Fund over the appropriation made by this act for old age assistance.

Referred to the Committee on Appropriations.

By Mr. CONNER. HOUSE BILL No. 1344.

An Act making an appropriation to the Baby Welfare Association of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DUFFORT. HOUSE BILL No. 1345.

An Act conferring upon certain notaries public the power to solemnize marriages.

Referred to the Committee on Judiciary General.

By Mr. PEARSON. HOUSE BILL No. 1346.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commnowealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Allegheny.

Referred to the Committee on Highways.

By Mr. PIOLE. HOUSE BILL No. 1347.

An Act making an appropriation to the Sewickley Valley Hospital Association, Incorporated, of Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. PIOLE. HOUSE BILL No. 1348.

An Act making an appropriation to the Suburban General Hospital, of Bellevue, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JOHN A. SMITH. HOUSE BILL No. 1349.

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BURKE. HOUSE BILL No. 1350.

An Act requiring the suspension of the operator's license and registration certificates of any person failing to satisfy a judgment for damages on account of personal injury or of damage to property resulting from the operation of a motor vehicle.

Referred to the Committee on Judiciary General.

By Mr. BURKE. HOUSE BILL No. 1351.

An Act to establish a presumption that a motor vehicle is operated or used with the owner's consent.

Referred to the Committee on Judiciary General.

By Mr. WELLIVER. HOUSE BILL No. 1352.

An Act making an appropriation to the George E. Geisinger Memorial Hospital, Danville, Pennsylvania.

Rferred to the Committee on Appropriations.

By Mr. O'NEILL. HOUSE BILL No. 1353.

An Act imposing a state excise tax on all telephone and telegraph messages and upon all radio broadcasts within this Commonwealth; providing for the collection of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships, corporations and State departments; and imposing penalties.

Referred to the Committee on Ways and Means.

By Mr. ANDREWS. HOUSE BILL No. 1354.

An Act to amend the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engaged in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, share-holders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business, or both, and of affiliates of such corporations or persons, and of officers, directors, trustees, and employes of such corporations and persons.

Referred to the Committee on Banking.

By Mr. JAMES W. PATTERSON. HOUSE BILL No. 1355.

An Act providing that any order of the juvenile court of any county of the second class or action of any of its probation officers touching the custody of any child under the jurisdiction of said court calculated to effect the liability of said county for the support or maintenance of said child shall in order to affect the counties liability for the same be certified or reported by the clerk chief probation officers or such other person as said court shall designate to the county commissioners of such county with full details within five days after said order is made or action taken and repealing inconsistent legislation.

Referred to the Committee on Judiciary General.

By Mr. BLUMBERG (By Request). HOUSE BILL No. 1356.

An Act to amend sections ten, twelve and fifteen of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237), entitled "An act affecting marital relations; prescribing grounds and regulating proceedings for divorce and the annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," prescribing additional grounds for divorce and providing for the annulment of additional void marriages.

Referred to the Committee on Judicary General.

By Mr. HOOPES. HOUSE BILL No. 1357.

An Act to amend section one, two, three, four, five and seven as amended, and sections eleven and fourteen of, and to add sections seven and one-tenth, seven and two-tenth, and seven and three-tenth to, the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for the violation of its provisions," providing a system of permanent personal registration for such cities; changing the method of appointing registrars, and imposing additional duties and restrictions on county commissioners and registrars.

Referred to the Committee on Elections.

By Mr. DILLEY. HOUSE BILL No. 1358.

An Act to amend section one of the act approved the twenty-third day of April, one thousand nine hundred and nine (P. L. 169), entitled "An act making it a misdemeanor for any president, vice-president, cashier, treasurer, secretary, teller, book-keeper, clerk, employe, or agent of any mutual savings bank, savings bank, bank of discount and deposit, trust company, title insurance company, surety company, or safe deposit company, incorporated under the laws of this Commonwealth; or of any private bank or unincorporated association, receiving deposits of money; or of any building and loan association, incorporated under the laws of this Commonwealth, or authorized to do business therein; his or their aiders and abettors, to embezzle, abstract, or wilfully misapply any of the moneys, funds, or credits of such institution or to issue certificates of deposit, draw any order or bill of exchange, make any acceptance, assign any note, bond, draft, bill of exchange, mortgage, judgment, or other instrument in writing, without authority from the directors of such institution, with intent to deceive or defraud; or to make a false entry in the books, reports, or statements thereof, with like intent; prescribing penalties, and authorizing the Banking Commissioner to institute prosecutions," as amended; increasing the penalty for the misdemeanor defined therein.

Referred to the Committee on Judiciary General.

By Mr. COLEMAN. HOUSE BILL No. 1359.

An Act to establish as a State highway a certain section of public road in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. COLEMAN. HOUSE BILL No. 1360.

An Act to establish as a State highway a certain section of public roads in the County of Lackawanna, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Messrs. SOWERS, MOORE, REYNOLDS, JACKSON, GATES, MERRELL, VAN ALLSBURG, CONDON, WASSERMAN, HART and TROUT.

HOUSE BILL No. 1361.

An Act imposing a State income tax on all residents of this Commonwealth, including fiduciaries, and on income of non-residents derived from property or business in this Commonwealth; defining taxable income, and requiring filing of returns thereof; providing for information at source; providing methods and proceedings for determining and collection of the tax and imposition of liens therefor; imposing duties on prothonotaries, sheriffs, receivers, trustees, assignees, masters and other officers, and on the Department of Revenue; prescribing penalties; and making an appropriation.

Referred to the Committee on Ways and Means.

By Messrs. SOWERS, MOORE, REYNOLDS, JACKSON, GATES, MERRELL, VAN ALLSBURG, CONDON, WASSERMAN, HART and TROUT.

HOUSE BILL No. 1362.

An Act to amend the act approved the day of , one thousand nine hundred and thirty-five (Act No.), entitled "An act imposing a State income tax on all residents of this Commonwealth, including fiduciaries, and on income of non-residents derived from property or business in this Commonwealth; defining taxable income, and requiring filing of returns thereof; providing for information at source; providing methods and proceedings for determination and collection of the tax and imposition of liens therefor: imposing duties on prothonotaries, sheriffs, receivers, trustees, assignees, masters and other officers, and on the Department of Revenue; and prescribing penalties," by classifying taxpayers according to their abilities to maintain themselves on their incomes; graduating the income taxes according to such classes; and allowing deductions on account of living expenses.

Referred to the Committee on Ways and Means.

By Mr. WICKERSHAM. HOUSE BILL No. 1363.

An Act to amend sections one hundred and one, two hundred and seven, three hundred and one, four hundred and one, four hundred and two, four hundred and four, and four hundred and five of, and to add section two hundred and ten to the act approved the day of , one thousand nine hundred and thirty-five (Act No.), entitled "An act imposing an income tax for school purposes on residents of this Commonwealth, including fiduciaries, and on income of non-residents derived from property or business in this Commonwealth; providing for disposition of proceeds of the tax; limiting the local taxes which may be levied by school districts receiving proceeds of income taxes; defining taxable incomes, and requiring filing of returns thereof; providing for the withholding of the tax at source in certain cases, and imposing duties on withholding agents; providing methods and preceeding for determination and collection of the tax, and imposition of liens therefor; providing for administration of the act by the Department of Revenue; authorizing that Department to make rules; imposing penalties; and making an appropriation for administrative costs," by providing for a graduated tax and for deductions for living expenses.

Referred to the Committee on Ways and Means.

By Mr. WEISS. HOUSE BILL No.1364.

An Act to amend section one thousand and five of the act approved the fifth day of May, one thousand nine hundred and thirty-three (P. L. 364), entitled "An act relating to business corporations; defining and providing for the organization, merger, consolidation, reorganization, winding up and dissolution of such corporations; conferring certain rights, powers, duties and immunities upon them and their officers and share-holders; prescribing the conditions on which such corporations may exercise their powers; providing for the inclusion of certain existing corporations of the second class within the provisions of this act; prescribing the terms and conditions upon which foreign business corporations may be admitted, or may continue, to do business within the Commonwealth; conferring powers and imposing duties on the courts of common pleas, and certain State departments, commissions, and officers; authorizing certain State departments, boards, commissions, or officers to collect fees for services required to be rendered by this act; imposing penalties; and repealing certain acts and parts of acts relating to corporations," variously amending the requirements for the issuance of a certificate of authority to a foreign corporation.

Referred to the Committee on Corporations.

By Mr. McKINNEY. HOUSE BILL No. 1365.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an apropriation to carry out the provisions of said act;" establishing an additional route in the County of Venango.

Referred to the Committee on Highways.

By Mr. MOOMAW. HOUSE BILL No. 1366.

An Act to amend the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined, by adding thereto section one thousand two hundred and ten; providing for the preparation and furnishing by the Department of Internal Affairs to County Commissioners or boards for the assessment and revision of taxes of model forms for tax duplicates, tax bills and tax receipts to be used for tax collection purposes.

Referred to the Committee on Municipal Corporations.

By Mr. MOOMAW. HOUSE BILL No. 1367.

An Act to amend section eight hundred and two of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating and changing the law relating thereto," by changing the compensation of the township treasurer.

Referred to the Committee on Muncipal Corporations.

By Mr. MOOMAW. HOUSE BILL No. 1368.

An Act to amend section one of the act approved the twenty-ninth day of May, one thousand nine hundred and thirty-one (P. L. 280), entitled "An act relating to delinquent taxes on seated lands, and prescribing interest charges on nonpayment thereof; requiring the receivers and collectors of county, city, borough, town, township, school district and poor district taxes to make a return to the county commissioners of such unpaid taxes, and providing for the lien thereof; authorizing the county treasurers to collect such taxes, and to sell seated lands at public sale for taxes heretofore or hereafter returned as unpaid; and authorizing the county commissioners to purchase such lands and resell the same under certain circumstances."

Referred to the Committee on Muncipal Corporations.

By Mr. COLEMAN. HOUSE BILL No. 1369.

An Act to amend section one thousand and twenty-five of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" as amended, increasing the penalty for failure to stop and render assistance under certain circumstance.

Referred to the Committee on Highways.

By Mr. COLEMAN. HOUSE BILL No. 1370.

An Act to further amend section two hundred and twenty of the act approved the secnod day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," dispensing with Commonwealth fees for licenses issued to persons of certain age.

Referred to the Committee on Fisheries.

By Mr. COLEMAN. HOUSE BILL No. 1371.

An Act to further amend section three hundred and two of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," dispensing with the fee for licenses issued to persons of a certain age.

Referred to the Committee on Game.

By Mr. BRUMBAUGH. HOUSE BILL No. 1372.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. MOOMAW. HOUSE BILL No. 1373.

An Act relating to local taxation; establishing a centralized system in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes for the collection of all county, borough, town, township, and certain school and poor taxes through the county treasurer as county tax collector, defining the powers and duties of the county tax collector and of counties, boroughs, towns, townships and school and poor districts; regulating date of certification of tax levies; abolishing the office of county, borough, town, township, school and poor district tax collectors upon the expiration of existing terms defining offenses and imposing penalties and repealing existing laws.

Referred to the Committee on Municipal Corporations.

By Mr. BRUMBAUGH. HOUSE BILL No. 1374.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An Act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cos of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1375.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1376.

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BRUMBAUGH. HOUSE BILL No. 1377.

A supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures,

located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1378.

A supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance and improvement under certain conditions and restrictions; limiting the obligation to the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1379.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1380.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1381.

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 1382.

An Act denying to non-resident wives the power to obtain and enforce orders for support against resident husbands.

Referred to the Committee on Judiciary General.

By Mr. EBERHARTER (By Request). HOUSE BILL No. 1383.

An Act to amend section two hundred and twenty-seven of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by changing the method of appointing minute clerks of the courts of common pleas and courts of quarter sesseions and oyer and terminer in counties of the second class.

Referred to the Committee on Counties.

By Mr. SHORTZ. HOUSE BILL No. 1384.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Luzerne.

Referred to the Committee on Highways.

By Mr. SHORTZ. HOUSE BILL No. 1385.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways; and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act"; establishing an additional route in the County of Luzerne.

Referred to the Committee on Highways.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 448. (HOUSE BILL No. 1386).

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Referred to the Committee on Appropriations.

SENATE BILL No. 449. (HOUSE BILL No. 1387).

An Act transferring money from the Fire Insurance Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Referred to the Committee on Appropriations.

SENATE BILL No. 450. (HOUSE BILL No. 1388).

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

Referred to the Committee on Appropriations.

SENATE BILL No. 451. (HOUSE BILL No. 1389).

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

Referred to the Committee on Appropriations.

SENATE BILL No. 452. (HOUSE BILL No. 1390).

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

Referred to the Committee on Appropriations.

SENATE BILL No. 136. (HOUSE BILL No. 1391).

An Act making an appropriation to the Christian Home of Johnstown, Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 137. (HOUSE BILL No. 1392).

An Act making an appropriation to the Conemaugh Valley Memorial Hospital at Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 138. (HOUSE BILL No. 1393).

An Act making an appropriation to the Lee Homeopathic Hospital, Johnstown, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 155. (HOUSE BILL No. 1394).

An Act making an appropriation to the Moore Institute of Art Science and Industry Philadelphia School of Design for Women at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 181. (HOUSE BILL No. 1395).

An Act making an appropriation to the Trustees of the Hahnemann Medical College and Hospital of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 182. (HOUSE BILL No. 1396).

An Act making an appropriation to the Hahnemann Medical College and Hospital of Philadelphia, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 191. (HOUSE BILL No. 1397).

An Act making an appropriation to the Uniontown Hospital, Uniontown, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 205. (HOUSE BILL No. 1398).

An Act making an appropriation to the National Stomach Hospital of the City of Philadelphia.

Referred to the Committee on Appropriations.

SENATE BILL No. 257. (HOUSE BILL No. 1399).

An Act making an appropriation to the Carlisle Hospital, Carlisle, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 287. (HOUSE BILL No. 1400).

An Act making an appropriation to the Brownsville General Hospital, Brownsville, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 305. (HOUSE BILL No. 1401).

An Act making an appropriation to the Home for the Aged located at one thousand eight hundred nine Mount Vernon Street, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 349. (HOUSE BILL No. 1402).

An Act making an appropriation to the Home for Training in Speech of Deaf Children, Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 350. (HOUSE BILL No. 1403).

An Act authorizing county commissioners to permit certain historical societies to excavate for bodies of revolutionary soldiers providing for the payment of such excavations and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 351. (HOUSE BILL No. 1404).

An Act to authorize the acquisition by purchase or condemnation of lands for a park commemorative of The Battle Field of the Brandywine and to authorize the Pennsylvania Historical Commission to acquire said lands and making an appropriation for the purpose of this act.

Referred to the Committee on Appropriations.

SENATE BILL No. 388. (HOUSE BILL No. 1405).

An Act making an appropriation to the Home for the Friendless of the City of Williamsport, Williamsport, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 389. (HOUSE BILL No. 1406).

An Act making an appropriation to the Florence Crittenton Mission of the City of Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 390. (HOUSE BILL No. 1407).

An Act making an appropriation to the Aged Colored Women's Home at Williamsport, Lycoming County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 391. (HOUSE BILL No. 1408).

An Act making an appropriation to the Williamsport Hospital of the City of Williamsport, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 413. (HOUSE BILL No. 1409).

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 414. (HOUSE BILL No. 1410).

An Act making an appropriation to the Shamokin State Hospital, Shamokin, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 37. (HOUSE BILL No. 1411).

An Act to further amend clause (a) of section six and sections ten and eleven of the act approved the fifth day of May one thousand nine hundred and eleven (P. L. 198),

entitled "An act to establish a county court for the County of Allegheny and prescribing its powers and duties regulating the procedure therein and providing for the expenses thereof" by increasing the jurisdiction of the court in civil actions to twenty-five hundred dollars by increasing to twenty-five hundred dollars the maximum limit of set-off required to be pleaded by defendants by permitting verdicts and judgments rendered after trial before a judge without a jury to be made liens upon real estate by changing the effect of appeals from the county court upon judgments of that court by regulating executions issued by the court of common pleas upon transcribed judgments of the county court rendered after trial before a judge without a jury and by providing a continuous system for the filing and docketing in the common pleas court of transcripts from the docket of the county court in any case.

Referred to the Committee on Judiciary General.

RESOLUTIONS INTRODUCED AND REFERRED

By Messrs CLIFF PATTERSON and FURMAN.

RESOLUTION No. 80.

In the House of Representatives, March 6, 1935.

Whereas, The General Assembly in the year one thousand nine hundred and thirty-two, created a State Emergency Relief Board to supervise the distribution of moneys appropriated for relief to unfortunate citizens of the Commonwealth; and

Whereas, The State Emergency Relief Board has constituted a local relief board for the counties of Washington and Greene to administer relief and welfare to the people of those counties; and

Whereas, There have been numerous complaints of gross abuse of the discretionary power and authority vested in said relief board for the counties of Washington and Greene and it is reported that groups and individuals have been discriminated against; therefore be it

Resolved, That the Speaker of the House of Representatives is hereby authorized to appoint a committee of five Members of the House of Representaitves, whose duty it shall be to make a rigid investigation of the conduct and operation of the emergency relief board for the counties of Washington and Greene, dating back to its inception and to investigate such other facts and circumstances surrounding the conduct of said board as it deems necessary for the information of the House of Representatives;

Resolved, That said committee shall make a report to the House of Representatives during this session as early as possible;

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases;

Resolved, That said committee shall have the further right and authority to issue a requisition to the aforesaid board for such stenographic help and other service as it may deem necessary under the circumstances in the taking of testimony and the conduct of hearings.

Referred to the Committee on Judiciary Special.

By Mr. FITCH (Concurrent). RESOLUTION No. 81.

In the House of Representatives, March 6, 1935.

Whereas, The Federal Government, in order to alleviate unemployment, is developing various public works; and

Whereas, There are thousands of dangerous grade crossings in populous centers; and

Whereas, The removal and elimination of these dangerous grade crossings would give thousands of unemployed men, useful employment; and

Whereas, The removal and elimination of these dangerous grade crossings would create great demands for timber, stone, iron, cement and other building materials and would thereby increase employment in all these related industries; therefore be it

Resolved, (if the Senate concur), That the General Assembly of the Commonwealth of Pennsylvania respectfully memorialize the President of the United States to consider the advisability and feasibility of including within the public works program the removal and elimination of dangerous grade crossings within the State of Pennsylvania; and be it further

Resolved, If the Governor approve this resolution, he be respectfully requested to urge upon the President the removal and elimination of all grade crossings in Pennsylvania; and be it further

Resolved, That a copy of this resolution be transmitted to the President of the United States by the Secretary of the Commonwealth.

Referred to the Committee on Railroads and Railways.

By Mr. JOHN E. BROWN (Concurrent).

RESOLUTION No. 82.

In the House of Representatives, March 6, 1935.

Whereas, The best interests of the producers, distributors and consumers of milk in the Commonwealth have suffered because of lack of laws governing the marketing of milk and the possible increase in consumption; therefore be it

Resolved, (Should the Senate concur), That the Pennsylvania Milk Control Board be and hereby is directed to investigate the marketing-of-milk program inaugurated by the State of New York and put into effect during the last year, to the end that such a system may be adopted in Pennsylvania if found to be practicable and beneficial to the producers and consumers of milk.

Referred to the Committee on Agriculture.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

TOBACCO TAX

A communication from the Scranton Tobacco Company of Scranton protesting passage of legislation taxing tobacco.

Referred to the Committee on Ways and Means.

POLICE PENSION FUND

A resolution addressed to Mr. Ruffennach, from the Heidelberg Volunteer Fire Department protesting passage of Senate Bill No. 145.

Referred to the Committee on Insurance.

LIQUOR LAWS

A resolution from the Womens Adult Bible Class of the Laboratory Church, Washington, Pa., and Women's Missionary Society, 1st Presbyterian Church, Donora, Pa., addressed to Mr. Carson, favoring amendment to liquor laws restricting licensee from doing business within three hundred feet of a church or school.

Referred to the Committee on Ways and Means.

TAXES

A resolution from the Ginger Hill Grange, No. 1549, Patrons of Husbandry, protesting administration tax program and favoring flat rate income tax, to be later replaced by a graduated income tax.

Referred to the Committee on Ways and Means.

STATE MINING LAW

A resolution addressed to Mr. Welsh from the United Mine Workers of American, Uniontown, Pa., signed by William Hynes, President Dist. No. 4, and C. C. Boner, Secy., Treas. Dist. No. 4, favoring passage of bill to abolish Coal and Iron Police, Company paid deputies, miner's certificate law, check weightman and rewriting Compensation Law.

Referred to the Committee on Mines and Mining.

TAXES

A resolution from the Taxpayers League of Washington, Pa., favoring legislation exempting real estate from direct taxation and favoring passage of consumers sales tax and a flat income tax until graduated income tax can be legally enacted into law.

Referred to the Committee on Ways and Means.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 5, 1935.

Resolved, (if the House of Representatives concur), That 750 additional copies of the Survey of the Government of Pennsylvania, being the report of the Joint Legislation Committee on Finance, issued in 1934, be printed as legislative document on the request of the Secretary of the Senate and that two copies of such report be distributed to each Senator and member of the General Assembly of the Session of 1935.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

RECESS

The SPEAKER. If there are no objections the Chair will declare a recess of five minutes so that the Appropriations Committee can meet and act on the Emergency Transfer Bills. The Appropriations Committee will meet in the Conference Room in the rear of the Hall of the House immediately. The Chair hears no objection and declares a recess of five minutes.

AFTER RECESS

The SPEAKER (Wilson G. Sarig) in the Chair.

The SPEAKER. The time of recess having expired, the House will be in order.

REPORTS FROM COMMITTEES

The SPEAKER. If there are no objections the Chair will take reports of committees. The Chair hears none.

Mr. COHEN, from the Committee on Appropriations reported as committed, House Bill No. 1386, Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Mr. COHEN, from the Committee on Appropriations reported as committed, House Bill No. 1387, Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the Transferred money.

Mr. COHEN, from the Committee on Appropriations reported as committed, House Bill No. 1388, Senate Bill No. 450, entitled:

An Act making an appropriations to the Department of Welfare for Old Age Assistance.

Mr. COHEN, from the Committee on Appropriations reported as committed, House Bill No. 1389, Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

Mr. COHEN, from the Committee on Appropriations reported as committed, House Bill No. 1390, Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

Mr. MELCHIORRE, from the Committee on Appropriations reported as committed, House Bill No. 1006, entitled:

An Act making a deficiency appropriation to the Treasury Department for the refunding of moneys escheated to the Commonwealth.

Messrs. MOORE and LARUE, from the Committee on Law and Order reported as committed, House Bill No. 112, entitled:

An Act to amend section two hundred sixty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," making Sunday fishing with rods and lines lawful.

Miss BRANCATO, from the Committee on Law and Order reported as committed, House Bill No. 1256, entitled:

An Act to repeal the act approved the ninth day of July, one thousand eight hundred and eighty-one (P. L. 162), entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors, lessees, keepers or managers of theaters or other places of amusement."

Miss BRANCATO, from the Committee on Appropriations re-reported as committed, House Bill No. 433, entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania, with interest, which monies, including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

Mr. O'KEEFE, from the Committee on Labor re-reported as amended, House Bill No. 371, entitled:

An Act to amend an act approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof" as amended, by excepting from the provisions of the act certain occupations and professions and further regulating the hours of labor.

BILLS ON FIRST READING

Mr. COHEN asked and obtained unanimous consent to have the following bills read for the first time.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1386, (Senate Bill No. 448), entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1387, (Senate Bill No. 449), entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the Transferred money.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1388 (Senate Bill No. 450), entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1389 (Senate Bill No. 451), entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1390 (Senate Bill No. 452), entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

RESOLUTION

RECALLING HOUSE BILL No. 120 FROM THE GOVERNOR.

Mr. ANDREWS asked and obtained unanimous consent to offer a resolution which was twice read, considered and adopted:

In the House of Representatives, March 6, 1935.

Resolved, (if the Senate concur), That House Bill No. 120, Printer's No. 119, entitled "An act to amend section one thousand two hundred and two of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, five hundred nineteen), entitled 'An act concerning boroughs; and revising, amending and consolidating the law relating to boroughs,' authorizing boroughs to acquire, maintain and operate inclined plane passenger and vehicular traffic transportation facilities," be recalled from the Governor for the purpose of amendment.

QUESTION OF PERSONAL PRIVILEGE

Mr. NOTHNAGLE. Mr. Speaker, I rise to a question of personal privileges.

The SPEAKER. The gentlemtn will state his question of personal privilege.

Mr. NOTHNAGLE. Mr. Speaker and members of the House, it is not often that I ask you to give me some of your time. I am not going to ask for much of your time now. However in the resolution I am about to make I ask for the support of every member of this House.

Mr. Chief Clerk, I desire to present this resolution, ask that it be read and unanimously adopted at this time.

RESOLUTION

CONGRATULATING SPEAKER

Mr. NOTHNAGLE offered the following resolution and asked unanimous consent for its immediate consideration.

The CHIEF CLERK. The resolution will be read, it being a privileged resolution.

The resolution was read by the Clerk as follows:

In the House of Representatives, March 6, 1935.

Whereas, Shortley after the centennial bells ceased ringing somewhere in Berks County near the Temple, the stork delivered an infant to a worthy couple, to rear and care for, and

Whereas, The parents took special care in bringing up a worthy son who has turned out to become an outstanding figure in this State, and who has directed the minds of hundreds of youth of his town and county to make good citizens, and

Whereas, This boy now wields the gavel over a group that we sometimes feel are but children of a larger growth but who does it with fairness and impartiality and with a mind only to do his duty and further the interests of the Commonwealth, be it therefore

Resolved, That this House go on record and send a copy of same to the family of this lad expressing our feeling of love for him and wishing him God-speed as we congratulate Wilson G. Sarig on his birthday tomorrow and extend to him our wishes that he may enjoy many more anniversaries on the seventh day of March, and enjoy health and prosperity on and between such days.

The question was put by the Chief Clerk and the resolution was unanimously adopted by a rising vote.

The SPEAKER. Members of the Housse I have no speech to make at this time. However, I wish to sincerely thank you for the resolution.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair wishes to inform the members that their identification cards are now ready and they can be secured at the Speaker's Office anytime this evening.

There will be a meeting of the Interstate Cooperation Committee in the Speaker's Office immediately after this session. The members of the Committee are Messrs. Simon, Ruth, Turner, Flinchbaugh and the Speaker.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 20, as follows:

An Act empowering counties cities of the third-class boroughs townships school districts and poor districts and towns to exonerate penalties and interest on delinquent real estate taxes and providing the procedure in such cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any county city of the third class borough town township school district and poor district (herein referred to as a municipality) in order to facilitate the collection of delinquent taxes on real property shall have power upon the payment of any delinquent taxes to any person authorized to receive the same to exonerate the tax payer and the person authorized to receive or collect the same from the payment and collection in whole or in part of any penalties and interest due on such delinquent taxes on real estate but such exonerations granted shall be uniform in percentage as to all delinquent taxes Any municipality and any tax payer delinquent in the payment of taxes on real estate may enter into any agreement satisfactory to the municipality wherein the tax payer agrees to pay such delinquent taxes on any installment plan and may provide in such agreement for the exoneration in whole or in part of the penalties and interest accrued on any instalment as the same is paid but such exonerations granted shall be uniform in percentage as to all delinquent taxes paid on the installment plan

Section 2 The provisions of this act shall apply to all delinquent taxes including such as have been returned for nonpayment or for which liens have been filed In the case of those taxes which have been returned or liened provision shall be made by the tax payer for the payment of all costs due or which have been advanced by the municipality and when any such delinquent taxes have been fully paid the municipality shall cause satisfaction to be entered on the proper record

Section 3 Each municipality shall keep a proper record of all penalties and interest exonerated under the provisions of this act which shall be open to examination by tax payers during business hours

Section 4 This act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—195

Achterman,	Duffort,	Lovett,	Schrope,
Alexander,	Eberharter,	Lynch,	Schwab,
Allen,	Ederer,	Male,	Schwartz,
Altenburg,	Eroe,	Mallen,	Shaw,
Andrews,	Falkenstein,	Mason,	Shepard,
Arnold,	Ferko,	McCreary,	Shortz,
Atkins,	Finnerty,	McDermott,	Shugarts,
Aukerman,	Fitch,	McDevitt,	Siegel,
Baine,	Flanagan,	McElroy,	Simon,
Baker, F. T.,	Flinchbaugh,	McHenry,	Sinwell,
Baker, J. J.,	Flynn,	McKinney,	Smith, J. A.,
Baldi,	Forrest,	Melchiorre,	Smith, W. G.,
Barber,	Furman,	Mentzer,	Snyder, F. E.,
Barnhardt,	Gates,	Merrell,	Snyder, J. L.,
Bernhard,	Gerard,	Moomaw,	Sowers,
Blumberg,	Gillette,	Mooney,	Sproul,
Boose,	Green,	Moran,	Stank,
Boyd, R.,	Greenstein,	Moul,	Stevens,
Boyer,	Habbyshaw,	Muir,	Stone,
Bradley,	Haberlen,	Munley,	Stott,
Brancato,	Hagerty,	Murrin,	Sumney,
Brennan,	Haluska,	Nagel,	Surface,
Brown, H. S.,	Hamilton, F. P.,	Nothnagle,	Tahl,
Brown, J. E.,	Hamilton, R. S.,	O'Keefe,	Terry,
Brownfield,	Harkins,	Ominsky,	Tronzo,
Brumbaugh,	Harmuth,	O'Neill,	Trout,
Burke,	Hart,	Panton,	Tumelty,
Cannon,	Hartman,	Parks,	Turner,
Caputo,	Hefferon,	Patterson, C.,	Van Allsburg,
Carr,	Hermansen,	Patterson, J. W.,	Van Sickle,
Carson,	Hetrick,	Pearson,	Walker,
Castor,	Hindman,	Perry,	Wall,
Chervenak,	Hirsch,	Peters,	Wasserman,
Coakley,	Hoffner,	Pfaff,	Weidemann,
Cochran,	Holland,	Phillips,	Weiss,
Cohen,	Holstrom,	Piole,	Welliver,
Coleman,	Horst,	Powers,	Welsh,
Condon,	Jackson,	Reising,	Westrick,
Conner,	Jones,	Reynolds,	White,
Coolahan,	Kane,	Rhys,	Wickersham,
Cordier,	Kelso,	Rinn,	Witkin,
Davies,	Kilroy,	Roan,	Wood,
Decker,	Kinney,	Robinson,	Woodside,
Denning,	Klingler,	Rooney,	Yeakel,
Dent,	Kobelak,	Root,	Yourishin,
Diehl,	Larue,	Ruffennach,	Zappala,
Dilley,	Linderman,	Sarraf,	Zimmerman,
Downey, G. E.,	Long,	Schrock,	Sarig,
Downey, J. J.,	Longaker,		

NAYS—6

Hoopes,	Simpson,	Stewart,	Wilson,
Moore,	Sloan,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 227, entitled:

An Act requiring the corporate authorities of cities of the first, second and third class cities, having a paid or part paid fire department, to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen, and the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors, and the manner and method of whereby such election may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Achterman,	Ederer,	Lynch,	Schwartz,
Alexander,	Eroe,	Male,	Shaw,
Allen,	Falkenstein,	Mallen,	Shepard,
Altenburg,	Ferko,	Mason,	Shortz,
Arnold,	Finnerty,	McCreary,	Shugarts,
Atkins,	Fitch,	McDermott,	Siegel,
Aukerman,	Flanagan,	McDevitt,	Simpson,
Baine,	Flinchbaugh,	McElroy,	Sinwell,
Baker, F. T.,	Flynn,	McHenry,	Sloan,
Baker, J J.,	Forrest,	McKinney,	Smith, J. A.,
Baldi,	Furman,	Melchiorre,	Smith, W. G.,
Barber,	Gates,	Mentzer,	Snyder, F. E.,
Barnhardt,	Gerard,	Merrell,	Snyder, J. L.,
Bernhard,	Gillette,	Moomaw,	Sowers,
Blumberg,	Green,	Mooney,	Sproul,
Boose,	Greenstein,	Moore,	Stank,
Burke,	Habbyshaw,	Moran,	Stevens,
Boyd, R.,	Haberlen,	Moul,	Stewart,
Boyer,	Hagerty,	Munley,	Stone,
Bradley,	Haluska,	Murrin,	Stott,
Brancato,	Hamilton, F. P.,	Nagel,	Sumney,
Brennan,	Hamilton, R. S.,	Nothnagle,	Surface,
Brown, H. S.,	Harkins,	O'Keefe,	Tahl,
Brown, J. E.,	Harmuth,	Ominsky,	Terry,
Brownfield,	Hart,	O'Neill,	Tronzo,
Brumbaugh,	Hartman,	Panton,	Trout.
Cannon,	Hefferon,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jackson,	Reising,	Welsh,
Conner,	Jones,	Reynolds,	Westrick,
Coolahan,	Kane,	Rhys,	White,
Cordier,	Kelso,	Rinn,	Wickersham,
Davies,	Kilroy,	Roan,	Wilson,
Decker,	Kinney,	Robinson,	Witkin,
Denning,	Klingler,	Rooney,	Wood,
Dent,	Kobelak,	Root,	Woodside,
Diehl,	Larue,	Sarraf,	Yeakel,
Dilley,	Linderman,	Scanlon,	Yourishin,
Downey, G. E.,	Long,	Schrock,	Zappala,
Downey, J. J.,	Longaker,	Schrope,	Zimmerman,
Duffort,	Lovett,	Schwab,	Sarig,
Eberharter,			

NAYS—2

Andrews,	Muir,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 900, entitled:

An Act to amend section eleven of the act approved the second day of May, one thousand nine hundred and five (P. L. 352), entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in school-houses, academies, seminaries, colleges, hotels, hospitals, storehouses, office buildings, public halls and places of amusements, in which proper fire-escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, storehouses and buildings, by proper sanitary appliances; and to provide for the appointment of inspectors, office clerks and others, who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," requiring exhaust fans to carry off poisonous and noxious fumes and dust.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simpson,
Aukerman,	Flanagan,	McElroy,	Sinwell,
Baine,	Flinchbaugh,	McHenry,	Sloan,
Baker, F. T.,	Flynn,	McKinney,	Smith, J. A.,
Baker, J J.,	Forrest,	Melchiorre,	Smith, W. G.,
Baldi,	Furman,	Mentzer,	Snyder, F. E.,
Barber,	Gates,	Merrell,	Snyder, J. L.,
Barnhardt,	Gerard,	Moomaw,	Sowers,
Bernhard,	Gillette,	Mooney,	Sproul,
Blumberg,	Green,	Moore,	Stank,
Boose,	Greenstein,	Moran,	Stevens,
Boyd, R.,	Habbyshaw,	Moul,	Stewart,
Boyer,	Haberlen,	Muir,	Stone,
Bradley,	Hagerty,	Munley,	Stott,
Brancato,	Haluska,	Murrin,	Sumney,
Brennan,	Hamilton, F. P.,	Nagel,	Surface,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Tahl,
Brown, J. E.,	Harkins,	O'Keefe,	Terry,
Brownfield,	Harmuth,	Ominsky,	Tronzo,
Brumbaugh,	Hart,	O'Neill,	Trout,
Burke,	Hartman,	Panton,	Tumelty,
Cannon,	Hefferon,	Parks,	Turner,
Caputo,	Hermansen,	Patterson, C.,	Van Allsburg,
Carr,	Hetrick,	Patterson, J. W.,	Van Sickle,
Carson,	Hindman,	Pearson,	Walker,
Castor,	Hirsch,	Perry,	Wall,
Chervenak,	Hoffner,	Peters,	Wasserman,
Coakley,	Holland,	Pfaff,	Weidemann,
Cochran,	Holstrom,	Phillips,	Weiss,
Cohen,	Hoopes,	Piole,	Welliver,
Coleman,	Horst,	Powers,	Welsh,
Condon,	Jackson,	Reising,	Westrick,
Conner,	Jones,	Reynolds,	White,
Coolahan,	Kane,	Rhys,	Wickersham,
Cordier,	Kelso,	Rinn,	Wilson,
Davies,	Kilroy,	Roan,	Witkin,
Decker,	Kinney,	Robinson,	Wood,
Denning,	Klingler,	Rooney,	Woodside,
Dent,	Kobelak,	Root,	Yeakel,
Diehl,	Larue,	Ruffennach,	Yourishin,
Dilley,	Linderman,	Sarraf,	Zappala,
Downey, G. E.,	Long,	Schrock,	Zimmerman,
Downey, J. J.,	Longaker,	Schrope,	Sarig,
Duffort,	Lovett,	Schwab,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 190, entitled:

An Act to further amend clause (a) of section eleven of article three of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to en-

gage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carries by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and section one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domino one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by requiring the sale or leasing of electric, water, gas and heating plants or distribution systems owned by boroughs to public service companies to be approved by the qualified electors of such boroughs.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Eberharter,	Lynch,	Schwab,
Alexander,	Ederer,	Male,	Schwartz,
Allen,	Eroe,	Mallen,	Shaw,
Altenburg,	Falkenstein,	Mason,	Shepard,
Andrews,	Ferko,	McCreary,	Shortz,
Arnold,	Finnerty,	McDermott,	Shugarts,
Atkins,	Fitch,	McDevitt,	Siegel,
Aukerman,	Flanagan,	McElroy,	Simpson,
Baine,	Flinchbaugh,	McHenry,	Sinwell,
Baker, F. T.,	Flynn,	McKinney,	Sloan,
Baker, J J.,	Forrest,	Melchiorre,	Smith, J. A.,
Baldi,	Furman,	Mentzer,	Smith, W. G.,
Barber,	Gates,	Merrell,	Snyder, F. E.,
Barnhardt,	Gerard,	Moomaw,	Snyder, J. L.,
Bernhard,	Gillette,	Mooney,	Sowers,
Blumberg,	Green,	Moore,	Sproul,
Boose,	Greenstein,	Moran,	Stank,
Boyd, R.,	Habbyshaw,	Moul,	Stevens,
Boyer,	Haberlen,	Muir,	Stewart,
Bradley,	Hagerty,	Munley,	Stone,
Brancato,	Haluska,	Murrin,	Stott,
Brennan,	Hamilton, F. P.,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Surface,
Brown, J. E.,	Harkins,	O'Keefe,	Tahl,
Brownfield,	Harmuth,	Ominsky,	Terry,
Brumbaugh,	Hart,	O'Neill,	Tronzo,
Burke,	Hartman,	Panton,	Trout,
Cannon,	Hefferon,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jackson,	Reising,	Welsh,
Conner,	Jones,	Reynolds,	Westrick,
Coolahan,	Kane,	Rhys,	White,
Cordier,	Kelso,	Rinn,	Wickersham,
Davies,	Kilroy,	Roan,	Wilson,
Decker,	Kinney,	Robinson,	Witkin,
Denning,	Klingler,	Rooney,	Wood,
Dent,	Kobelak,	Root,	Woodside,
Diehl,	Larue,	Ruffennach,	Yeakel,
Dilley,	Linderman,	Sarraf,	Yourishin,
Downey, G. E.,	Long,	Scanlon,	Zappala,
Downey, J. J.,	Longaker,	Schrock,	Zimmerman,
Duffort,	Lovett,	Schrope,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 480, entitled:

An Act authorizing receivers and collectors to demand from tenants payment of delinquent taxes due on real estate and enabling tenants to defalcate taxes so paid against rent due or becoming due; and making tenants liable for such taxes where rent is paid and payment of taxes demanded not made.

On the question,

Will the House agree to the bill on third reading?

It was agreed to,

On the question,

Shall the bill pass finally?

Mr. HERMANSEN. Mr. Speaker and members of the House, I rise to call the attention of the House to this bill because to me it doesn't appear to be sound in principle. It provides that where there is a delinquent tax on a property that the tax collector shall be empowered to go to the tenant and make arrangements for the tenant to pay the tax to the tax collector. It seems to me that this bringing in of a third party in private transactions of this nature is wrong in principle, and it seems to me that there ought to be a recourse through the courts for the tax collector to settle a debt of this kind. Before having the members of the House vote on this measure, I would like to have the sponsor of the bill make an explanation and state the object of the present bill.

Mr. EROE. Mr. Speaker and members of the House,

there is on the statute books of Pennsylvania and has been for some time a law which allows the tax collector of the counties to levy on a tenant's furniture for delinquent taxes of the landlord. When that levy is made, there are costs incurred. There may be a sale, as he is entitled to sell the tenant's furniture.

In the City of New Castle about a year ago they notified all tenants in properties where the taxes were delinquent that they were going to sell their personal property. This bill is a result of the turmoil and distress which was caused to those tenants. All that the tax collector wants to get is the taxes, and all that the tenant should have to pay to that tax collector is the rent. This bill provides that on a written notice of the tax collector, which entails no costs to the tenant, the tenant shall pay the rent as it falls due to the tax collector. That payment relieves the tenant of any obligation for that rent to the landlord. So, I am simply trying to protect the tenant from what I think has been a very unfair procedure in Pennsylvania. It hurts none because under the present law the tax collector can levy on the personal property on those premises. These seems to be some objection that where the tenant refuses to pay the rent to the tax collector that he will be held liabe for the tax for all of the personal property that is on the premises, and I had to put something in this bill so that the tenant could not refuse to pay the rent to the tax collector and continue to pay it to the landlord. That was the reason for that provision. It has been a very difficult bill to draw and do what I was trying to do. But, on the whole, I think it is a very good bill, and I think that most of the objections to this bill rise from landlords who are delinquent in their taxes. I am sorry for these landlords. But I am also sorry for the tenants. Why should they be liable for these taxes except to the extent of the rent? So, I think it is a very fair bill, Mr. Speaker and members of the House. However, it is up to your judgment to say whether you think it is a good bill or whether it is not. I thank you.

Mr. HOOPES. Mr. Speaker, I would like to interrogate the sponsor of the bill, the gentleman from Lawrence.

The SPEAKER. Will the gentleman from Lawrence permit himself to be interrogated?

Mr. EROE. Mr. Speaker, I will.

Mr. HOOPES. Mr. Speaker, I would like to ask the gentleman from Lawrence whether or not this bill will not take the tenants liable for rent in excess of the amount of furniture in their houses in case they do pay rent to the landlord and do not pay it to the tax collector. Will not this measure possibly make the tenant liable for rent in excess of the value of his furniture in cases where he should happen to pay to the landlord after notice from the tax collector?

Mr. EROE. Mr. Speaker, I believe that is true.

Mr. HOOPES. Mr. Speaker, I would like to ask the gentleman from Lawrence whether it is not entirely probable that in cases where the tax collector demands the rent and the landlord also demands the rent, and upon failure to pay it to the landlord, the landlord will proceed to dispossess the tenant.

Mr. EROE. Mr. Speaker, that might also be true.

Mr. HOOPES. Mr. Speaker, I would like to ask the gentleman whether or not it would not be well to amend this bill by definitely forbidding the landlord to proceed with the eviction of a tenant who is paying the rent to the tax collector.

Mr. EROE. Mr. Speaker, I believe that is right.

Mr. HOOPES. Mr. Speaker, I would, therefore, like to suggest to the sponsor of the bill that he have it postponed and amended.

BILL POSTPONED

Mr. EROE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1025, entitled:

An Act to amend section two of the act approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as amended, by providing that the coroner instead of the county commissioners shall be notified as to unclaimed bodies unfit for anatomical purposes.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. REYNOLDS. Mr. Speaker, I desire to interrogate the sponsor of the bill, the gentleman from Philadelphia, Mr. Flanagan.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. FLANAGAN. Mr. Speaker, I will.

Mr. REYNOLDS. Mr. Speaker, I would like to ask the gentleman what is the purpose of transferring the duty which is implied in this bill from the County Commissioners to the Coroner.

Mr. FLANAGAN. Mr. Speaker, the County Commissioners of Philadelphia are rather slow in moving these bodies, while the Coroner of Philadelphia has other duties pertaining to deaths from accidents, and he feels that he should have the duty of burying unclaimed bodies, bodies that are unfit for anatomical purposes.

Mr. REYNOLDS. Mr. Speaker, if this bill prevails, may I ask the gentleman how many counties in the State of Pennsylvania it would affect?

Mr. FLANAGANN. Just Philadelphia, Mr. Speaker.

Mr. REYNOLDS. Mr. Speaker, does the gentleman from Philadelphia know who handled this work in Philadelphia prior to 1932?

Mr. FLANAGAN. Mr. Speaker, I do not.

Mr. REYNOLDS. Mr. Speaker, does the gentleman from Philadelphia know what it cost the County of Philadelphia per body to bury their pauper dead prior to 1932?

Mr. FLANAGAN. I do not, Mr. Speaker.

Mr. REYNOLDS. Mr. Speaker, does the gentleman know what it costs the County of Philadelphia now to bury their pauper dead per body?

Mr. FLANAGAN. I do not, Mr. Speaker.

Mr. REYNOLDS. Mr. Speaker, is it not a fact that

since 1932 all of the pauper dead of Philadelphia have been buried in a perfectly satisfactory manner to the citizens of Philadelphia, at a minimum cost?

Mr. FLANAGAN. Mr. Speaker, I do not.

Mr. REYNOLDS. Mr. Speaker and the members of the House, it seems to me that the sponsor of this bill is not very familiar with the workings of the offices of Coroner and County Commissioners in Philadelphia.

Prior to 1932 the Coroner had to do with all the distribution and burial of such dead in the City of Philadelphia. We who come from Philadelphia know what a scandal came up there in 1932, with subsequent effect that one of the deputy coroners in Philadelphia was so involved that he committed suicide.

We know that it costs the County of Philadelphia today a minimum, while this bill provides that thirty-five dollars shall be paid to bury the dead. Prior to that time it cost the County of Philadelphia the maximum mentioned in this bill of fifty dollars.

There has been no charge of laxity on the part of the County Commissioners by any citizens to the knowledge of the citizenry of the County. We know that we have an honorable body of County Commissioners, headed by that venerable man John Dugan, who was formerly a welfare worker and who headed the welfare department of the County of Philadelphia, and by Jimmie Clarke and by Mr. O'Donnell. We know very well that a Board of three elected representatives, chosen from all the citizens of Philadelphia can do the work better than it could be done by putting the work in the hands of one man. There is a great,—I would say, there is a great temptation when you put it in the hands of one man. It might that it might revert to the place where it was prior to 1932. The County of Philadelphia, or the County Commissioners, had to go into Court and get a Court decision to take it away from the Coroner, to bring it out of the mess that it was in. I am only speaking in the interest of good, clean government, and I am sure that everybody here will agree with me that by letting it stay in the hands of the people, it will be administered fairly and squarely and above board, as it has been since the year 1932, and that it will be administered in the same manner in the future. It affects all of the counties in the State of Pennsylvania. I am surprised that my friend on the other side of the House would introduce a bill which he knows so little about. Why would he offer a bill which was not for the best interests of all the citizens, instead of only for a few whom he is trying to help probably. I submit to the members here that when you back to your various localities you will want to tell your people that we are all here for their best interests, and, therefore, I ask you to vote this bill down. Let this stay in the hands of the County Commissioners who are always in number two or three. Why put it into the hands of the Coroner?

The gentleman from Philadelphia made the statement that the Coroner had to do with accident cases. I submit that in the Coroner's office these cases very seldom go to the potter's field. These are cases in indigent homes. These are cases of unidentified people who died in hospitals and whose bodies are not fit for use by the anatomical board. Therefore, the office of the Coroner is not involved at all. The County Commissioners are given the duty to do this work, and they perform this duty of burial at a fair rate. If we go back to the Coroner, we will go back to paying higher prices and be in the same mess of political treachery that we were in before.

I ask the members of the House to vote this bill down in the interests of fair play and good government.

Mr. WEISS. Mr. Speaker, I would like to interrogate the gentleman from Pihladelphia, Mr. Reynolds.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. REYNOLDS. Mr. Speaker, I will.

Mr. WEISS. Mr. Speaker, will the gentleman from Philadelphia tell us how many counties have other than a Coroner to take care of the burial of bodies?

Mr. REYNOLDS. Mr. Speaker, according to the bill here it says: "In case of the death of any person whose body is required to be buried at the public expense, and the duly authorized officer or agent of the Board deems such body unfit for anatomical purposes, he shall notify in writing the poor directors, overseers or in counties in which there are no poor directors or overseers, then the County Commissioners"—

Mr. WEISS. Mr. Speaker, that answer is not responsive. I again ask the gentleman what counties other than Philadelphia County have other than a coroner to take care of the provisions provided in this bill.

Mr. REYNOLDS. Mr. Speaker, it only affects those counties where the County Commissioners have to do with the burial of the bodies. According to Mr. Flanagan, it only affects Philadelphia.

Mr. WEISS. Mr. Speaker, I again say that the answer is not responsive. Will the gentleman from Philadelphia tell us how many counties other than Philadelphia make provisions for some one other than a Coroner?

Mr. REYNOLDS. Mr. Speaker, it affects all of the counties where the County Commissioners have to do with the burial of the bodies.

Mr. WEISS. Mr. Speaker, will the gentleman tell this House what business he is in?

Mr. REYNOLDS. Mr. Speaker, I am an undertaker.

On the question recurring,

Shall the bill pass finally?

MOTION TO RECOMMIT

Mr. REYNOLDS. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Health and Sanitation for the purpose of further study.

On the question,

Will the House agree to the motion?

The SPEAKER declared the "noes" appeared to have it,

Whereupon, a division was called for seventy-six members having voted in the affirmative and one hundred and seventeen members having voted in the negative, the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Shall the bill pass finally?

Mr. LONG. Mr. Speaker and members of the House, I merely wish to state the fact that this bill is backed by the very efficient Coroner of the City of Philadelphia and it is also backed for the purpose not to increase the cost to the county of burying the dead,—it contemplates no such procedure.

I also wish to state that the fact that these burials were handled by the Coroner's office was not the cause of the malpractice in that office, but the fact that the gentleman who then worked in that office did not carry out his job properly. You may be assured that under the present

Coroner of Philadelphia the dead will be buried both efficiently and economically.

Mr. REYNOLDS. Mr. Speaker, I want to thank the gentleman for that information, but perhaps I expected too much. The other gentleman asked the question how mnay counties were affected. The handling of it in a scandalous way has not come to my knowledge from any other county than Philadelphia. If you want fair play and honest government, do not vote for this bill.

Mr. WITKIN. Mr. Speaker I would like to interrogate the gentleman from Philadelphia, Mr. Long.

The SPEAKER. Will the gentleman from Philadelphia permit himself to be interrogated?

Mr. LONG. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, will the gentleman from Philadelphia state whether or not if this bill should be enacted into law it is his opinion that the Republican undertakers in Philadelphia will buy another body?

Mr. LONG. Mr. Speaker, I would like to answer the gentleman by stating that I expect the Republican undertakers will receive much more business under Coroner Hirsch than the Democratic undertakers did under the previous Republican Coroners.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—109

Achterman,	Downey, G. E.,	Lovett,	Robinson,
Alexander,	Downey, J. J.,	Lynch,	Rooney,
Allen,	Eberharter,	Male,	Ruffennach,
Andrews,	Eroe,	McDermott,	Sarraf,
Arnold,	Falkenstein,	McElroy,	Scanlon,
Aukerman,	Finnerty,	McHenry,	Schrope,
Baine,	Fitch,	Melchiorre,	Schwab,
Baker, J J.,	Flanagan,	Mentzer,	Shaw,
Barber,	Flinchbaugh,	Moomaw,	Shepard,
Bradley,	Furman,	Mooney,	Shugarts,
Brancato,	Gerard,	Moran,	Siegel,
Brown, H. S.,	Haberlen,	Moul,	Sinwell,
Brown, J. E.,	Hagerty,	Munley,	Smith, W. G.,
Brownfield,	Hamilton, F. P.,	Murrin,	Stank,
Brumbaugh,	Harkins,	Nagel,	Stevens,
Burke,	Harmuth,	O'Keefe,	Stone,
Caputo,	Hetrick,	Ominsky,	Sumney,
Carson,	Hirsch,	O'Neill,	Tumelty,
Chervenak,	Holland,	Panton,	Van Sickle,
Coakley,	Holstrom,	Patterson, C.,	Walker,
Cochran,	Kelso,	Patterson, J. W.,	Weiss,
Cohen,	Kilroy,	Pearson,	Welliver,
Coleman,	Kinney,	Pfaff,	Welsh,
Coolahan,	Klingler,	Piole,	Westrick,
Decker,	Kobelak,	Powers,	Yourishin,
Dent,	Larue,	Reising,	Zappala,
Diehl,	Long,	Rinn,	Sarig,
Dilley,			

NAYS—81

Altenburg,	Forrest,	McCreary,	Snyder, F. E.,
Atkins,	Gates,	McDevitt,	Snyder, J. L.,
Baker, F. T.,	Gillette,	McKinney,	Sowers,
Baldi,	Green,	Merrell,	Sproul,
Barnhardt,	Greenstein,	Moore,	Stewart,
Bernhard,	Habbyshaw,	Muir,	Terry,
Blumberg,	Hamilton, R. S.,	Nothnagle,	Trout,
Boose,	Hart,	Parks,	Turner,
Boyd, R.,	Hefferon,	Perry,	Van Allsburg,
Brennan,	Hermansen,	Peters,	Wall,
Carr,	Hoffner,	Phillips,	Wasserman,
Castor,	Hoopes,	Reynolds,	Weidemann,
Condon,	Horst,	Rhys,	White,
Conner,	Jackson,	Roan,	Wickersham,
Cordier,	Jones,	Root,	Wilson,
Davies,	Kane,	Schrock,	Witkin,
Denning,	Linderman,	Schwartz,	Wood,
Duffort,	Longaker,	Shortz,	Woodside,
Ederer,	Mallen,	Simpson,	Yeakel,
Ferko,	Mason,	Sloan,	Zimmerman,
Flynn,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 864, entitled :

An Act imposing an annual license tax for the privilege of operating, maintaining or controlling within this Commonwealth a store or stores, as herein defined for the sale of tangible personal property; prescribing the method and manner of collecting such tax and its disposition, and providing penalties.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. KANE. Mr. Speaker and members of the House, I wish to speak in behalf of this bill, and I want to say that my humble efforts here to-day will be dedicated to those little country merchants who helped to carry their neighbors and friends part way through the depression and have fallen by the wayside because they couldn't close their doors and say to the man to whom they used to extend credit, "we will do so no longer."

Mr. Speaker and members of the House, next to the last time that I went back to my county I stopped when I came in on the morning bus to get some meat at the local grocery store. I found snow had drifted into the doorway and that man's business was through.

I attended the public hearings on this bill. I have heard of the great burden which it is going to place upon those stores that come in the category of chain stores. I know the burden which has been placed on the little merchant who has tried to carry on through this depression in the traditional manner, who has extended credit to his friends, who has rendered delivery service, who has extended the use of his telephone and everything else to his neighbors, who has no NRA's or anything else to protect him from working early and late, and who has survived the ruinous competition to which he has been subjected. This little merchant had no option of saying that he yas going to close his store in my town and rent another store in some other town. He had to lose the only store which he had. That is what happened to him by reason of the fact that he was a taxpayer, a business man, whose employes were friends and neighbors of his, and who tried to carry on in the traditional manner.

Members of the House, who in the communities in Pennsylvania has founded our banks, who has built our churches, who has subsidized our Y.M.C.A's? It has been invariably the local merchant. You have heard of the great burden which is going to be placed on the chain store, we have heard that the chain stores will close down and that it would throw people out of work if this bill became a law. They have such a law in twenty-one states approximately. They have such a law in West Virginia. How many stores have actually closed in those states where this law was in effect? I have heard of no concrete case of how much food prices have gone up to the consumer in those states that have chain store taxes

similar to those provided for in this bill. I do not believe that a tax of approximately eighty cents a day per store in the highest bracket can successfully be distributed over approximately a thousand sales a day in such a way that it would increase the cost of the food to the consumer. I heard that argument. Gentlemen, it is not reasonable, it does not make sense. You cannot divide eighty cents a day into a thousand parts so as to pass that tax on to the consumer. Suppose though that these stores do close. Does that mean necessarily that there would be less stores if these particular people cannot shoulder that part of the burden by reason of the fact that they extend no credit. What happens to the store? If that store should be vacated, I submit to you that there is a pretty good chance that one or perhaps two of the merchants who reside in your town will take up immediately where they leave off. I submit to you that these people are actually wholesalers, retailers and everything else, all under one roof. I don't think it places an insufferable burden as far as they are concerned. They enjoy a great advantage over the small man. They have mass financing. A great deal of the financing was obtained from the public itself. They enjoy mass buying. They are able to club down the producer. I ask you what has been the market for the farm products of our local farmers? How many of you have found a chain store buying potatoes, for instance, from your local farmers and distributing them? Practically none of them. I ask you who has been actually shouldering the burden and carrying our farmers from one season to another, when they could obtain no bank credit. It has been your local merchants, nine out of ten times. It has been your local merchant who has had to carry his neighbors over from one season to another when their factories have closed down, perhaps temporarily or perhaps permanently. The highways of Pennsylvania are strewn with the wreckage of the little merchants who were forced out of business by the ruinous competition of the cash and carry chain store system in this Commonwealth.

Members of the House, I have taken a good deal of your time here. This is a tax burden, it is true, but it is being placed on people who can well bear it. It fixes a scale, which if too high, can be amended.

I call your attention to another fact here, and I speak now particularly to my colleagues on the Republican side of the House. There has been some talk that this is an administration tax measure. Members of the House, this has been a tax measure in many states long before the present administration or any member of it ever considered running for their present offices. It is a measure that I campaigned on long before this administration adopted it. It is a measure that is doing good work in many states. This in a sense is my measure, and if it has been endorsed by the administration, by the Governor of Pennsylvania, I thank him for that endorsement.

I want to ask the Republicans in this House not to think of what side may have sponsored this bill, but to bear in mind that it is one of the best tax measures that is on the entire program. Taxes will have to be raised and somebody is going to have to put through some tax measures before we adjourn and leave this city. I think this is the best tax bill in the entire program, and I want to ask every Republican member to vote for this measure, and I hope that the Democratic majority will see to it that this bill becomes a law and that it is passed by this House tonight.

Mr. DENT. Mr. Speaker and members of the House, I rise to support this bill from an entirely different angle from what I have heard expressed so far.

We have, on the one hand, the chain store. All types of chain stores are monopolistic organizations,—chain food stores, chain utilities, chain newspapers. I hold no brief for them, nor do I have any particular reason to hate them. On the other hand, we have the lowly bed bug, and I hold no brief for it, nor do I have any particular reason for hating the bed bug, but I just don't like the way they make their living. If we continue in the monopolistic system of the chain systems, any student of economics or any student of conditions will say that they are the harbingers of low wages, engaging in disgusting competitive practices.

Anyone who has lived in a small community and has tried at any time in any civic movement to organize a little sort of an athletic team of some kind, or any sort of a movement to buy shoes for somebody that needs them, or anything like that, he finds that the chain stores can't be touched, and that the local merchants can. The angle on which I arise in support of this measure is this, that this is only the opening wedge which was brought out in the public hearing, and I am heartily in favor of a wedge that will tend in some way to break down their control of our wheat fields, corn fields, our canning industry, our manufacturing plants, and to assist the laboring man who is interested in food, the low price of food. The reason that the chain stores are putting up such a yell is because they cannot pass this tax on to the consumer. Regardless of how they try, they cannot do it.

I ask the members of this House to vote as nearly unanimously in favor of this bill as their consciences will allow.

Mr. JAMES W. PATTERSON. Mr. Speaker and members of the House, on behalf of the administration and on my own behalf, I desire to thank the gentleman from McKean, Mr. Kane, for his fair and honest opinion and expression in favor of what I believe is an equitable tax measure.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—148

Achterman,	Downey, G. E.,	Lovett,	Ruffennach,
Alexander,	Eberharter,	Lynch,	Sarraf,
Allen,	Eroe,	Male,	Schrock,
Altenburg,	Falkenstein,	Mason,	Schrope,
Andrews,	Finnerty,	McCreary,	Schwab,
Arnold,	Fitch,	McDermott,	Schwartz,
Atkins,	Flanagan,	McElroy,	Shaw,
Aukerman,	Flinchbaugh,	McHenry,	Shepard,
Baine,	Furman,	McKinney,	Shortz,
Baker, F. T.,	Gates,	Melchiorre,	Shugarts,
Baker, J. J.,	Gerard,	Mentzer,	Simpson,
Barber,	Gillette,	Merrell,	Sinwell,
Barnhardt,	Green,	Moomaw,	Sloan,
Bernhard,	Habbyshaw,	Mooney,	Smith, J. A.,
Boose,	Haberlen,	Moran,	Smith, W. G.,
Bradley,	Hagerty,	Moul,	Snyder, J. L.,
Brancato,	Haluska,	Munley,	Sowers,
Brown, H. S.,	Hamilton, F. P.,	Murrin,	Sproul,
Brownfield,	Harkins,	Nagel,	Stank,
Brumbaugh,	Harmuth,	Nothnagle,	Stevens,
Burke,	Hefferon,	O'Keefe,	Sumney,
Cannon,	Hermansen,	Ominsky,	Terry,
Caputo,	Hetrick,	O'Neill,	Tronzo,
Carson,	Hindman,	Panton,	Tumelty,

Chervenak,	Hirsch,	Patterson, C.,	Van Allsburg,
Coakley,	Holland,	Patterson, J. W.,	Van Sickle,
Cochran,	Holstrom,	Pearson,	Walker,
Cohen,	Horst,	Pfaff,	Wall,
Coleman,	Kane,	Phillips,	Wasserman,
Condon,	Kelso,	Piole,	Weiss,
Coolahan,	Kilroy,	Powers,	Welliver,
Cordier,	Kinney,	Reising,	Welsh,
Davies,	Klingler,	Rhys,	Westrick,
Decker,	Kobelak,	Rinn,	Woodside,
Dent,	Larue,	Roan,	Yourishin,
Diehl,	Linderman,	Robinson,	Zappala,
Dilley,	Long,	Rooney,	Sarig,

NAYS—39

Baldi,	Ederer,	Longaker,	Surface,
Blumberg,	Ferko,	McDevitt,	Trout,
Boyd, R.,	Flynn,	Moore,	Turner,
Brennan,	Forrest,	Muir,	Weidemann,
Brown, J. E.,	Hamilton, R. S.,	Perry,	White,
Carr,	Hart,	Peters,	Wickersham,
Castor,	Hoffner,	Reynolds,	Wilson,
Conner,	Hoopes,	Snyder, F. E.,	Witkin,
Denning,	Jackson,	Stewart,	Wood,
Duffort,	Jones,	Stott,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. JOHN E. BROWN. Mr. Speaker, I ask to be recorded as voting in the negative on House Bill No. 864 because it violates Article 9, Sec. 1, of the Constitution which reads, that "all taxes must be equal on the same class of subjects."

$2.00 tax on a large city Department Store and $250.00 on a little grocery is not equal taxation and must eventually be paid by those least able to pay it, the poor people.

Mr. REYNOLDS. Mr. Speaker, having voted no I wish to file my reason for so doing.

I voted "no" on this bill for the reason that I think it will work a hardship on the poor consumers of my district of which a large number have so expressed themselves to me.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 382, entitled:

An Act relieving certain lands acquired by counties, cities, boroughs, towns or townships from liens in favor of the Commonwealth for corporation taxes in certain cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simpson,
Aukerman,	Flanagan,	McElroy,	Sinwell,
Baine,	Flinchbaugh,	McHenry,	Sloan,
Baker, F. T.,	Flynn,	McKinney,	Smith, J. A.,
Baker, J. J.,	Forrest,	Melchiorre,	Smith, W. G.,
Baldi,	Furman,	Mentzer,	Snyder, F. E.,
Barber,	Gates,	Merrell,	Snyder, J. L.,
Barnhardt,	Gerard,	Moomaw,	Sowers,
Bernhard,	Gillette,	Mooney,	Sproul,
Blumberg,	Green,	Moore,	Stank,
Boose,	Greenstein,	Moran,	Stevens,
Boyd, R.,	Habbyshaw,	Moul,	Stewart,
Boyer,	Haberlen,	Muir,	Stone,
Bradley,	Hagerty,	Munley,	Stott,
Brancato,	Haluska,	Murrin,	Sumney,
Brennan,	Hamilton, F. P.,	Nagel,	Surface,
Brown, J. E.,	Hamilton, R. S.,	Nothnagle,	Tahl,
Brown, H. S.,	Harkins,	O'Keefe,	Terry,
Brownfield,	Harmuth,	Ominsky,	Tronzo,
Brumbaugh,	Hart,	O'Neill,	Trout,
Burke,	Hartman,	Panton,	Tumelty,
Cannon,	Hefferon,	Parks,	Turner,
Caputo,	Hermansen,	Patterson, C.,	Van Allsburg,
Carr,	Hetrick,	Patterson, J. W.,	Van Sickle,
Carson,	Hindman,	Pearson,	Walker,
Castor,	Hirsch,	Perry,	Wall,
Chervenak,	Hoffner,	Peters,	Wasserman,
Coakley,	Holland,	Pfaff,	Weidemann,
Cochran,	Holstrom,	Phillips,	Weiss,
Cohen,	Hoopes,	Piole,	Welliver,
Coleman,	Jackson,	Powers,	Welsh,
Condon,	Jones,	Reising,	Westrick,
Conner,	Kane,	Reynolds,	White,
Coolahan,	Kelso,	Rhys,	Wickersham,
Cordier,	Kilroy,	Rinn,	Wilson,
Davies,	Kinney,	Roan,	Witkin,
Decker,	Klingler,	Robinson,	Wood,
Denning,	Kobelak,	Rooney,	Woodside,
Dent,	Larue,	Root,	Yeakel,
Diehl,	Linderman,	Ruffennach,	Yourishin,
Dilley,	Long,	Sarraf,	Zappala,
Downey, G. E.,	Longaker,	Schrock,	Zimmerman,
Downey, J. J.,	Lovett,	Schrope,	Sarig,
Duffort,		Schwab,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 25, entitled:

An Act to repeal sections seventy-two, seventy-eight, eighty-two, eighty-seven, ninety-two, ninety-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh, and eighth classes; and revising, amending and consolidating the laws relating thereto," so as to eliminate the liability of the counties to pay expenses of county commissioners, solicitors, chief clerks, county controllers, sheriffs, district attorneys, probation officers, and registers of wills in attending State association conventions of such officials, and expenses in supporting such associations.

On the question,

Will the House agree to the bill on third reading?

BILLS RECOMMITTED

Mr. MURRIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for further study and possible amendment.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 665, as follows:

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the

settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purpose or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by establishing the State Forests and Waters Fund abolishing the State School Fund and transferring moneys and securities in the State School Fund to the General Fund

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause twenty-five of section three hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" as amended and renumbered clause eighteen by the act approved the first day of June one thousand nine hundred and thirty-one (Pamphlet Laws three hundred eighteen) is hereby further amended to read as follows

18 State [School] Forest and Waters Fund All moneys received by the Treasury Department from the Department of Revenue arising from the net receipts and proceeds derived in any way from or on account of the [forest reservations] State forests and State Parks or other lands and waters under the jurisdiction of the Department of Forests and Waters together with all water powers and water rights belonging to this Commonwealth in the streams rivers lakes or other waters of this Commonwealth [from all real estate owned by this Commonwealth which is not used for State or other public purposes from all escheated estates in this Commonwealth and from all other property or money which shall in any way accrue to such fund whether by devise gift or otherwise] under the jurisdiction of the Department of Forests and Waters shall be credited to the State [School] Forests and Waters Fund.

Section 2 The State School Fund as now existing is hereby abolished and the State Forests and Waters Fund created in its stead and all moneys and securities now in the State School Fund shall be transferred to the General Fund.

On the question,

Will the House agree to the bill on third reading?

BILLS RECOMMITTED

Mr. SCHWAB. Mr. Speaker, I move that this bill be recommitted to the Committee on Forestry for further study.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 170 entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders, or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simpson,
Aukerman,	Flanagan,	McElroy,	Sinwell,
Baine,	Flinchbaugh,	McHenry,	Sloan,
Baker, F. T.,	Flynn,	McKinney,	Smith, J. A.,
Baker, J J.,	Forrest,	Melchiorre,	Smith, W. G.,
Baldi,	Furman,	Mentzer,	Snyder, F. E.,
Barber,	Gates,	Merrell,	Snyder, J. L.,
Barnhardt,	Gerard,	Moomaw,	Sowers,
Bernhard,	Gillette,	Mooney,	Sproul,
Blumberg,	Green,	Moore,	Stank,
Boose,	Greenstein,	Moran,	Stevens,
Boyd, R.,	Habbyshaw,	Moul,	Stewart,
Boyer,	Haberlen,	Muir,	Stone,
Bradley,	Hagerty,	Munley,	Stott,
Brancato,	Haluska,	Murrin,	Sumney,
Brennan,	Hamilton, F. P.,	Nagel,	Surface,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Tahl,
Brown, J. E.,	Harkins,	O'Keefe,	Terry,
Brownfield,	Harmuth,	Ominsky,	Tronzo,
Brumbaugh,	Hart,	O'Neill,	Trout,
Burke,	Hartman,	Panton,	Tumelty,
Cannon,	Hefferon,	Parks,	Turner,
Caputo,	Hermansen,	Patterson, C.,	Van Allsburg,
Carr,	Hetrick,	Patterson, J. W.,	Van Sickle,
Carson,	Hindman,	Pearson,	Walker,
Castor,	Hirsch,	Perry,	Wall,
Chervenak,	Hoffner,	Peters,	Wasserman,
Coakley,	Holland,	Pfaff,	Weidemann,
Cochran,	Holstrom,	Phillips,	Weiss,
Cohen,	Hoopes,	Piole,	Welliver,
Coleman,	Horst,	Powers,	Welsh,
Condon,	Jackson,	Reising,	Westrick,
Conner,	Jones,	Reynolds,	White,
Coolahan,	Kane,	Rhys,	Wickersham,
Cordier,	Kelso,	Rinn,	Wilson,

Davies,	Kilroy,	Roan,	Witkin,
Decker,	Kinney,	Robinson,	Wood,
Denning,	Klingler,	Root,	Woodside,
Dent,	Kobelak,	Ruffennach,	Yeakel,
Diehl,	Larue,	Sarraf,	Yourishin,
Dilley,	Linderman,	Schrock,	Zappala,
Downey, G. E.,	Long,	Schrope,	Zimmerman,
Downey, J. J.,	Longaker,	Schwab,	Sarig,
Duffort,	Lovett,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bil No. 474 entitled:

An Act authorizing the abatement of certain tax penalties and interest on city taxes in cities of the first class and school taxes in school districts of the first class.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

Achterman,	Duffort,	Lynch,	Schwab,
Alexander,	Eberharter,	Male,	Schwartz,
Allen,	Ederer,	Mallen,	Shaw,
Altenburg,	Eroe,	Mason,	Shepard,
Andrews,	Falkenstein,	McCreary,	Shortz,
Arnold,	Ferko,	McDermott,	Shugarts,
Atkins,	Finnerty,	McDevitt,	Siegel,
Aukerman,	Fitch,	McElroy,	Simpson,
Baine,	Flanagan,	McHenry,	Sinwell,
Baker, F. T.,	Flinchbaugh,	McKinney,	Sloan,
Baker, J J.,	Flynn,	Melchiorre,	Smith, J. A.,
Baldi,	Forrest,	Mentzer,	Smith, W. G.,
Barber,	Furman,	Merrell,	Snyder, F. E.,
Barnhardt,	Gates,	Moomaw,	Snyder, J. L.,
Bernhard,	Gerard,	Mooney,	Sowers,
Blumberg,	Gillette,	Moore,	Sproul,
Boose,	Green,	Moran,	Stank,
Boyd, R.,	Greenstein,	Moul,	Stevens,
Boyer,	Habbyshaw,	Muir,	Stewart,
Bradley,	Haberlen,	Munley,	Stone,
Brancato,	Hagerty,	Murrin,	Stott,
Brennan,	Haluska,	Nagel,	Sumney,
Brown, H. S.,	Hamilton, F. P.,	Nothnagle,	Surface,
Brown, J. E.,	Hamilton, R. S.,	O'Keefe,	Tahl,
Brownfield,	Harkins,	Ominsky,	Terry,
Brumbaugh,	Harmuth,	O'Neill,	Tronzo,
Burke,	Hart,	Panton,	Trout,
Cannon,	Hartman,	Parks,	Tumelty,
Caputo,	Hermansen,	Patterson, C.,	Turner,
Carr,	Hetrick,	Patterson, J. W.,	Van Allsburg,
Carson,	Hindman,	Pearson,	Van Sickle,
Castor,	Hirsch,	Perry,	Walker,
Chervenak,	Hoffner,	Peters,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Horst,	Piole,	Weiss,
Coleman,	Jackson,	Powers,	Welliver,
Condon,	Jones,	Reising,	Welsh,
Conner,	Kane,	Reynolds,	Westrick,
Coolahan,	Kelso,	Rhys,	White,
Cordier,	Kilroy,	Rinn,	Wickersham,
Davies,	Kinney,	Roan,	Witkin,
Decker,	Klingler,	Robinson,	Wood,
Denning,	Kobelak,	Root,	Woodside,
Dent,	Larue,	Ruffennach,	Yeakel,
Diehl,	Linderman,	Sarraf,	Yourishin,
Dilley,	Long,	Scanlon,	Zappala,
Downey, G. E.,	Longaker,	Schrock,	Zimmerman,
Downey, J. J.,	Lovett,	Schrope,	Sarig,

NAYS—2

Hoopes,	Wilson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill 795 entitled:

An Act to amend section eight hundred eight of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," as amended, limiting the provisions of the section to township funds.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Achterman,	Eberharter,	Lynch,	Schwartz,
Alexander,	Ederer,	Male,	Shaw,
Allen,	Eroe,	Mallen,	Shepard,
Altenburg,	Falkenstein,	Mason,	Shortz,
Andrews,	Ferko,	McCreary,	Shugarts,
Arnold,	Finnerty,	McDermott,	Siegel,
Atkins,	Fitch,	McDevitt,	Simpson,
Aukerman,	Flanagan,	McElroy,	Sinwell,
Baine,	Flinchbaugh,	McHenry,	Sloan,
Baker, F. T.,	Flynn,	McKinney,	Smith, J. A.,
Baker, J J.,	Forrest,	Melchiorre,	Smith, W. G.,
Baldi,	Furman,	Mentzer,	Snyder, F. E.,
Barber,	Gates,	Merrell,	Snyder, J. L.,
Barnhardt,	Gerard,	Moomaw,	Sowers,
Bernhard,	Gillette,	Mooney,	Sproul,
Blumberg,	Green,	Moore,	Stank,
Boose,	Greenstein,	Moran,	Stevens,
Boyd, R.,	Habbyshaw,	Moul,	Stewart,
Boyer,	Haberlen,	Muir,	Stone,
Bradley,	Hagerty,	Munley,	Stott,
Brancato,	Haluska,	Murrin,	Sumney,
Brennan,	Hamilton, F. P.,	Nagel,	Surface,
Brown, H. S.,	Hamilton, R. S.,	Nothnagle,	Tahl,
Brown, J. E.,	Harkins,	O'Keefe,	Terry,
Brownfield,	Harmuth,	Ominsky,	Tronzo,
Brumbaugh,	Hart,	O'Neill,	Trout,
Burke,	Hartman,	Panton,	Tumelty,
Cannon,	Hermansen,	Parks,	Turner,
Caputo,	Hetrick,	Patterson, C.,	Van Allsburg,
Carr,	Hindman,	Patterson, J. W.,	Van Sickle,
Carson,	Hirsch,	Pearson,	Walker,
Castor,	Hoffner,	Perry,	Wall,
Chervenak,	Holland,	Peters,	Wasserman,
Coakley,	Holstrom,	Pfaff,	Weidemann,
Cochran,	Hoopes,	Phillips,	Weiss,
Cohen,	Horst,	Piole,	Welliver,
Coleman,	Jackson,	Powers,	Welsh,
Condon,	Jones,	Reising,	Westrick,
Conner,	Kane,	Reynolds,	White,
Coolahan,	Kelso,	Rhys,	Wickersham,
Cordier,	Kilroy,	Rinn,	Wilson,
Davies,	Kinney,	Roan,	Witkin,
Decker,	Klingler,	Robinson,	Wood,
Denning,	Kobelak,	Root,	Woodside,
Dent,	Larue,	Ruffennach,	Yeakel,
Diehl,	Linderman,	Sarraf,	Yourishin,
Dilley,	Long,	Schrock,	Zappala,
Downey, G. E.,	Longaker,	Schrope,	Zimmerman,
Downey, J. J.,	Lovett,	Schwab,	Sarig,
Duffort,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

RECONSIDERATION OF VOTE

Mr. TURNER. Mr. Speaker, I move that the vote by which House Bill No. 252, Printer's No. 186,

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipalties and quasi-municipal corporations which levy their taxes on county assessments and valuation; amending, revising and consolidating the law relating thereto; and repealing existing laws," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes.

on page 10 of today's calendar, passed finally be re-considered. I would like to make a statement.

The SPEAKER. Would the gentleman like to make the statement before the Chair puts the question on the motion?

Mr. TURNER. Yes, Mr. Speaker.

The SPEAKER. The gentleman may proceed.

Mr. TURNER. Mr. Speaker, I am asking that the vote on this bill be reconsidered because I had agreed with the gentleman from Allegheny that I would amend this bill to include second class counties. In the hurry this morning I overlooked it when this bill was passed finally. I am, therefore, asking the vote be reconsidered for this purpose.

Mr. WEIDEMANN. Mr. Speaker, I second the motion.

The SPEAKER. How did the gentleman from Delaware, Mr. Turner, vote on the final passage of the bill?

Mr. TURNER. Mr. Speaker, I voted in the affirmative.

The SPEAKER. How did the gentleman from Delaware, Mr. Weidemann, vote on the final passage of the bill?

Mr. WEIDEMANN. Mr. Speaker, I voted in the affirmative.

On the question,

Will the House agree to the motion?

It was agreed to.

Mr. TURNER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. EBERHARTER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 15 of title, by inserting before the word "third" the following: "second and"

Amend sec. 1, page 2, line 17, by striking out with light-faced brackets the words "Poll in Lieu of"

Amend sec. 1, page 2, line 18, by striking out the light-faced brackets before the word "and" and after the word "Third"

Amend sec. 1, page 2, line 18, by striking out the heavy-faced bracket before the word "Class"

Amend sec. 1, page 2, line 18, by inserting after the word "Class" the following: "Abolished"

Amend sec. 1, page 2, line 18, by inserting a heavy-faced bracket before the word "Occupation" thus [

Amend sec. 1, page 2, line 18, by inserting after the word "Second" the following: "class"

Amend sec. 1, page 2, line 22, by inserting a light-faced bracket before the word "and" thus [

Amend sec. 1, page 2, lines 22 and 23, by striking out with heavy-faced brackets the words "of the second class"

Amend sec. 1, page 2, line 27, by striking out with heavy-faced brackets the bracket before the word "now"

Amend sec. 1, page 3, line 1, by inserting a light-faced bracket before the word "provided" thus [

Amend sec. 1, page 3, line 3, by inserting a light-faced bracket after the word "professions"

Amend sec. 1, page 3, lines 3 and 4, by striking out with heavy-faced brackets the words "No such poll tax shall be assessed in counties of the third class"

Amend sec. 1, page 3, line 6, by striking out with light-faced brackets the following: "of Poll Taxes and"

Amend sec. 1, page 3, line 17, by inserting a light-faced bracket before the word "To" thus [

Amend sec. 1, page 3, line 18, by striking out the light-faced brackets before the word "the" and after the word "or"

Amend sec. 1, page 3, line 19, by striking out the light-faced brackets before the word "as" and after the word "be"

Amend sec. 1, page 3, line 20, by striking out the light-faced brackets before and after the word "for"

Amend sec. 1, page 3, lines 20 and 21, by striking out with heavy-faced brackets the following: "but in counties of the second class only against"

Amend sec. 1, page 3, line 23, by striking out the light-faced bracket before the word "for"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON THIRD READING

Mr. WEIDEMANN. Mr. Speaker, I desire to call up at this time House Bill No. 835, Senate Bill No. 118, Printer's No. 19, on page 20 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Weidemann.

The House resumed the consideration on third reading of House Bill No. 835 (Senate Bill No. 118), entitled:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims, where more than five years have elapsed since said claims were filed, and to reduce such claims to judgment; and providing for the revival and collection of such judgments.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. WEIDEMANN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend Title, page 1, line 3, by inserting after the word "claims" the following: "or to revive judgments on such claims"

Amend Title, page 1, line 4, by inserting after the word "filed" the following: "or such judgments were entered or revived"

Amend Title, page 1, line 5, by inserting after the word "judgment" the following: "or to revive such judgment"

Amend Sec. 1, page 1, line 10, by inserting after the word "judgment" the following: "or whenever any such municipal claim or claims have been reduced to judgment, and the borough or township has not, within the period of five years after the date on which such judgment or judgments were entered, or within five years after the date on which such judgment or judgments were last revived, file a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same"

Amend Sec. 1, page 2, line 2, by striking out the words "one year" and inserting in lieu thereof the following: "six months"

Amend Sec. 1, page 2, line 5, by inserting after the word "claims" the following: "or in case judgment has been entered, either file a suggestion of nonpayment and an averment of default, or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment and in the manner provided by law to obtain judgments of revival"

Amend Sec. 1, page 2, line 6, by inserting after the word "judgment" where it appears first in said line the following: "so entered or revived"

Amend Sec. 1, page 2, line 8, by inserting after the word "filed" the following: "or the judgment was entered"

Amend Sec. 1, page 2, line 8, by striking out the word "it" and inserting in lieu thereof the following: "the claim"

Amend Sec. 1, page 2, line 8, by inserting after the word "revived" the following: "or further revive"

Amend Sec. 1, page 2, line 13, by inserting after the word "claim" the following: "or judgment"

Amend Sec. 1, page 2, line 18, by inserting after the word "scire facias" the following: "or file a suggestion of nonpayment and an averment of default"

Amend Sec. 1, page 2, line 19, by inserting after the word "claim' the following: "or judgment"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON SECOND READING

Mr. HOLLAND. Mr. Speaker, I desire to call up on page 20 of today's calendar, House Bill No. 370, Printer's No. 169, bills on second reading postponed.

QUESTION OF INFORMATION

Mr. EDERER. Mr. Speaker, I rise to a question of information.

The SPEAKER. The gentleman will state his question of information.

Mr. EDERER. Mr. Speaker, is it not out of order to call up a bill on second reading without the unanimous consent of the House?

The SPEAKER. The gentleman must have unanimous consent of the House.

Mr. EDERER. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and unanimous consent to call the bill up out of order is not granted.

TIME EXTENDED ON BILL

Mr. BURKE. Mr. Speaker, I move that the time on House Bill No. 476 Printer's No. 155, entitled:

An Act providing for the fixing of the salary of county officers the members of the county board of viewers and the members of the board of revision of taxes in counties of the first class and the number salary or compensation of all deputies clerks and employes of said county offices and boards by the body which under the provisions of existing laws levies the taxes and raises the revenues from which such salary or compensation is paid providing for certain exceptions and repealing existing laws

On page 20 of today's calendar, bills on third reading postponed, be extended five days.

The motion was agreed to.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Cities will meet immediately after this session in the Conference Room.

The meeting of the Committee on Judiciary General which was to be held tomorrow is cancelled because of the House adjourning tomorrow.

ADJOURNMENT

Mr. McELROY. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:00 o'clock A. M.

The motion was agreed to, and (at 10:16 o'clock P. M.) the House adjourned until Thursday, March 7, 1935, at 10:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., THURSDAY, MARCH 7, 1935 No. 25

HOUSE OF REPRESENTATIVES

THURSDAY, March 7, 1935.

The House met at 10:00 o'clock A. M.
The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend George W. Welsh, D.D., Pastor of Mt. Zion Reformed Church, Spring Grove, Pa., offered the following prayer:

Oh thou great and glorious Ruler of the Universe, who holdeth the destines of the nations in thy hand and setteth up and taketh down the rulers thereof, who hath guided the wisdom of our lawmakers in the years that have passed, so that today in this great nation we live in this the greatest of all states, hear us as we pray.

In this State thou hast packed the earth with vast stores of wealth, the fields yield their golden sheaves and the orchards blush with the beauty and groan with the weight of their crops. The rivers turn the wheels that drive the mills and teem with the shoals of fish.

All these and other gifts thou hast placed in our hands as servants to keep whilst thou art away. May we be true to our trust so that when thou returnest thou shalt receive thine own with interest and be moved to say to us, "Well done good and faithful servant, enter thou into the joy of thy Lord."

May the poor and the aged, the halt and the blind, the widow and the orphan, the sick and the needy, be our special trust so that it may be said of us, "Inasmuch as ye have done it unto the least of these my children, ye have done it unto me." May a sober and law abiding citizenry be our boast. May our daughters be as jewels about our necks and our sons as pillars of beauty and strength. As the keystone bindeth the arch to security so may our Keystone State bind our Union.

Bless the Governor of this Commonwealth and all associated with him in this serious work of governing. Bless this house of lawmakers and may their wise plannings be the subject of admiration for years to come. May justice equity and sincerity be the ruling note of all their actions and may the greater realization of the brotherhood of man be the uppermost thought.

We pray especially this morning, our Father, for the chaplain of this House, Brother Ruth, may he recover and come again in strength and health. We pray also that Thou mayst remember the Speaker of this House this morning in the recognition of this great day in his life.

All this we pray with a repeated wish that Thou wilt bless us all the days of our life and at last receive us into everlasting bliss with all who have gone this way before. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will proceed to read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Boyer, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. HOOPES. HOUSE BILL No. 1412.

An Act providing for the adoption, from time to time, and enforcement of general rules prescribing the forms of action and procedure therein, to be used in civil proceedings at law or in equity in the courts of this Commonwealth.

Referred to the Committee on Judiciary General.

By Mr. FRANCIS T. BAKER. HOUSE BILL No. 1413.

An Act to amend section one thousand four hundred and twelve of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; placing on the Commonwealth the cost of tuition of institutional children resident in this Commonwealth.

Referred to the Committee on Education.

By Mr. CAPUTO. HOUSE BILL No. 1414.

An Act requiring the Department of Health to establish a system for the registration of marriages, births and deaths which occurred in this Commonwealth prior to one thousand nine hundred and six; defining the powers of the Department; fixing certain fees; providing that certified copies of such records shall be prima facie evidence; and providing penalties.

Referred to the Committee on Public Health and Sanitation.

By Mr. SOWERS. HOUSE BILL No. 1415.

An Act to amend section thirty-one of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1237), entitled, "An act affecting marital relations; prescribing grounds and regulation proceedings for divorce and annulment of bigamous marriages; and amending, revising, and consolidating the law relating thereto," providing that the entry of an appearance for the respondent shall not be deemed collusive.

Referred to the Committee on Judiciary General.

By Mr. MOORE. HOUSE BILL No. 1416.

An Act to amend section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities, fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," as amended; changing the rate of interest authorized by the act.

Referred to the Committee on Banking.

By Messrs. WICKERSHAM and SHREINER. HOUSE BILL No. 1417.

An Act making an appropriation to the Children's Home, of Harrisburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. STEWART. HOUSE BILL No. 1418.

An Act to amend section four of the act approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors, providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," imposing an additional tax on liquid fuels.

Referred to the Committee on Ways and Means.

By Mr. BRUMBAUGH. HOUSE BILL No. 1419.

An Act to further amend section one thousand seven hundred four of the act approved the ninth day of April, one thousand nine hundred twenty-nine (Pamphlet Laws, three hundred forty-three), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," by imposing penalties upon certain corporations and associations for failure to pay taxes imposed upon them.

Referred to the Committee on Judiciary General.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION TRANSFERRING FUNDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a Resolution of the House of Representatives and Senate authorizing the transfer to the General Fund of $3,200,000 from the Motor License Fund and $1,000,000 from the Fire Insurance Tax Fund, for the immediate payment of assistance to the aged, the blind, and to hospitals.

GEORGE H. EARLE.

LEAVES OF ABSENCE

Mr. Mentzer asked and obtained leave of absence for Mr. SIMON on account of unavoidable circumstances.

Mr. Holstrom asked and obtained leave of absence for Mr. ZAPPALA.

Mr. Van Allsburg asked and obtained leave of absence for Mr. BARBER.

REPORTS FROM COMMITTEES

Mr. STONE, from the Committee on Forestry reported as committed, House Bill No. 931, entitled:

An Act to amend the title and to reenact section one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks, and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by providing that lands and property acquired for the purpose of conservation of water and to prevent flood conditions shall be subject to annual charges the same as State forest lands, and repealing existing laws for the taxation thereof.

Mr. WEISS, from the Committee on Judiciary General reported as amended, House Bill No. 182, entitled:

An Act exempting household goods, furniture and wearing apparel from execution and sale under a bond accompanying a mortgage.

Mr. JAMES W. PATTERSON, from the Committee on Cities reported as amended, House Bill No. 1156, entitled:

An Act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the Bureau of Police in cities of the second class; providing a pension fund for said employes and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; regulating membership therein; creating a Board for the management thereof; providing the amount, mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act.

Mr. BURKE, from the Committee on Cities reported as committed, House Bill No. 671, entitled:

An Act to amend sections three thousand five hundred and thirty and three thousand five hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," providing for the acquisition of competing water companies operating wholly without the city limits; and authorizing a city to extend its water pipes or supply water in territory outside the boundaries of said city.

Mr. FRANK P. HAMILTON, from the Committee on Forestry reported as committed, House Bill No. 755, entitled:

An Act to amend section eleven of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 551), entitled "An act relating to roads, highways and bridges," as amended, providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officer of any executive, or administrative department.

Mr. KILROY, from the Committee on Cities reported as committed, House Bill No. 458, entitled:

An Act providing for the fixing by the tax levying body of counties of the first class of the salaries and number of all persons paid out of the county treasury, except those whose salaries are fixed by law, and repealing existing laws.

Mr. HOOPES, from the Committee on Cities reported as committed, House Bill No. 941, entitled:

An Act to amend clause fifty-four of section two thousand four hundred three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled: "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," decreasing the maximum fine and penalty which may be imposed by ordinance.

Mr. NOTHINAGLE, from the Committee on Municipal Corporations reported as amended, House Bill No. 1012, entitled:

An Act fixing rate of interest collectible on certain delinquent taxes, and abating other penalties and interest under existing law.

RESOLUTIONS

Mr. SOWERS offered a resolution and asked unanimous consent for its immediate consideration.

The SPEAKER. Will the House give its unanimous consent for the immediate consideration of the resolution? Are there objection?

Mr. FURMAN. Mr. Speaker, is this a privileged resolution?

The SPEAKER. It is not a privileged resolution.

Mr. FURMAN. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted. The resolution will be filed with the Clerk under the rules.

RESOLUTION NO. 36

Mr. ANDREWS. Mr. Speaker, I desire to call up at this time Resolution No. 36, Printer's No. 214.

The resolution was read by the Clerk as follows:

In the House of Representatives, January 28, 1935.

Whereas, It is apparent that the Commonwealth of Pennsylvania must not only continue its support of the State's educational system as in past years, but, as a result of existing economic conditions, will be compelled to assume even greater financial responsibilities in connection with education, and

Whereas, There are authenticated reports concerning economies that have already been effected in various school districts within the Commonwealth through the elimination of wasteful methods and unwise and unnecessary expenditures, which has resulted in the improvement of the school system while at the same time actually reducing its cost to the taxpayers, and

Whereas, Various private agencies have for more than three years been making a study of the State's school administrative system, paying particular attention to the practices in the various school districts in cities, boroughs and townships, and

Whereas, It is believed that the Legislature should have the information obtained at its disposal, and

Whereas, The various private research agencies are willing, under proper agencies, to place the results of their research activities at the disposal of the Legislature without cost; therefore be it

Resolved, That the Speaker of the House of Representatives shall appoint five members of the House of Representatives who shall constitute a special committee of the House whose duty it shall be to secure all readily available information as to the present cost and functioning of the school system in this Commonwealth and which shall report the information so obtained, together with recommendations based upon the findings of fact, said findings to be presented to the House of Representatives in a preliminary report not later than May 1, 1935, a final report to be filed at the first session of the Legislature to be convened after the pending session; and be it further

Resolved, That the said committee shall have power to issue subpoenas under the hand and seal of its chairman, requesting and commanding any person or persons to appear before it and to answer questions touching matters properly being inquired into by the committee and to produce such books, papers, records and documents as the committee may deem necessary; such subpoenas may be served upon any person and shall have the same force and effect as subpoenas issued out of the Courts of this Commonwealth; each member of the committee, moreover, shall have the power to administer oaths and affirmations to witnesses appearing before the committee; any person who shall neglect or refuse to testify before said committee and to produce any books, papers, records or documents subpoenaed by the committee shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

On the question,

Will the House adopt the resolution?

It was adopted.

STATEMENT BY MR. TURNER

Mr. Turner asked and obtained unanimous consent to make the following statement:

Mr. Speaker and Members of the House, I realize that you are anxious to complete your program this morning and to get away as quickly as possible, but I have a few remarks that I would like to make and in order that I may expedite them and say them as briefly as possible, I have put them into written form. I am going to ask you to indulge me while I read them to you.

This Legislature has now been in session for a period of over two months and has been organized for business for almost two months.

During that time nothing of major importance has been accomplished and it would appear that unless there is some change that we will be here until the middle of the summer.

Inasmuch as we have a Democratic Governor and majority in the House, and a Republican majority in the Senate, it must be apparent to all that there can be no hope for a successful and constructive program of legislation without the co-operation of all of the parties concerned.

Bills covering the party platform pledges of both parties have been submitted and a tax program has been proposed by the Governor. But no complete program has been formulated.

It has been repeatedly said by business men, and widely endorsed by the press, that what business needs is confidence; that if business is given a breathing-space and if business men know what legislation will be passed regulating or affecting their operation, and what taxes they may have to pay, they will have confidence to go ahead.

There is, at present, in the Legislature, a great mass of bills which impose further burdens upon business,—either by restriction, or regulation; or affecting business by the regulation of employment, or imposing further obligations, by reason of certain so-called "social legislation."

All of these measures will cast further burdens upon business. None of them is to promote business.

Wide consideration is being given to relief of the poor and distressed, and to the care of the unemployed. Many of these problems might be solved if industry were to take an up-swing and employment be increased. Why not help business and increase employment?

All the efforts of the Federal Government, except the Public Works program, have, so far, failed to increase employment. It is being predicted at the present time that many businesses are at a point where their activities may be curtailed. Therefore, many of the obligations which it is now proposed to place upon business, may, in the near future, cause those who are now employed, and who form the present purchasing power, to lose their employment and be thrust upon the relief rolls.

When imposing restrictions and obligations upon business, it would be well to bear in mind that the vast funds available, aside from the borrowings, are coming from the money produced by industry and the people who are employed. Why not give them some consideration?

If a new Constitution is adopted much of the legislation of this session may be out of line with such a Constitution.

In addition, much legislation that would be enacted will have to conform to Federal Acts. Congress has been in session since the first of January, and, although suggestions have been made, and bills introduced, no legislation which would guide us, has, as yet, emerged and passed. If our Acts are to conform we will have to wait,—perhaps three or four more months—until we know what Congress will do. The N. R. A., which has set up codes regulating hours of labor and minimum wages, and which aims at many evils of employment, is also in an uncertain stage and no one can tell at the present time what its form will be a few months hence.

Therefore, legislation on some of these subjects might be contrary to codes which would be later promulgated, causing caos in the industries of Pennsylvania, unemployment, and great hardships on the employed of the State.

It would, therefore, seem to be common sense that the only necessities of the present Session, (except, of course, minor legislation, affecting municipalities, staying sheriff and tax sales, etc.) and raising of sufficient revenue and the appropriation thereof.

To appropriate for a two-year period, with the possibility of the adoption of a new Constitution, which would have to be followed by a Special Session of the Legislature, does not seem logical, for the new Constitution might make changes in the State Government that would alter such appropriations.

In addition, it does not seem logical to appropriate for unemployment relief for a period of two years. Who can prophesy how much will be needed for unemployment relief in 1937?

Therefore, I propose:

First:—That the appropriations for the State Government and for unemployment relief, be made for a period of one year, ending May 31, 1936.

Second:—That such taxes as it may be necessary to levy shall only be in effect until June 1, 1936 (unless, of course, it be necessary to extend it beyond that period, by reason of the time for returns and collections).

Third:—That the following joint committees of the House and Senate be appointed and that such committees be given an adequate appropriation to properly perform their functions:—

(a) Committee on State Finance, to study the financial needs and requirements and the reduction of the cost of government;

(b) Committee on State Taxes, to study the available sources of taxation and the equitable distribution of the burden thereof;

(c) Committee on Social Legislation, to study the Federal programs and the necessary co-ordinating legislation;

(d) Committee on Unemployment and Unemployment Relief.

In the event a Constitutional Conventon be held each of the foregoing committes should submit to the Convention such recommendations as it believes will guide the delegates in framing the necessary provisions and report to the next Special Session of the Legislature, all their findings and recommendations.

By following these suggestions, business will have confidence, the time of the Legislature will be conserved, and the citizens will be assured of intelligent legislation.

If, by reason of the aforesaid circumstances, we cannot now formulate an intelligent legislative and biennial fiscal program, then why attempt it?

The SPEAKER. The remarks of the gentleman will be spread upon the Journal.

STATEMENT BY MR. SUMNEY

Mr. SUMNEY. Mr. Speaker and members of the House, I heartily endorse what the gentleman from Delaware, Mr. Turner, has said. I have sat here patiently. I have listened to proposed legislation some of which has had merit and some of which has had none. I can not see why we should clutter up the business of this House with a lot of stuff of that kind when if we get right down to business, pass the legislation proposed by the Governor and wait until we have a new Constitution, if we are going to get one—if it has been passed it may have to be changed under a new Constitution. We don't know where we are. I heartily endorse what Mr. Turner has said.

The SPEAKER. The remarks of the gentleman will be spread upon the Journal.

CONGRATULATING HON. SAMUEL B. HART.

Mr. NOTHNAGLE asked and obtained unanimous consent to offer a resolution which was twice read, considered and unanimously adopted as follows:

In the House of Representatives, March 7, 1935.

Inasmuch as we celebrate today, the birthday of our Speaker, and

Whereas, Eleven years before that date, while the "hearts" of the country throbbed over the rebellion and

many were stilled, the "hearts" of one family were made glad by the coming to their union an extra Hart in the birth of Samuel, their son, and

Whereas, He has taken a prominent part in life, both as soldier and statesman, having served his district and this House through many a session, always remembering his race and constituents,

Therefore, be it

Resolved, that the House offers its congratulations and best wishes to Samuel Hart on this birthday and wish him God speed and that he will enjoy many more.

The SPEAKER. The Chair congratulates the gentleman from Philadelphia, Mr. Hart. The Chair recognizes the gentleman from Philadelphia, Mr. Hart.

Mr. HART. Mr. Speaker and members of the House, the gentleman from Philadelphia is very grateful to this House and all of its members for the congratulation.

STATEMENT BY MR. ANDREWS

Mr. ANDREWS asked and obtained unanimous consent to make the following statement:

Mr. Speaker and members of the House, the remarks made by the gentleman from Delaware so closely parallel the suggestions that I have made and with which I am in agreement, that I hope it will be possible to work out a program along the lines that he has presented and outlined to this House.

The SPEAKER. The remarks of the gentleman will be spread upon the Journal.

STATEMENT BY MR. BURKE

Mr. BURKE asked and obtained unanimous consent to make the following statement:

Mr. Speaker and members of the House, there is one thing which the gentleman from Delaware, Mr. Turner, has said with which I am not in exact accord.

For several weeks in this Legislature we have experienced the attitude taken by the other branch of the Legislature on the vote that was passed at the last general election. I think it is a fair inference to draw that the vote cast at the last general election is a mandate from the electors of this Commonwealth that the Constitution should be changed. Nevertheless the upper House of this General Assembly has refused to accept that mandate and has held up its approval of the constitutional bill. If there is any soundness to that view, how can we sustain the idea that we must have a special session of the Legislature. I think that you are talking about a probability and trying to make a certainty of it. There is absolutely no certainty that we will have a special session of the Legislature. We will be subject to the criticism of every person in this Commonwealth if we appropriate for only one year and the Constitutional Convention were defeated by a vote of the people of this State.

The SPEAKER. The remarks of the gentleman will be spread upon the Journal.

STATEMENT BY MR. McCREARY

Mr. McCREARY asked and obtained consent to make the following statement:

Mr. Speaker and members of the House, like Mr. Andrews from Cambria I want to echo a fervent and old fashioned Methodist Amen. I would also like to make a request of the gentleman from Delaware that I may have a copy of his resolution or address, so that I may carry it up to Erie County and then I think I will be safe.

The SPEAKER. The remarks of the gentleman will be spread upon the Journal.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 651, entitled:

An Act to amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1029), entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants," by changing the period for which rent shall be given preference.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 654, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May, one thousand eight hundred and ninety-one (P. L. 122), entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors," by changing the period for which rent shall be given preference.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and considera- of House Bill No. 656, entitled:

An Act to amend section eighty-three of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by changing the period for which rent shall be given preference.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 657, entitled:

An Act to amend section twenty-eight of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 729), entitled "An act relating to insolvent debtors," by changing the period for which rent shall be given preference.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 178, entitled:

An Act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products, conferring powers and imposing duties on the Secretary of Health, the Advisory Health Board, and otherwise providing for the administration of the act, and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 942, entitled:

An Act abolishing the office of Resident Clerk of the House of Representatives, and transferring the powers and duties of said officer including appointments to the Chief Clerk.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 340, entitled,

An Act relating to and regulating industrial home-work; prohibiting certain kinds of industrial homework; conferring powers and duties upon the Department of Labor and Industry; requiring permits, certificates, and licenses of persons engaged in industrial homework or distributing such work; imposing a processing fee on employers measured by their payrolls; and imposing civil and criminal penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1215, entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments, imposing certain duties upon employers, conferring powers and duties upon the Department of Labor and Industry and district attorneys, imposing civil and criminal penalties for violations of the act and providing for their collection and disposition, and making a repeal.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 212, entitled:

An Act providing for the creation of a State Surety Insurance Fund to guarantee the fidelity of all officers and employes of the Commonwealth and of the various counties, cities, boroughs, incorporated towns, townships, school and poor districts, within the Commonwealth; authorizing such political subdivisions to become subscribers thereto, creating a State board for the administration thereof, imposing duties upon the Insurance Commissioner, the State Treasurer, and the Auditor General, making an appropriation limiting the liability of the Commonwealth to appropriations made and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. LONGAKER. Mr. Speaker and members of the House, inasmuch as House Bill 212, calls for an appropriation and having conferred with the Chairman of the Appropriation Committee, I move that this House Bill No. 212, be recommitted to the Committee on Appropriations for further study.

On the question,

Will the House agree to the motion.

Mr. HOOPES. Mr. Speaker and members of the House, this bill has been before the Committee on State Government for a matter of six weeks and carefully considered and endorsed by that committee as indicated by its report to this House.

I do not feel that it is at all necessary that it be referred back to the Committee on Appropriations. It will have plenty of opportunity to be considered when it gets over to the other side. It is a measure which is of great importance to the municipalities throughout this Commonwealth.

I think I am permitted to say that it sets up a State Surety Insurance Fund, that is what the bill does, to insure, to give bonds on public officials, which are almost impossible to obtain from surety companies today. Naturally the surety companies oppose it. The bill has been carefully considered in committee. It is definitely endorsed by municipalities through the State, and I think we should consider it on its merits here.

It is to be noted that the motion to refer it back is not made by the Chairman of the Appropriations Committee, and in view of the approaches that have been made to me since it was reported out yesterday morning, I am quite certain it comes from the opposition of certain interests to this bill, and I ask that it be kept on the floor. Let us pass on its merits and the matter of the appropriation can be well considered hereafter.

Mr. Speaker I ask for a roll call.

The yeas and nays were required by Mr. HOOPES and Mrs. WILSON and were as follows:

YEAS—118

Alexander,	Decker,	Long,	Ruffennach,
Allen,	Denning,	Longaker,	Schrock,
Andrews,	Downey, G. E.,	Lovett,	Schwartz,
Arnold,	Downey, J. J.,	Lynch,	Shaw,
Atkins,	Duffort,	Mason,	Shepard,
Aukerman,	Eberharter,	McDermott,	Shortz,
Baker, F. T.,	Falkenstein,	McDevitt,	Siegel,
Baldi,	Finnerty,	McKinney,	Simpson,
Barnhardt,	Flinchbaugh,	Mentzer,	Sinwell,
Blumberg,	Furman,	Merrell,	Sloan,
Boose,	Gillette,	Mooney,	Smith, J. A.,
Boyd, R.,	Green,	Moul,	Snyder, F. E.,
Boyer,	Habbyshaw,	Muir,	Snyder, J. L.,
Brancato,	Haberlen,	Munley,	Sowers,
Brown, H. S.,	Hagerty,	O'Keefe,	Stank,
Brown, J. E.,	Haluska,	Ominsky,	Stevens,
Brownfield,	Hart,	O'Neill,	Stewart,
Burke,	Hefferon,	Panton,	Terry,
Cannon,	Hermansen,	Parks,	Tumelty,
Carr,	Hindman,	Patterson, J. W.,	Turner,
Carson,	Hirsch,	Pearson,	Van Sickle,
Chervenak,	Hoffner,	Perry,	Weiss,
Coakley,	Holland,	Peters,	Welliver,
Cochran,	Holstrom,	Pfaff,	Welsh,
Cohen,	Horst,	Phillips,	Westrick,
Coleman,	Jackson,	Powers,	White,
Condon,	Jones,	Rhys,	Wickersham,
Coolahan,	Kane,	Rinn,	Wood,
Cordier,	Kilroy,	Roan,	Woodside,
Davies,	Linderman,	Robinson,	

NAYS—34

Achterman,	Fitch,	Klingler,	Schrope,
Altenburg,	Gates,	Larue,	Shugarts,
Baine,	Gerard,	McCreary,	Stone,
Baker, J J.,	Hamilton, F. P.,	Moran,	Surface,
Bernhard,	Harkins,	Murrin,	Tahl,
Caputo,	Harmuth,	Nagel,	Wilson,
Dent,	Hoopes,	Piole,	Yourishin,
Dilley,	Kelso,	Reising,	Sarig,
Eroe,	Kinney,		

So the question was determined in the affirmative and the motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1220, entitled:

An Act to amend clause (e) of section five of the act approved the eighteenth day of July, one thousand nine hundred and nineteen (P. L. 1045), entitled "An act providing for the establishment of a Bureau of Rehabilitation in the Department of Labor and Industry, and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations; providing for the appointment of a chief of the bureau, subordinate officers, and employes, and furnishing suitable accommodations; and making an appropriation," by providing for furnishing artificial limbs to children over ten years of age.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1281, entitled:

An Act to further amend section two thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined;" by adding thereto clause (k) providing for the leasing or sale of mineral rights in certain State-owned lands.

An said bill having be read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1006, entitled:

An Act making a deficiency appropriation to the Treasury Department for the refunding of moneys escheated to the Commonwealth.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 112, entitled:

An Act to amend section two hundred sixty-five of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," making Sunday fishing with rods and lines lawful.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1256, entitled:

An Act to repeal the act approved the ninth day of July, one thousand eight hundred and eighty-one (P. L. 162), entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors, lessees, keepers or managers of theaters or other places of amusement."

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House Bill No. 462 as follows:

An Act to validate and confirm certain contracts expenditures or payments heretofore made ratified or approved by councils of cities of the third class and to direct payments thereunder by the fiscal officers of such cities in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That except as in this act otherwise expressly provided every contract for personal services and for the payment of compensation therefor and every expenditure or payment heretofore made by any officer of a city of the third class and ratified or approved by the council of such city is hereby confirmed and declared valid and binding on the respective city of the third class and where payment has not already been made the payment of such compensation by the fiscal officers of such city of the third class is hereby directed and made mandatory and no member of council or any fiscal officer of such city of the third class shall be liable to surcharge or to prosecution for any crime or misdemeanor for or on account of any such contract expenditure or payment or for voting in favor of the authorization ratification or approval of the same notwithstanding the failure to comply with the requirements of section nine hundred and two of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) commonly called "The Third Class City Law" that council shall prescribe by ordinance the number duties and compensation of the officers and employes of the city and that no payment of compensation shall be made from the city treasury or be in anywise authorized to any person except an officer or employe elected or appointed in pursuance of law

The provisions of this act do not apply to such contracts or payments where it is found either that such contracts expenditures or payments have been made ratified or approved fraudulently or with intent or conspiracy to defraud or that the city of the third class shall have suffered pecuniary loss as a result thereof

Section 2 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 534, as follows:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth and for the filing of claims therefor providing for the imposition of penalties and interest on such taxes and abating the penalties and interest imposed by existing law providing for the payment of certain costs by taxpayers providing for the collection of such taxes penalties and interest and authorizing taxing authorities to abate penalties interest and costs imposed by this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all taxes levied upon any real estate by any political subdivision of this Commonwealth since the first day of January one thousand nine hundred and thirty and which remain unpaid shall continue a lien upon the said real estate as they were at the date of their levy irrespective of what proceeding has been had thereon to collect the said taxes or to preserve the lien thereof or whether any action has been taken or thing done to preserve the same until and including the thirty-first day of December one thousand nine hundred and thirty-six Claims for all such taxes may be filed as provided by the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" at any time on or before the said thirty-first day of December one thousand nine hundred and thirty-six.

Section 2 From and after the passage of this act all such taxes shall be payable at their face plus six per centum penalty with interest on the said taxes and penalty at six per centum per annum from the first day of January next after the date upon which the said taxes were levied until the first day of the month next after their payment All other penalties and interest which shall have accrued upon the said taxes are hereby abated and rescinded All costs which shall have accrued because of the filing of claims for the said taxes or because of any other proceeding had for the purpose of preserving the lien of the said taxes shall be fully paid before the lien of the said taxes shall be discharged

Section 3 All tax collectors or other persons charged with the collection of the said taxes shall be required to accept and give receipts for installment payments on all such taxes levied at the same time and by the same authority Provided That such installment shall not be less than ten per centum of the amount of taxes levied plus the pro rata and proportionate penalty and interest on such installment plus all accrued costs on the claim for the said taxes

Section 4 If the taxing authorities of any political subdivision of this Commonwealth shall at any time be of the opinion that it is necessary in order to increase and accelerate the collection of back taxes due and owing to the said political subdivision the said taxing authorities may abate in whole or in part and for any length of time all penalties interest and costs imposed upon taxes by the second section of this act

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 258, as follows:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing for the filing of liens for taxes which have been returned to the county commissioners for non-payment for the filing of joint liens by county commissioners for the county and other taxing districts and for the collection of such liens and imposing certain duties upon tax collectors

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all taxes heretofore lawfully imposed and assessed on any property for the years one thousand nine hundred and twenty-nine one thousand nine hundred and thirty one thousand nine hundred and thirty-one one thousand nine hundred and thirty-two one thousand nine hundred and thirty-three and one thousand nine hundred and thirty-four by any county city borough town township school district or poor district and returned to the county commissioners for non-payment under laws then existing may be collected by liens filed by the authority levying the tax in the office of the Prothonotary under and in accordance with the provisions of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly"

Section 2 All taxes lawfully imposed and assessed on property for the year one thousand nine hundred and thirty-five or any subsequent year by any county city borough town township school district and poor district and returned under existing law to the county commissioners for non-payment may be collected also by liens filed in the office of the prothonotary under and in accordance with the provisions of said act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven)

Joint liens may be filed by the county commissioners for county city borough town township school and poor taxes so returned if the authority levying the respective tax shall notify the county commissioners that in case a lien is filed for the county tax the lien shall include the taxes levied by such taxing authority

In like manner joint liens for such taxes may be filed by the county commissioners for the county and for any other taxing authority or authorities where no return for non-payment has been or is to be made under existing laws to the county commissioners if the respective taxing authorities shall notify the tax collector in writing that a separate return of such taxes shall be made to the county commissioners for the filing of a joint lien in the office of the prothonotary as herein provided

Any joint lien so filed shall set forth the amount of tax penalties and interest due the county and the city borough town township school district and poor district The fees of the prothonotary for such a joint lien shall be the same as those charged for the filing of several liens and no more The costs and expenses of filing such liens shall be paid equally by the taxing authorities joining therein in such manner as the county commissioners may determine

The respective taxing authorities may jointly or severally proceed to enforce any such joint lien

Section 3 Whenever any tax is collected by lien under the provisions of this act or any tax for which a lien has been filed is paid the county commissioners or other taxing authority shall enter a notation of payment on the records of return of such tax

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 207, entitled:

An Act making it unlawful for corporations associations copartnerships and individuals engaged as public service companies in supplying gas electric energy or water to manufacture sell rent or lease certain appliances and articles or to be interested in or affiliated with any other corporation association copartnership or person engaged in the manufacture sale or leasing of such appliances or articles and providing for enforcement by the Public Service Commission

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be unlawful for any corporation association copartnership or person engaged for profit in the business within this Commonwealth of supplying natural gas artificial gas electrical energy or water to the public and being subject to the jurisdiction of the Public Service Commission to engage in the manufacture sale renting or leasing of any appliance or article consuming or using gas electrical energy or water except such as have been used and owned by such corporation association copartnership or person in the manufacture distribution or sale of its utility services or such articles or commodities as are the direct product of the business of the manufacture or distribution of gas electricity or water

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SHUGARTS. Mr. Speaker, I move that this bill be recommitted to the Committee on Public Utilities for a public hearing, the time and place to be set later.

On the question,

Will the House agree to the motion?

Mr. SHUGART. Mr. Speaker and members of the House, in fairness to the Committee and all concerned, I wish to state on this motion that I have received enough applications for a public hearing to justify a public hearing. Also I have received a number of protests to this bill worded similar to several I now have before me. One of them reading:

"I object to the rapidity by which House Bill No. 207 was rushed through the Committee."

The press has been complaining about the members of this Legislature dilly-dallying in matters of legislation, and in fairness to this Committee I wish to state that this bill was introduced on January 22nd, and was reported out of Committee just the day before yesterday.

Therefore, I do not feel that the members of the Public Utilities Committee should be censored for the action taken on this bill.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 228, entitled:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one of article one of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand and nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-

three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" by exempting the conveyance of perishable food products from regulation by the Commission

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the definitions of the term "common carrier" and the term "conveyance of passengers or property" contained in section one of article one of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate and construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilties of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expenses and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" are hereby amended to read as follows

The term "Common Carrier" as used in this act includes any and all common carriers whether corporations or persons engaged for profit in the conveyance of passengers or property or both except common carriers engaged exclusively in the conveyance of perishable food products between points within this Commonwealth by through over above or under land or water or both

The term "Conveyance of passengers or property" as used in this act includes any and all service in connection with the receiving transportation elevation transfer in transit ventilation refrigeration icing storage handling and delivering of property baggage or freight except perishable food products as well as any and all service in connection with the transportation or carrying of passengers

On the question,

Will the House agree to the section?

Mr. SOWERS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 6, line 19, by inserting after the word "Commonwealth" the following:

"and except persons engaged occasionally in the conveyance of household furniture from point to point within one county"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

Mr. KANE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 6, line 17, by striking out the words "common carriers" and insert in lieu thereof

"persons"

Amend sec. 1, page 6, line 18, by striking out the word "exclusively" and insert in lieu thereof

"occasionally"

Amend sec. 1, page 6, line 19, by inserting after the word "products" the words "and persons engaged occasionally or regularly in the conveyance of milk received from the producer thereof."

On the question,

Will the House agree to the amendments?

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, for the information of the House I wish to state that I acquiesce in the amendments.

On the question recurring,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one or article one of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks of other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice of procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by exempting the conveyance of perishable food products from regulation by the Commission.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 337, as follows:

An Act to amend section one hundred and forty-eight of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two), entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" extending the provisions of said act to fixtures hunting lodges cabins cottages and barns

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one hundred and forty-eight of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" is hereby amended to read as follows

Section 148 If any person shall wilfully and maliciously break injure or destroy any window [or] door or fixture belonging to any dwelling house hunting lodge cabin cottage barn or out-house parcel thereof or shall unlawfully and maliciously break or take off the door any knocker or bell-pull or plate with the name of the occupant or number of the house or other building or shall wilfully and maliciously destroy take down injure or deface any sign put up by an inhabitant to denote the place of his abode occupation business [or] employment or place of abode for hunting fishing or recreation purposes such person shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine not exceeding one hundred dollars or suffer imprisonment not exceeding six months or both or either at the discretion of the court

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 933, as follows:

An Act to repeal the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-one) entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial in the county court for the county of Allegheny"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-one) entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial in the county court for the county of Allegheny" be and the same is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 873, as follows:

An Act to amend subdivision (d) of article six of the act approved the seventeen day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by withdrawing from the assets of certain companies and associations carrying workmen's compensation insurance which have become insolvent a sum sufficient to pay all claims which may arise under policies issued by them and providing for the handling of such fund

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subdivision (d) of article six of the act approved tre seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing fo the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended by adding thereto at the end thereof a new section to read as follows

Section 656 Assets of Insolvent Companies Segregation of Reserves for Claims of Policy Liabilities Upon the insolvency or other termination of the business of any insurance company or employer's mutual liability association which insures employers or employes under "The Workmen's Compensation Act of one thousand nine hundred and fifteen" or acts amendatory thereof a fund equal to the reserves established and carried by said company or association against claims arising thereunder shall immediately be paid out of the assets of said company or association to the State Workmen's Insurance Fund to be administered by it The State Workmen's Insurance Fund shall thereupon from such fund make all payments thereafter becoming due on said claims Said fund shall be a trust fund for the purpose of the payment of workmen's compensation as aforesaid and shall not be a part of the general assets of the company or association after insolvency or other termination of its business until all policy claims against such insolvent company or association have been satisfied

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 515, as follows:

An Act declaring persons receiving retirement allowances or pensions from funds to which the Commonwealth or political subdivisions contribute ineligible to hold certain public offices and positions

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Asstmbly met and it is hereby enacted by the authority of the same That no person receiving any retirement allowance or pension of fifteen hundred dollars ($1500) or more per annum from any retirement or pension fund to which the Commonwealth or any political subdivision thereof contributes public money shall hereafter be eligible to hold any elective public office under this Commonwealth or under any political subdivision thereof or to hold any appointive office or position under the same to which is attached in either case a salary of one thousand dollars ($1000) or more per annum unless such person shall during the time he holds or occupies such public office or position decline to receive such retirement allowance or pension to be evidenced by writing filed with the authorities administering such fund prior to the time such office or position is occupied

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 522, as follows:

An Act to amend section fifty-three of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" as amended changing the time in foreign attachment proceedings when judgment may be taken against the defendant for want of an appearance

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section fifty-three of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred seventy-two) entitled "An act relating to the commencement of actions" as amended by section one of the act approved the tenth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred eighty-three) is hereby further amended to read as follows

Section 53 It shall be lawful for the plaintiff at and after [the third term of the court] forty-five days after the execution of the writ to take judgment against the defendant for default of appearance unless the attachment before that time be dissolved Provided That the said plaintiff fifteen days prior to the entry of said judgment shall have filed his declaration

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 318, as follows:

An Act to amend sections ten and fourteen of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by substituting additional copies

of the general return sheet for the triplicate party return sheets in the preparation for conduct of and returning canvassing and computing the vote cast at primary elections regulating the form of the numbered lists of voters regulating the duties of election officers in calling and tabulating the votes and regulating return board procedure

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section ten of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidate for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by section two of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-nine) is hereby further amended to read as follows

Section 10 The county commissioners shall prepare and furnish to the election officers in each election district in due time for use at the primaries one book of fifty official ballots of each party for every forty and fraction of forty votes cast within the particular election district for the candidate of the particular party who received the largest vote cast for any candidate of such party at any of the last three preceding elections either general or municipal and no additional official ballots shall be furnished any party in any election district unless the number of electors registered and enrolled as members of any particular party in any election district shall exceed the largest vote aforesaid in which case the county commissioners shall furnish official ballots for said party in the ratio aforesaid upon the basis of such enrollment or registration

With the official ballots to be furnished in advance of the primaries the county commissioners shall also furnish and deliver to the election officers specimen ballots for the use of electors at the polls equal in number to one-fifth the whole number of such official ballots said specimen ballots to be printed on colored paper and to be of the same size and form as the official ballots but without any permanent binding or stubs and in addition thereto on the Wednesday preceding every primary the county commissioners shall upon request made at their office there deliver to each candidate whose name is printed on any party ballot or to his authorized representative without charge three specimen ballots of such party for each election district in the county or city or political district thereof in which such candidate may be voted for for the use of such candidate and the watchers whom he may appoint as hereinafter provided

On the back of each specimen ballot for the primary next preceding the election of a President of the United States the county commissioners shall print subdivision (c) of section six of this act

The official ballots shall be attached to stubs which shall be numbered consecutively from one to the highest number to be furnished to each particular election district and bound in books of fifty each which shall be numbered in the order of the numbers of their stubs in the same manner as at elections and the county commissioners shall keep a record of the number of such books and ballots printed and delivered to each election district and of the number of stubs unused ballots and spoiled and canceled ballots subsequently returned therefrom

In addition to official and specimen ballots as aforesaid the county commissioners shall prepare and furnish to the election officers in due time for use at the primaries sufficient ballot-boxes and other election materials properly numbered for each election district including the assessors lists or registers known as the "ballot check list" and the "voting check list" respectively blank forms including forms for the duplicate oaths of the election officers and forms of affidavits for electors desiring assistance in marking their ballots and for those challenged as to their identity party membership residence or bribery to make proof of their right to vote blank tally papers [and triplicate return sheets for each party] blank statements for general returns of all votes cast blank books for making lists of persons voting with sufficient space for noting their party enrollments and the number of the ballot issued to each such person printed instructions and notice of penalties for the information of electors and election officers and such other supplies as they are or hereafter may be required by law to furnish to said election officers for use at elections and shall deliver them in the same manner as at elections The said forms blanks books and other supplies shall have printed upon them appropriate instructions and shall be in appropriate form for use at the primaries The county commissioners shall also provide for the opening of the polling-places and for the compensation of the owners thereof and shall see that they are in proper order and provided with voting booths as at elections

The county commissioners shall provide each election district with cards of instructions as aforesaid equal in number to one-fifth of the whole number of official ballots furnished thereto on which shall be printed the last paragraph of section eleven of this act and all of section thirteen thereof and such part of section fourteen as relates to the duties of the election officers after the closing of the polls and such other directions regarding the marking and counting of ballots or the general election laws not inconsistent herewith as the county commissioners may think proper The election officer shall post at least three cards of instructions in the voting room outside of the guard rail as soon as the polls are open and thereafter give such cards to such persons desiring to vote as shall request the same

Section 2 That section fourteen of the aforesaid act as amended in part by the act approved the twenty-first day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred ninety-three) and as amended by the act approved the twenty-ninth day of June one thousand nine hundred and twenty-three (Pamphlet Laws nine hundred twenty-one) is hereby further amended to read as follows

Section 14 Upon the closing of the polls at such primary and before the ballot boxes are opened the number of ballots issued to the voters of each party as shown by the stubs and the number of ballots of each party if any spoiled and returned by voters and canceled shall be announced to all present in the voting room and entered on the general return sheets aforesaid and then the names checked as having voted in the two assessors lists or registers marked "ballot check list" and "voting check list" respectively shall be immediatly counted and the result announced and compared with the number of ballots issued as above ascertained after deducting the number spoiled and canceled and said results shall also be compared with the number of names written in the numbered lists of voters which shall be made as at elections as the electors receive and cast their ballots with the addition of a note of each electors party enrollment after his name If any differences exist which are not found to be due merely to clerical errors such differences shall also be noted on the general return sheets aforesaid Then the numbered lists of voters (except a copy of the latter which shall be hung outside of the polling place) shall be placed in the separate envelopes provided for them respectively and sealed In cities the voting and ballot check lists shall be put in one envelope and sealed and subsequently delivered to the registration commissioners or county commissioners as required by the personal registration acts relating to cities of various classes

Also the stubs of all ballots used together with all unused ballots and all spoiled and canceled ballots of each party and the ballot check list in boroughs townships and

districts other than in cities shall be placed in separate [envelope] envelopes and sealed before the ballot boxes are opened which package shall be kept by the judge and delivered by him in person to the county commissiconers at such place as they shall designate on or before noon of the Thursday following such primary

As soon as all the ballots of each party have been properly accounted for and those outside the ballot boxes as well as the said lists sealed as aforesaid the election officers shall forthwith open the ballot boxs and take therefrom all ballots therein and separate the same according to the party to which they belong and first audibly count the number cast for each party one by one and make a record thereof and then the judge [or one of the inspectors] under the scrutiny of the minority inspector or the minority inspector under the scrutiny of the judge in the presence of the other officers shall read aloud the names marked or inserted upon each ballot keeping the ballots of each party in sequence together with the office for which the person named is a candidate and any other relevant matter necessary to identify him and the majority inspector and clerks shall carefully enter each vote as read and keep account of the same in triplicate tally papers for each party to be provided as aforesaid all three of which shall be made at the same time All ballots after being removed from the box shall be kept within the unobstructed view of all persons in the voting room until replaced in said box and no person while handling same shall have in his hand any pencil pen stamp or other means of marking or spoiling any ballot When the vote cast for the different persons named upon said party ballots shall have been fully recorded on said tally papers and counted the election officers shall dully certify to the number of votes cast for each person upon the respective party tickets and shall prepare [triplicate returns thereof for each party and also] five general returns [in duplicate] showing besides the entries made thereon as aforesaid the number of ballots of each party cast and the number of ballots of each party declared altogether void including any blank ballots cast as well as the votes cast for each candidate on each party ticket on of which [statements] general returns shall be immediately posted for the information of the public outside the voting room or polling place and [the other] another of which shall be entrusted to the judge for delivery unsealed to the county commissioners with the package of unused ballots et cetera aforesaid The election officers shall then replace the ballots cast so counted and canvassed in the boxes including those declared void together with one set of tally papers one [set of said triplicate return sheets] general return sheet one numbered list of voters sealed as aforesaid (and the voting check lists in district other than cities) and one oath of each election officer and lock and seal each ballot box so that nothing can be inserted therein until it be opened again and the judge and minority inspector shall deliver them to the place which has been designated by the court of common pleas or by law for the delivery of ballot boxes at general and municipal elections on or before noon of the Thursday following such primary and the county commissioners or return board shall not compute any returns from any election district until the ballot boxes thereof as well as the package of unused ballots et cetera aforesaid therefrom are delivered as aforesaid

The minority inspector shall retain one complete set of tally papers and one [of the triplicate return sheets for each party] general return sheet and one set of the affidavits of voters and other persons except oaths of election officers made pursuant to the provisions of this act at such primary and carefully preserve the same for the period of at least one year The remaining tally papers [triplicate return sheets and] affidavits of voters and others including oaths of election officers and one general return sheet shall be placed in separate envelopes to be provided for the same and sealed as soon as the count is finally completed All of such envelopes and the other numbered list of voters previously sealed as aforesaid shall be entrusted to the judge of election and shall on or before noon of the Thursday following be deposited by him in person or by registered mail with the county commissioners who shall on the succeeding day at noon publicly commence the computation and canvassing of the returns and continue the same from day to day until completed in the manner hereinfater provided except that if any of the county commissioners of any county shall be a candidate for any nomination at any primary he shall not act as a member of the return board for computing or convassing any returns of such primary but the other two commissioners if both are qualified shall act and in case in any county there are not at least two commissioners so qualified two or more judges of the court of common pleas of such county shall be designated by said court to act as a return board provided that neither of them are candidates for any nomination at such primary either on a party or a nonpartisan ballot and if there shall be only one judge of such court in such county or if less than two judges are qualified and able to act in such county any judge who is qualified may act alone and if there be none qualified the prothontary of such county shall act as the return board and if the prothonotary shall be a candidate at the primary then the sheriff of the county shall act as the return board

The general returns from the various districts which are returned unsealed to the county commissioners shall be open to public inspection at the office of the county commissioners as soon as they receive same from the judges thereof

The county commissioners shall provide a convenient public place for holding the sessions of the return board whoever may compose it as aforesaid with adequate accommodations for the authorized representatives of each party and candidate concerned in any such primary not exceeding two such representatives for each of them at any one time to attend and to keep or check up their own computation of the votes cast in the several election districts as the returns from the same are read as hereinafter directed and the county commissioners shall give at least one week's previous notice by advertising once in at least two newspapers of a large paid circulation published at the county seat of the time aforesaid and place when and where such return board will commence and hold its sessions and keep copies of such advertisement posted in their office during said period

At noon on the Friday following any such primary the county commissioners shall have ready a sufficient number of blank forms of returns made out in a proper manner and headed as the nature of the ballots may require for making out full and fair statements of all votes which shall have been given within the county or any political district therein according to the returns from the several election districts thereof for any person voted for therein for any party nomination or party office

All the clerks of the county commissioners and other persons assisting in the official computation and canvassing of the votes shall be first sworn to perform their duties impartially and not to read write count or certify any return or vote falsely or fraudulently

The general returns made by the election officers [as aforesaid] from the various election districts and returned unsealed to the county commissioners as aforesaid shall be read one after another in the usual order slowly and audibly by one of the clerks who shall in each case read therefrom the number of ballots of each party issued spoiled and canceled and cast respectively whereupon the clerk having charge of the records of the county commissioners showing the number of ballots of each party furnished for each election district and the number of stubs and unused ballots and spoiled and canceled ballots returned shall publicly announce the number of same respectivly and unless it appears by said numbers or calculations therefrom that said records and the said general return correspond no further returns shall be read from the latter until all the ballots issued are fully accounted for and all the stubs and unused ballots spoiled and canceled ballots as well as the other election returns aforesaid shall be open to public inspection and shall be carefully preserved together with the contents of the ballot box by the county commissioners for at least eleven months and not destroyed in any event without the previous consent in writing by the district attorney None of

the envelopes sealed by election officers and entrusted to the judges of election shall be opened by any person except by order of the return board or of the court of common pleas

When the records agree with the said returns regarding the ballots the votes recorded for each candidate on each party ticket shall be read by the said clerk slowly audibly and in an orderly manner from the said unsealed returns and the figures announced shall be compared by other clerks with the general return sheets [of each party] for the respective districts returned sealed to the county commissioners and discrepancies shall be immediately called to the attention of the return board which shall thereupon compare said return sheets with the tally papers for the same election district respecting the same candidates or party ballots and if the tally papers and [party] sealed general return sheets agree the unsealed general return shall be forthwith corrected to conform thereto but in every other case the return board shall forthwith cause the ballot box of such division to be brought before it and opened under its direction and the ballots therein recounted respecting any vote in question in the presence of representatives of each party and candidate interested who are attending the canvass of such votes and if such recount shall not be sufficient to correct the error in any of the said returns the return board may summon the election officers and overseers if any to appear forthwith with all election papers in their possession and the court of common pleas shall use its processes to enforce such summons if necessary and if any error or fraud is discovered the return board shall compute and certify the votes justly regardless of any fraudulent or erroneous returns presented to it and report the facts to the district attorney of the proper county for action in cases that appear to warrant same

As the returns from each election district are read computed and found to be correct or corrected as aforesaid they shall be recorded on the blanks prepared for the purpose of casting up the total vote of each candidate on each party ticket until all the returns from the various election districts which are entitled to be counted shall have been duly recorded when they shall be added together announced and attested by the clerks who made and computed the entries respectively and at the expiration of five days after the completion of said computation the return board shall certify the several returns accordingly to the county commissioners unless upon appeals taken from any decision the court of common pleas shall have directed any returns to be revised in which cases such returns shall be revised and certified accordingly

Section 3 This act shall be effective immediately upon its passage and approval by the Governor

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to second reading and consideration of House Bill No. 1060, entitled:

An Act Providing that public school buildings shall be the polling places of the election district in which they are located and making general municipal and primary election days school holidays

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of th same That in counties of the second class in every election district within which is located a public school building such building or if there should be more than one the one designated by the county commissioners shall hereafter be used as the polling place for the purpose of holding all general municipal and primary elections

On the question,

Will the House agree to the section?

Mr. WEISS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, Page 1, Line 6, by striking out "than one the one designated by the county commissioners" and inserting, "than one the one designated in the manner provided by law."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third and fourth sections and title were separately read and agreed to.

Section 2 The board of school directors of the school district having jurisdiction over each such school building shall have such building or a suitable room or rooms therein properly prepared for such use on each day such elections or primaries are to be held

Section 3 Each day upon which a general municipal or primary election is to be held as provided by law shall hereafter be a school holiday and no public school shall be conducted on any of said days

Section 4 All acts and parts of acts inconsistent with any of the provisions of this act are hereby repealed

An Act Providing that public school buildings shall be the polling places of the election district in which they are located, and making general, municipal and primary election days school holidays.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 519, as follows:

An Act to amend section four of the act approved the seventeenth day of March one thousand eight hundred and sixty-nine (Pamphlet Laws eight) "An act relative to fraudulent debtors" changing the time in certain cases of attachment proceedings when the plaintiff may proceed in his action

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Asstmbly met and it is hereby enacted by the authority of the same That section four of the act approved the seventeenth day of March one thousand eight hundred and sixty-nine (Pamphlet Laws eight) entitled "An act relative to fraudulent debtors" is hereby amended to read as follows

Section 4 In case of a personal service of said attachment upon the party defendant or if he she or they shall be residents of the county at the time the attachment was issued or shall appear to the action the court shall proceed in the case in like manner as in a case of summons for debt regularly issued and duly served and in case there shall not be a personal service resident or appearance as aforesaid the plaintiff or plaintiffs may at [any time after the first day of the second term after] and after forty-five days from the date of issuing said attachment proceed in like manner against the party defendant and against the garnishee or garnishees by rules interrogatories or otherwise as is now practiced in cases of foreign attachment and attachment execution and the

said court shall have like powers to decree the sale of perishable property as they now have in cases of foreign attachment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 563, entitled:

An Act to amend paragraph (b) of section six of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" by providing for the requirements of this paragraph to apply also to candidates for ward borough township school district or party offices

The first section was read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (b) of section six of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" be and the same is hereby amended to read as follows

Section 6 Each candidate for any State county [or] city ward borough township school district or party office shall file with his nomination petition his affidavit stating his residence with street and number if any and his postoffice address his election district the name of the office for which he consents to be a candidate that he is eligible for such office and that he will not knowingly violate any election law or any law regulating and limiting nomination and election expenses and prohibiting corrupt practices in connection therewith Provided That in no event shall any person's name be printed upon the official ballot of any party as a delegate State committeeman National committeeman or party officer unless he is a qualified elector of said party

In the case of a candidate for nomination as President of the United States it shall not be necessary for such candidate to file the affidavit required in this section to be filed by candidates but the postoffice address of such candidate shall be stated in such nomination petition

On the question,

Will the House agree to the section?

Mr. PIOLE. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 2, line 21, by inserting before the word "be" the following:

as amended by the act approved the eighteenth day of May, one thousand nine hundred and seventeen (P. L. 244),

Amend Sec. 1, page 2, line 23, by inserting before the word "Each" the following:

(b)

Amend Sec. 1, page 2, line 24, by removing the underscoring under the word "office"

On the question,

Will the House agree to the amendments?

On the question,

They were agreed to,

Will the House agree to the section as amended?

It was agreed to.

The second section and the title were separately read and agreed to.

Section 2 This act shall be effective immediately upon its passage and approval by the Governor.

The title was read and agreed to as follows:

An Act to amend paragraph (b) of section six of the act approved the twelfth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, seven hundred nineteen), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," by providing for the requirements of this paragraph to apply also to candidates for ward, borough, township, school district or party offices.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. The Chair would like to state for the information of the members that when amendments are sent to the desk, we must have four typewritten copies, under the rules of the House, for the records. Do not send up less than four copies, and they must be in typewritten form.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 493, entitled:

An Act to amend section thirty-seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" is hereby amended to read as follows

Section 37 If any person shall commit fornication and be thereof convicted he or she shall be sentenced to pay a fine not exceeding one hundred dollars to the guardians directors or overseers of the poor of the city county or township where the offense was committed for the use of the poor of such city county or township and any single or unmarried woman having a child born of her body the same shall be sufficient to convict such single or unmarried woman of fornication and the man by such woman charged to be the father of such bastard child shall be the reputed father and she presisting in the said charge in the time of her extremity of labor or afterwards in open court upon the trial of such person so charged the same shall be given in evidence in order to convict such person of fornication and such person being thereof convicted shall be sentenced in addition to the fine aforesaid to pay the expenses incurred at the birth of such child and if such child shall be born dead or shall die during the continuance of the order for the maintenance of said child to pay the reasonable funeral expenses thereof and to give security by one or more sureties and in such sum as the court shall direct to the guardians directors or overseers of the poor of the city county or township where such child was born to perform such order for the maintenance of the said child as the court before which such conviction is had shall direct and appoint

On the question,

Will the House agree to the section?

Mr. ATKINS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 7, by striking out the word "presisting" and inserting in lieu thereof the following:

persisting

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section thirty-seven of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 768, as follows:

An Act to amend sections five and six of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" as amended by changing the time for filing nomination papers and changing the time for filing objections thereto

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five and six of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" as last amended by the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-two) are hereby further amended to read as follows:

Section 5 Nomination papers for candidates for the offices of Presidential electors and Members of the House of Representatives of the United States and for State offices including those of judges Senators and Representatives shall be filed with the Secretary of the Commonwealth [at least sixty days before the day of election] Nomination papers for candidates for all other offices shall be filed with the county commissions of the respective counties [at least twenty-eight days before the day of election] All such nomination papers for candidates shall be filed at least fourteen days before the day fixed for the holding of the primary in the year in which the said nomination papers are filed In determining or reckoning any period of time mentioned in this act the day upon which the act is done paper filed or notice given shall be excluded from and the date of the election shall be included in the calculation or reckoning

Section 6 It shall be the duty of the officer or officers to whom any nomination paper is brought for the purpose of filing to examine the said paper and if it lacks sufficient signatures or be otherwise manifestly defective it shall not be filed but the action of said officer or officers in refusing to receive such paper may be reviewed by the court of common pleas of the county upon an application for mandamus to compel its reception as of the date when it was brought to the office All nomination papers which have been filed shall be deemed to be valid unless objections thereto are duly made by writing filed in the court of common pleas of the county in which the paper objected to has been filed and with the officer or officers with whom such papers have been filed and within [the following periods

First In the case of papers filed with the Secretary of the Commonwealth at least fifty days before the day of election

Second In the case of other papers at least twenty-five days before the day of election] ten days after the last day for filing such nomination papers

[Third] In case the court is in session one or more judges thereof shall proceed to hear such objections without unnecessary adjournment or delay and shall give such hearing precedence before any other business before him or them With respect to papers filed with the Secretary of the Commonwealth such objections shall be heard and finally determined [at least thirty days before the day of election and in all other cases at least eighteen days before the day of election] not later than twenty days after the last day for filing such nominationn papers [and in

all other cases at least eighteen days before the day of election]

In case the court is not in session any judge thereof on the presentation to him of the certificate of the prothonotary that such objections have been filed shall proceed to hear such objections No objection of any nature whatever shall be filed unless accompanied by proof of service of notice of the proposed objection upon at least one of the candidates named in the paper objected to nor shall any objection be heard in the absence of any of the said candidates without proof of service of notice of the hearing upon them If the court decide that the paper objected to was not filed by parties entitled under this act to file the same it shall be wholly void but if it be judged defective only the court shall indicate the matters in which it requires amendment and the time within which such amendments must be made and every paper amended after the time when names therein contained should have been sent to the sheriff shall be subject to the provisions of this act concerning substituted nominations

The officers with whom nomination papers have been filed shall permit the political parties or bodies who have filed them to amend them of their own motion at any time prior to the printing of the ballot

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 454, as follows:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities townships and boroughs for payment to firemen's relief pension and retirement funds

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all moneys accumulated in the State Treasury set aside by the State Treasurer and held in or repayable in accordance with existing laws into the Fire Insurance Tax Fund other than interest credited to such fund which remained as an undistributed surplus in said fund as of December thirty-first one thousand nine hundred and thirty-two are hereby specifically appropriated to and shall be paid by the State Treasurer to the several cities townships and boroughs in which firemen's relief funds firemen's pension funds or firemen's retirement funds were maintained in the year one thousand nine hundred and thirty-two in the ratio that other moneys in the Fire Insurance Tax Fund were paid to said cities townships and boroughs for the year one thousand nine hundred and thirty-two in accordance with existing law

Each city township and borough treasurer receiving any payment from the State Treasurer hereunder shall forthwith pay the amount received to the relief fund pension fund or retirement fund of the fire department or fire company or companies paid or volunteer organized in such city township or borough as is or are engaged in the service of such city township or borough and duly recognized as such by the corporate authorities thereof

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1386 (Senate Bill No. 448), entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1387 (Senate Bill No. 449), entitled:

An Act transferring money from the Fire Insurance Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1388 (Senate Bill No. 450), entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1389 (Senate Bill No. 451), entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1390 (Senate Bill No. 452), entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE BILL NO. 1386 MADE A SPECIAL ORDER

Mr. COHEN. Mr. Speaker, I move that House Bill No. 1386, Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

on page 11 of today's calendar, bills on second reading be made a special order of business on third reading and final passage on Monday, March 11, 1935, at 9:30 o'clock P. M.

The motion was agreed to.

HOUSE BILL NO. 1387 MADE A SPECIAL ORDER

Mr. COHEN. Mr. Speaker, I move that House Bill No. 1387, Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

on page 11 of today's calendar, bills on second reading be made a special order of business on third reading and final passage on Monday, March 11, 1935, at 9:30 o'clock P. M.

The motion was agreed to.

HOUSE BILL NO. 1388 MADE A SPECIAL ORDER

Mr. COHEN. Mr. Speaker, I have that House Bill No. 1388, Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

on page 11 of today's calendar, bills on second reading be made a special order of business on third reading and final passage on Monday, March 11, 1935, at 9:30 o'clock P. M.

The motion was agreed to.

HOUSE BILL NO. 1309 MADE A SPECIAL ORDER

Mr. COHEN. Mr. Speaker, I move that House Bill No. 1389, Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

on page 11 of today's calendar, bills on second reading be made a special order of business on third reading and final passage on Monday, March 11, 1935, at 9:30 o'clock P. M.

The motion was agreed to.

HOUSE BILL NO. 1390 MADE A SPECIAL ORDER

Mr. COHEN. Mr. Speaker, I move that House Bill No. 1390 Senate Bill No. 452 entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance

on page 11 of today's calendar, bills on second reading be made a special order of business on third reading and final passage on Monday, March 11, 1935, at 9:30 o'clock P. M.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 433, as follows:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania with interest which monies including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission

Whereas in under and by the Act of July twenty-five one thousand nine hundred and seventeen Section five Pamphlet Laws one thousand one hundred seventy-seven it was provided that the State Treasurer shall from time to time on warrants drawn by the Auditor General upon presentation to him of specifically itemized vouchers and for which an appropriation was made pay the expenses and charges necessary for the preparation of the preliminary plans specifications et cetra of the Delaware River Bridge Commission Provided however that the cost for the same was to be borne equally by the City of Philadelphia and the preliminary cost not to exceed the sum of Fifteen thousand Dollars ($15,000.00) of which the said City of Philadelphia advanced and paid on the twenty-seventh day of June one thousand nine hundred and eighteen as of the fifteenth day of July one thousand nine hundred and eighteen the sum of Seven thousand Five hundred Dollars ($7,500.00) of the total costs as advanced jointly to the Delaware River Bridge Commission in the sum of Twelve thousand Four hundred Seventy-eight Dollars and Fifty-four Cents ($12,478.54) and of which amount the Commonwealth of Pennsylvania advanced only the sum of Four thousand nine hundred seventy-eight Dollars and Fifty-four Cents ($4,978.54) and which monies were since repaid on October twenty-sixth one thousand nine hundred and thirty-three by the Delaware River Bridge Commission to the Commonwealth of Pennsylvania to wit the said sum of Twelve thousand Four hundred Seventy-eight Dollars and Fifty-four Cents ($12,478.54) with the interest thereon at four per cent from July fifteen one thousand nine hundred and eighteen to October twenty-six one thousand nine hundred and thirty-three Seven thousand Nine hundred and Thirty-one Dollars and Eighty-six Sents $(7,931.86) making a total of Twenty thousand Four hundred and Ten Dollars and Forty Cents ($20,410.40) and which was refunded by the Delaware River Bridge Commission to the Commonwealth of Pennsylvania out of and from which there is due by the Commonwealth of Pennsylvania to the City of Philadelphia the said sum of monies heretofore advanced by the City of Philadelphia to wit the sum of Seven thousand Five hundred Dollars ($7,500.00) with interest thereon from July fifteen one thousand nine hundred and eighteen to October twenty-six one thousand nine hundred and thirty-three in the sum of Four thousand Five hundred Eighty-four Dollars and Seventeen Cents ($4,584.17) making a total of Twelve thousand Eighty-four Dollars and Seventeen Cents ($12,084.17) due by the Commonwealth of Pennsylvania to the City of Philadelphia for the said monies heretofore advanced

The first section was as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the said sum of Seven thousand Five hundred Dollars ($7,500.00) with interest thereon from July fifteen one thousand nine hundred and eighteen to October twenty-six one thousand nine hundred and thirty-three amounting to Four thousand Five hundred Eighty-four Dollars and Seventeen Cents ($4,584.17) making a total of Twelve thousand Eighty-four Dollars and Seventeen Cents ($12,084.17) be and the same is hereby appropriated to the City of Philadelphia to be paid to the City Treasurer of the City of Philadelphia on behalf of the said City of Philadelphia being the amount with

interest heretofore advanced by the City of Philadelphia as aforesaid and so returned by the Delaware River Bridge Commission to the Commonwealth of Pennsylvania

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 371, entitled:

An Act to amend an act approved the twenty-fifth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand twenty-four) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by establishing certain sanitary regulations in the establishments in which they work by requiring certain abstracts and notices to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for violations thereof by defining the procedure in prosecutions and by repealing all acts and parts of acts inconsistent with the provisions thereof" as amended by excepting from the provisions of the act certain occupations and professions and further regulating the hours of labor

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-fifth day of July one thousand nine hundred thirteen (Pamphlet Laws one thousand twenty-four) entitled "An act to protect the public health and welfare by regulating the employment of females in certain establishments with respect to their hours of labor and the conditions of their employment by establishing certain sanitary regulations in the establishments in which they work by requiring certain abstracts and notices to be posted by providing for the enforcement of this act by the Commissioner of Labor and Industry and others by prescribing penalties for violations thereof by defining the procedure in prosecutions and by repealing all acts and parts of acts inconsistent with the provisions thereof" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term "establishment" when used in this act shall mean any place within this Commonwealth where work is done for compensation of any sort to whomever payable Provided That this act shall not apply to [work] farming

The term "person" when used in this act shall be construed to include any individual partnership or other unincorporated association corporation and municipality

The term "week" when used in this act shall mean any seven consecutive days and the term "day" shall mean any twenty-four consecutive hours

The second section was read as follows:

Section 2 That section three of the said act as amended by the act approved the first day of June one thousand nine hundred fifteen (Pamphlet Laws seven hundred nine) is hereby further amended to read as follows

Section 3 (a) [No] Except as hereinafter provided in this section no female shall be employed or permitted to work in or in connection with any establishment for more than six days in any one week or more than [fifty-four] forty hours in any one week or more than [ten] eight hours in any one day Provided That during weeks in which a legal holiday occurs and is observed by an establishment any female may be employed by such an establishment during three days of such week for a longer period of time than is allowed by this act but no female shall be permitted to work more than two hours overtime during any one of such three days nor more than the maximum hours per week specified in this act And provided further That female telephone and telegraph operators over the age of eighteen years may be employed for a total of two hours overtime on any one day in emergency cases when necessary for the continuous operation of a telephone exchange or telegraph office but no such operator shall be permitted to work for more than forty hours in any one week

The employment of such persons at any other time than as stated herein shall be deemed a violation of the provisions of this section unless it appears that such employment was to make up time lost in the same week in consequence of the alteration repairs or accidents to machinery or plant upon which she was employed and dependent for employment but no stopping of machinery for less than thirty consecutive minutes shall justify such overtime employment nor shall such overtime employment be legal unless a written report of the same is sent to the [Commissioner] Secretary of Labor and Industry but no female shall be permitted to work more than two hours overtime during any one day nor more than the maximum number of hours per week specified in this act [Provided That aforesaid restrictions as to hours shall not apply to females engaged in the canning of fruit and vegetable products And provided further That the one day of holiday in seven may be subdivided into two days of twelve hours each for women employes in hotels boarding-houses and in charitable educational and religious institutions at the discretion of the Industrial Board of the Department of Labor and Industry Provided That if it should be hereafter held by the courts of this Commonwealth that the power herein sought to be granted to the said board is for any reason invalid such holding shall not be taken in any case to affect or impair the remaining provisions of this section]

(b) Females employed in the canning of perishable fruits and vegetables may be permitted to work for not longer than ten hours in any one day including any overtime as specified in subsection (a) Provided That no female so employed may in any case be employed or permitted to work for more than forty hours in any one week or for more than six days in any one week

(c) No female shall be employed or permitted to work in domestic service more than fifty-four hours in any one week

[(b)] (d) Whenever any female shall be employed or permitted to work in or in connection with more than one establishment in any one week or in any one day the aggregate number of hours during which she shall be employed or permitted to work in or in connection with such [establishment] establishments shall not exceed the number of hours prescribed in this section for such females in any one week or any one day

(e) The provisions of this section shall not apply to the work of nurses in hospitals nor to the work of females over twenty-one years of age earning at least thirty-five dollars a week in any of the following occupations (1) bona fide executive position (2) learned professions or (3) court stenographers

On the question,

Will the House agree to the section?

Mr. FLINCHBAUGH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amend will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 2, page 5, line 7, by inserting after the word "week" at the end of the line the following:

except from August fifteenth to October fifteenth of any year during which period there shall be no restriction of hours

On the question,

Will the House agree to the Amendment?

Mr. HALUSKA. Mr. Speaker and members of the House, House Bill No. 371 has been before the House for the last thirty days. We have all studied the bill and we have had a public hearing on it, and I feel that the amendment offered by Mr. Flinchbaugh should be voted down. I have consulted with Mr. Phillips of the State Federation of Labor and other heads, and they are against the further amendments to this bill. We have added three amendments since the bill has been recommitted, and the committee and the sub-committee have studied this bill very thoroughly, and with the amendments offered in the last meeting, I feel that the bill should go through on second reading as it is.

Mr. FLINCHBAUGH. Mr. Speaker and members of the House, ever since there have been restrictions as to hours for female employes in Pennsylvania, the employes of the farms have been exempt, and legislators in the past realizing that the canning industry was so closely allied to the farming industry, that industry has also been exempt. This industry, ladies and gentlemen, is a comparatively new industry in the State of Pennsylvania, and it is peculiar in that it is found only in certain sections of the State of Pennsylvania. It is primarily, or was primarily a Maryland industry, and the canning industry today is found along the border states of the Mason-Dixon Line, in the county of Chester, the county of Lancaster, the county of York, Adams and Franklin, and also in the northwestern part of the state, in the county of Erie. These industries are peculiarly situated along bordering states. The State of Maryland has no restrictions whatsoever as to the hours of employment in canning factories, and the State of New York, which is considered a progressive state, a state that is advanced in labor legislation, has similar provisions to the provisions designated in this amendment.

The canning industry is an industry which has grown rapidly, and today every family practically, especially the families of meager incomes depend upon canned foods, because they are unable to buy the expensive fresh vegetables in the open market. We have no control over the ripening of the crops and when the crops ripen it is imperative that they be placed in the cans as rapidly as possible. The pea canning season, for instance, lasts only about ten days, and in those ten days millions of cans of peas are canned in the State of Pennsylvania, and twelve or twenty-four hours delay in the plucking and the canning is a decided disadvantage in the quality of the goods. The same is true of corn. You realize how different corn on the cob tastes when it is fresh plucked and one that has been on the market for a few days. We are aiming as an industry to get the best products to the people at the minimum cost.

The canning of tomatoes, for instance, is a great industry in Pennsylvania. Millions of cans of tomatoes are packed in this State, and they ripen very quickly, and I have seen thousands of bushels of tomatoes go to waste because in spite of all the efforts that the canners could put forth, they couldn't catch up to the crops as they came into the canning factories. There may be a season of wet weather, for instance, during the beginning of the week, and then the sun comes out. The tomatoes ripen rapidly and they come into the factory in such quantities that it is almost a physical impossibility to can them before they deteriorate. We have no control over the ripening of the crops, as I said a moment ago, and it is imperative that we get this product into the cans as quickly as possible. The prosperity, the happiness, the health and the well being of the people, especially those in the cities, depend upon an adequate supply of wholesome food supplied at a reasonable price, and for that reason, because of the fact that the canners operate in small communities, in little hamlets, out even on the farm, where it is difficult to get help, the suggestion has been made: "Why don't you get additional help?" We never know when the rush season will be on. We may be expecting very little fruit, and will be deluged with fruit, and we cannot go out into the open market, the labor market, and get a large quantity of labor in a short time, as it is a physical impossibility and we ask that this amendment be included in this bill, that you vote for this amendment in order that we can take care of these rapidly ripening crops. This is an industry which is bringing thousands of dollars to the farmers in these localities or communities where canneries are located. In those counties in which canning factories are located, we have had an exceptionally prosperous group, and in those groups very few, if any, of the farms have been placed on sale for taxes, because of the canneries located in those communities. In fact, a banker told me that usually they have very little trouble with the farmers who raise crops for the canning factories, because it is a cash product, it is a cash crop, out of which they can pay their mortgage interest and pay their taxes, and pay all their necessary expenses, and if you should curtail this industry, you would be striking a direct blow at one of the great industries of the State.

Gentlemen,I ask you to support this amendment and save a great industry and place us in a position where we can compete with our neighboring States who have more liberal legislation than is proposed in this bill in its present form.

Mr. CAPUTO. Mr. Speaker, I would like to interrogate the gentleman from York, Mr. Flinchbaugh.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. FLINCHBAUGH. I will, Mr. Speaker.

Mr. CAPUTO. Mr. Speaker, will the gentleman state to the House what his occupation is?

Mr. FLINCHBAUGH. I am a canner, Mr. Speaker.

Mr. CAPUTO. Mr. Speaker and members of the House, this bill was originally introduced with no exceptions therein. At the present time I note that we have excepted from the provisions of this bill telephone operators, domestic help, all female help in the canning industry, executives, nurses, learned professions and court stenographers. Now, if we are going to permit additional exceptions to this bill, then I would say we may as well kill the bill entirely, because it would not be effective.

The gentleman from York has asked us to make certain exceptions in the canning industry between certain periods. I say that the amendment should be defeated, because if that amendment is included in the bill, then we may as well include all female help in service and lt the bill be ineffective entirely. I, therefore, ask the members of this House to vote down the amendments.

Mr. HOOPES. Mr. Speaker and members of the House, those of you who have paid attention to the reading of this amendment will note that it specifically provides that for two months, from August 15th to October 15th there

will be no limitation of the hours. In other words, as far as the law in this state will be concerned, if that amendment is put into the bill and the bill passes, then you can work women 18 hours a day if you can get them to work that long. Absolutely no restrictions whatever as to what the canning industry asks, and a lot of other industries that are asking the same thing. If I have read correctly the platforms, both the major political parties are pledged to a measure providing for a shorter working day and week for women. You are not doing that by putting an amendment like that into this measure. You will be lengthening them rather than shortening them. I hope that you will vote the amendment down.

I see that we have provided for the canners in this bill in a special section, providing that female employes in the canning of perishable fruits and vegetables shall not be permitted to work for any longer than ten hours in any one day, including any overtime as specified in sub-section (a) in lieu of the two hours a day. How much more do they want? Apparently they would like it unlimited. In fact that is what they are asking for.

As has been well said, if you are going to start amending this measure for every industry that thinks it should not come within its provisions, or thinks it will be inconvenienced thereby, or put to a slightly additional expense, why then, there is no use pretending to regulate the hours of women. You had better stop in the beginning. Let us either pass a real bill, or not pass any at all. The canning industry asks for special favors. They say that they employ almost entirely local labor. That may be true today. I certainly know that it has been the practice in the very recent past for them to import labor from the large cities and work entire families long hours at very low wages. I hope that you are not going to endorse that sort of tactics by putting this amendment into the bill. It was before the Committee on Labor for a matter of three weeks, and a sub-committee very craefully considered some thirty amendments that were proposed to it, and I repeat, if you are going to start chiseling a little off here, and a little there, when you get through, it won't be a women's forty hour a week bill. It will be a bill that will be of no use whatever. I, therefore, ask you to vote "no" on these amendments.

Mr. SPEAKER, I ask for a roll call.

Mr. YOURISHIN. Mr. Speaker and members of the House, as has already been told you, this bill has been before the Committee on Labor for almost two months. It has been in sub-committee for three or four weeks. That committee has made a study of it. There was a public hearing held in this House to give everybody a chance to express their opinion, and we feel that with the public hearing that was held here that the bill as it is now, as amended, is a bill that should be put through this House and give to the workers of this State something that the major political party has promised to do. They have right in the platform that they were going to reduce the hours of women in industry, and now along come these amendments from the canners, not asking for restricted time, but for a period of two months, asking that an amendment be put through, not restricting the working hours of women—even twenty-four hours if they want to, with many, many hundreds of women walking the streets, idle, looking for work. The purpose of all legislation shortening the hours of labor is to put men and women to work, and not to work them fourteen and fifteen hours. I submit to you that the bill already provides that the canning industry can work their help two hours a day extra in peak periods, and I think that ten hours a day is plenty enough work for any woman in any industry, be it for a week or ten days, and I ask the members of the House to vote down the amendment.

Mr. McCREARY. Mr. Speaker and members of the House, I only want a minute, but I wish to say, Mr. Speaker, that I was the manager, a stockholder and president of a canning company for six years, and, therefore, I am not talking through my hat; I know what I have to tell you, and I know this, members of the House, that nearly every word that the gentleman from York has told you here is true. There are a few peculiar things about this canning industry that the gentlemen that are so seriously anxious about overtime of women do not understand. We work and pay the canners by the piece, and whatever extra time they put in, they get paid for it and paid well. It is also a very fluctuating business. Most of the vegetables are picked about twice a week, and on certain days the canning factory is flooded with those perishable vegetables needing attention, maybe the following day there is only a small pick or there isn't any, so that there is an interval between these forty hours almost every day. We pay good wages and we get good help, willing help, willing to put in all the hours we ask them to put in, and it isn't to be compared with these shops that work from Monday morning to Saturday evening. It is out in the country—every canning factory that I ever saw —and their employes are usually the men and women, girls and boys who come from the surrounding farming country, and I will tell you they are all used to putting in from ten to sixteen hours a day, and do not think anything of it. I want to corroborate everything that the gentleman from York has said, and he knows, because he operates a canning factory and, members of the House, when you get the words of the manager of a canning factory, he knows what he is talking about, and they should have more weight with you than simply those of politicians.

Mr. SOWERS. Mr. Speaker and members of the House, I fail to understand why the canning industry should have any special favors. We submitted to the canning industry and to the other members of the committee the proposition that women might work longer during the Christmas holiday rush in stores, and they said, "No; if they can't work at Christmas in stores, why then should they work in August and September and October all day long in canning factories. We asked the Committee to amend the bill so that women might work longer, for two weeks during the early part of the year to take an inventory. The canners did not approve of that. Now, I submit that is less laborious work than canning, and I ask you to vote "no" on this amendment.

Mr. MORAN. Mr. Speaker, I would like to interrogate the gentleman from Erie, Mr. McCreary.

The SPEAKER. Will the gentleman from Erie permit himself to be interrogated?

Mr. McCREARY. I will, Mr. Speaker.

Mr. MORAN. Mr. Speaker, may I ask what business the gentleman is in at the present time?

Mr. McCREARY. Mr. Speaker, I am a farmer and hot-house man. I mean by that that I produce hot-house vegetables in the winter time—tomatoes and cucumbers.

I have got cucumbers that high now, (indicating) but we don't can them.

Mr. MORAN. Mr. Speaker, is the gentleman from Erie a stockholder in any canning factories, or is he the owner of a canning factory?

Mr. McCREARY. Not now, Mr. Speaker.

Mr. MORAN. Does the gentleman own any property which is in any way connected with a cannery?

Mr. McCREARY. Not a dollar's worth, Mr. Speaker.

Mr. WITKIN. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Philadelphia will state his point of order.

Mr. WITKIN. Mr. Speaker, the interrogation has proceeded to a point where I think it is improper.

The SPEAKER. The point of order is well taken.

Mr. MORAN. This bill, House Bill No. 371, has been in the hands of the Committee on Labor, I believe, for approximately two months. In that time we had a public hearing. We also had this bill in a sub-committee. We have had telegrams and letters from all sides. We have tried to be fair on this proposition, and now the canning industry wants a special privilege. So do all the other big manufacturers want special privileges, and if we were to grant them, instead of our working forty hours a week, they would have us working forty-eight hours a day. They forget about humanity. Big industry today has forgotten about humanity. It is a matter of dollars and cents with them, and they have no regard for human beings. I would say to the ladies and gentleman of the House to vote down these amendments if you want to help the common people, vote "no" on these amendments, and let us support this bill as it is. It is a liberal bill. If I had my way I would not let anybody work over thirty hours a week, but as this is the best we can do at the present time, I would say let us take what we have got, and later on try to get something better.

Mr. KANE. Mr. Speaker, I would like to interrogate the gentleman from Beaver, Mr. Caputo.

The SPEAKER. Will the gentleman from Beaver permit himself to be interrogated?

Mr. CAPUTO. I will, Mr. Speaker.

Mr. KANE. Mr. Speaker, I would like to ask the gentleman from Beaver, Mr. Caputo, what effect this bill would have upon the hours of work, and how the hours of work would be determined in the case of a person such as my cook, who resides in my home and takes care of the baby?

The SPEAKER. The Chair wishes to call attention to the fact that the amendments only are under discussion at the present time. The gentleman will confine himself to the amendments instead of the bill itself.

Mr. KANE. I beg your pardon, Mr. Speaker, is this the canners' amendment?

The SPEAKER. This is the canners' amendment.

Mr. KANE. I asked the wrong question, and I beg the Speaker's pardon. I also apologize to the gentleman from York, Mr. Flinchbaugh, in speaking on this amendment, this amendment dealing with employes in canneries.

Mr. Speaker, I would like to interrogate the gentleman from Beaver, Mr. Caputo.

The SPEAKER. Will the gentleman from Beaver permit himself to be interrogated?

Mr. CAPUTO. Mr. Speaker, I will.

Mr. KANE. Mr. Speaker, I would like to ask the gentleman from Beaver, Mr. Caputo, whether or not he is familiar with the fact that during the harvest season the farmers of Pennsylvania work from dawn to dusk, in order to get their crops harvested and ready to go to the canneries and to other persons who are going to put them in shape for the market? Are you familiar with that fact?

Mr. CAPUTO. I am from hearsay, Mr. Speaker.

Mr. KANE. Mr. Speaker, I would like to ask the gentleman from Beaver whether or not he believes that preventing excess work, if you choose to call it that, on the part of the cannery employes during this rush season might not prevent the farmer from selling a large part of the crop which he has slaved so hard to produce; do you know that.

Mr. CAPUTO. I am not familiar with the fact, Mr. Speaker, and therefore I cannot answer the question.

Mr. KANE. Several times on this floor I have heard questions asked of persons as to their occupations, in a slighting manner, as if it might impeach their integrity. I would like to ask the gentleman from Beaver, Mr. Speaker, whether or not in view of his answers he does not believe that the gentleman from York, Mr. Flinchbaugh, knows a great deal more about the conditions in the canning industry and what is good for the employes in that industry than the gentleman from Beaver does?

Mr. CAPUTO. I believe he does, Mr. Speaker. I haven't questioned that.

Mr. MOUL. Mr. Speaker and members of the House, I am not a canner, nor do I own any stock in a canning factory. However, I feel that it is my duty to arise and defend the amendment which is now before us on behalf of the farmers in my own district. York County, as you all know, is one of the outstanding farming sections of the State of Pennsylvania. During the past fifteen years York County has become one of the leading farming sections, producing crops for canneries, and during that period of time I have seen hundreds of farmers dependent almost entirely upon the canning crop for their income. That has been especially true during the years of the depression. Practically one-fourth of the farm land in our section is devoted to some form of canning crop or other, and during the years of depression the farmers have received their return for their tomato crops, their bean crops, their sweet corn crops and their pea crops, while farmers engaged in other lines of farming have not been so fortunate. This business has grown up due to the fact that we have canning facilities in our county that will take care of the products that the farmer produces. All over the country we have tried to cut down the production in various fields of farm crops in order to help the farmer. Here we have a field where the farmer has been protected, where he has received a good return. If this bill does not permit the canners to take care of the crops that the farmer produces in the future, as they have done in the past, we will be retarding recovery by throwing the farmers in our section into other lines of the farming business, where they may not be so fortunate. I have seen thousands of bushels of tomatoes stacked up on the canning platforms, waiting for the canners to take them away and can them, if you please, and I have seen under present conditions under the Code bushels and bushels and bushels of tomatoes that have spoiled on the platform, because under present conditions they were unable to put them in the can, and the farmer was the man who lost, it was not the canner. If we cut the hours of labor in the canning factories still further, it will mean that there will be more bushels of tomatoes that will remain on the platform, and there is

only one thing that the canner can do, and that is to ask the farmer to cut down his acreage or else keep some of that crop on the field.

I defy anyone in this room to give us a specific case of where there has been any question in our territory as to the hours of labor in which the women are employed. No one has said anything about the hours of labor. When they are employed for a longer period of time, it may be for a day or two. If you are going to restrict them to ten hours a day, it will simply mean that you are going to cut down the production in our territory, and I want to appeal to you, members of the House, not in the name of the canners, but in the name of the farmers in one of the most beautiful and most prosperous districts of the State of Pennsylvania that you support this amendment, which does not harm labor in any way. I went up and down my district and campaigned one hundred percent for labor, and I am just as much interested in labor as any member of this House, and if you think I want to ruin twenty-five percent of the business in my district, how could you expect me to support a proposition of this kind. I am speaking now of the bill—pardon me. I could not take any action in this House that would ruin a beautiful farming section. To substantiate what I have said, two years ago when farmers were being sold out left and right throughout the State of Pennsylvania, the Federal Land Bank of Baltimore made this statement, that York County was the only county in the State of Pennsylvania where there were no farms being taken by the Federal Land Bank of Baltimore, and they also said at that time that they thought it was entirely due to the canning industry that had grown up and protected the farmer. I appeal to you to support us in York County and give us this amendment, which isn't going to hurt your labor bill in any way, shape or form.

I might add that we had another bill which affected the youth, and we put in an amendment which exempted newspapermen from the provisions of the bill to a certain extent, and there you had protests, and here you have none coming from our district. I see no reason why the members who come from districts that are not affected in any way should vote down this amendment.

Mr. HALUSKA. Mr. Speaker, I would like to interrogate the gentleman from York, Mr. Flinchbaugh.

The SPEAKER. Will the gentleman from York permit himself to be interrogated?

Mr. FLINCHBAUGH. I will, Mr. Speaker.

Mr. HALUSKA. Mr. Speaker, may I ask the gentleman from York what will prohibit under this Act the canners from working more than one shift.

Mr. FLINCHBAUGH. Mr. Speaker, the thing that will prohibit the canners from working more than one shift is the fact that many of the canneries are located in sparsely settled communities; in fact in little hamlets, and all their available help is taken during the rush season, and it is practically impossible to work more than two shifts, because these peak periods don't occur more than ten days during the entire season, and it is very obvious that you could not go to the large cities and get help out there for a day or two at a time, because of the fact that you never know when help will be needed.

Answering the objection raised by the gentleman from Berks, Mr. Hoopes, the fact is that we formerly brought our help from the large cities. We are trying to get those employes from our own people, and not import help from Baltimore during the entire season.

Mr. HALUSKA. Mr. Speaker, the help that they hire down in York, may I ask whether it is from this state, or whether it is from across the border?

Mr. FLINCHBAUGH. Mr. Speaker, they are practically all from this state at the present. As I said a moment ago, formerly we got a lot of Polish help from Baltimore, but very few of the canners today have this help. And that is not only true of the industry in York county, but it is also true in Adams county, where I know the help is almost exclusively local help.

Mr. HALUSKA. Mr. Speaker, does the gentleman think that any girl can stand back of one of those machines and work efficiently for longer than ten hours a day?

Mr. FLINCHBAUGH. They do, Mr. Speaker, and often times—I do not want to make any apologies for being in this business, because I think it is a legitimate and honorable business—any work is honorable—I have often said to the girls in my district, for instance, "We have worked long enough, and I presume you are tired. I will close for the day," and they have voluntarily said, "We want to work and clean up the goods we have on hand." We haven't had any labor trouble, I have never heard of any labor trouble in the entire canning industry. and we have today in the canning industry workers that are asking that they should be given this permission.

Mr. HALUSKA. Mr. Speaker, if the proposed amendment of the gentleman does not have unrestricted hours, would it mean fifteen or eighteen hours per day, or did the gentleman have in mind any specified time in the amendment.

Mr. FLINCHBAUGH. Mr. Speaker, I had no specified time per day. It is very unusual to work over fifteen hours a day, and that probably only occurs one in six days during the entire season. I would be agreeable, if the sponsor of the bill is willing, to have the bill amended from unrestricted hours per day to restricting it to fifty-four hours per week, the same as domestic help.

On the question recurring.

Will the House agree to the amendment?

BILL POSTPONED

Mr. HALUSKA. Mr. Speaker, in fairness to Mr. Flinchbaugh and the other members of the House who are interested in this bill, I move that we postpone the second reading of this bill until Monday.

On the question,

Will the House agree to the motion?

The SPEAKER declared the noes appeared to have it,

Whereupon, a division was called for and one hundred and nine members or more than a majority having voted in the majority the motion was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 252, as follows:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property,

and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" abolishing the county poll tax in counties of the third class and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" are hereby amended to read as follows

Section 202 Poll in Lieu of Occupation Tax in Counties of the Second [and Third] in counties of the second and third class the county tax on trades occupations and professions is hereby abolished and in lieu thereof each such county of the second class shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as [now] provided by law with like powers duties and authority as provided by law for the collection of taxes on trades occupations and professions No such poll tax shall be assessed in counties of the third class

Section 404 Assessment of Persons in Second and Third Class Counties for Collection of Poll Taxes and Borough and Township Occupation Taxes It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in counties of the second and third classes over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law The assessor shall also state the occupation of each such resident and inhabitant or that a person does not follow an occupation or calling as the case may be for the assessment of any township or borough tax on occupations as [now] provided by law To the lists as furnished by the tax assessors [the county commissioners or] the board for the assessment and revision of taxes [as the case may be] shall add and assess [for] the poll tax but in counties of the second class only against such residents and inhabitants as may be assessed by assessors assistant or registry assessors [for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least two months before any general or municipal election and be so assessed The county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer or if other county taxes for the year have become delinquent then to the county delinquent tax collector] The county commissioners or boards for the assessment and revision of taxes as the case may be shall continue to fix valuations for trades occupations [and] professions and persons who follow no occupation or calling as [now] provided by law for the use of boroughs and townships and nothing contained in this act shall be construed to repeal the power of townships and boroughs to levy taxes on trades occupations [and] professions and on persons who follow no occupation or calling as [now] provided by law

Section 2 This act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. EBERHARTER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON FINAL PASSAGE

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 835 (Senate Bill No. 118), as follows:

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims or to revive judgments on such claims where more than five years have elapsed since said claims were filed or such judgments were entered or revived and to reduce such claims to judgment or to revive such judgment and providing for the revival and collection of such judgments

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any city of the third class borough or township has heretofore filed in the office of the prothonotary of the proper county any municipal claim or claims and the city borough or township has not within the period of five years after the date on which any such claim was filed sued out a writ of scire facias to reduce the same to judgment or whenever any such municipal claim or claims have been reduced to judgment and the borough or township has not within the period of five years after the date on which such judgment or judgments were entered or within five years after the date on which such judgment or judgments were last revived file a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same then in any such case any such city borough or township may within six months after the passage and approval of this act issue its praecipe for a writ of scire facias on any such municipal claim and proceed to judgment in the manner provided by law to obtain judgments upon municipal claims or in case judgment has been entered either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment in the manner provided by law to obtain judgments of revival and such judgment so entered or revived shall be a valid judgment and be a lien upon the real estate upon which it was a lien at the time the claim was filed or the judgment was entered and said judgment may be revived or further revive and collected as other judgments upon municipal claims are revived and collected Provided however That the lien of any such judgment shall not reattach against any real estate transferred to any purchaser during the time when the lien of any such municipal claim or judgment was lost nor shall the lien of any such judgment impair or affect the priority of the lien of any mortgage or other lien which gained priority because of the failure of the city or borough or township to sue out the writ of scire facias or file a suggestion of nonpayment and an averment of default within the five year period or was entered of record during the time the lien of such municipal claim or judgment was lost

Section 2 This act shall be in effect immediately upon its final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—193

Achterman,	Duffort,	Longaker,	Schrope,
Alexander,	Eberharter,	Lovett,	Schwab,
Allen,	Ederer,	Lynch,	Shaw,
Altenburg,	Eroe,	Male,	Shepard,
Andrews,	Falkenstein,	Mallen,	Shortz,
Arnold,	Ferko,	Mason,	Shugarts,

Atkins,	Finnerty,	McCreary,	Siegel,
Aukerman,	Fitch,	McDermott,	Simpson,
Baine,	Flanagan,	McDevitt,	Sinwell,
Baker, F. T.,	Flinchbaugh,	McElroy,	Sloan,
Baker, J. J.,	Forrest,	McHenry,	Smith, J. A.,
Baldi,	Furman,	McKinney,	Smith, W. G.,
Barnhardt,	Gates,	Melchiorre,	Snyder, F. E.,
Bernhard,	Gerard,	Mentzer,	Snyder, J. L.,
Blumberg,	Gillette,	Merrell,	Sowers,
Boose,	Green,	Moomaw,	Sproul,
Boyd, R.,	Greenstein,	Mooney,	Stank,
Boyer,	Habbyshaw,	Moore,	Stevens,
Bradley,	Haberlen,	Moran,	Stewart,
Brancato,	Hagerty,	Moul,	Stone,
Brennan,	Haluska,	Muir,	Stott,
Brown, H. S.,	Hamilton, R. S.,	Munley,	Sumney,
Brown, J. E.,	Harkins,	Murrin,	Surface,
Brownfield,	Harmuth,	Nagel,	Tahl,
Brumbaugh,	Hart,	Nothnagle,	Terry,
Burke,	Hartman,	O'Keefe,	Tronzo,
Cannon,	Hefferon,	Ominsky,	Trout,
Caputo,	Hermansen,	O'Neill,	Tumelty,
Carr,	Hetrick,	Panton,	Turner,
Carson,	Hindman,	Parks,	Van Allsburg,
Castor,	Hirsch,	Patterson, C.,	Van Sickle,
Chervenak,	Hoffner,	Patterson, J. W.,	Walker,
Coakley,	Holland,	Pearson,	Wall,
Cochran,	Holstrom,	Perry,	Wasserman,
Cohen,	Hoopes,	Pfaff,	Weidemann,
Coleman,	Horst,	Phillips,	Weiss,
Condon,	Jackson,	Powers,	Welliver,
Coolahan,	Jones,	Reising,	Welsh,
Cordier,	Kane,	Reynolds,	Westrick,
Davies,	Kelso,	Rhys,	White,
Decker,	Kilroy,	Rinn,	Wickersham,
Denning,	Kinney,	Roan,	Wilson,
Dent,	Klingler,	Robinson,	Witkin,
Diehl,	Kobelak,	Root,	Wood,
Dilley,	Larue,	Ruffennach,	Woodside,
Downey, G. E.,	Linderman,	Sarraf,	Yeakel,
Downey, J. J.,	Long,	Scanlon,	Yourishin,
		Schrock,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it with..... .....amendments in which the concurrence of the Senate is requested.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 738, entitled:

An Act to amend section seven hundred and two of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," providing that one-half of all fines and penalties shall be paid to counties.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yea sand nays were taken and were as follows, viz:

YEAS—192

Achterman,	Eberharter,	Lynch,	Schwab,
Alexander,	Eroe,	Male,	Schwartz,
Allen,	Falkenstein,	Mallen,	Shaw,
Altenburg,	Ferko,	Mason,	Shepard,
Andrews,	Finnerty,	McCreary,	Shortz,
Arnold,	Fitch,	McDermott,	Shugarts,
Atkins,	Flanagan,	McDevitt,	Siegel,
Aukerman,	Flinchbaugh,	McElroy,	Simpson,
Baine,	Forrest,	McHenry,	Sinwell,
Baker, F. T.,	Furman,	McKinney,	Sloan,
Baldi,	Gates,	Melchiorre,	Smith, J. A.,
Barnhardt,	Gerard,	Mentzer,	Smith, W. G.,
Bernhard,	Gillette,	Merrell,	Snyder, F. E.,
Blumberg,	Green,	Moomaw,	Snyder, J. L.,
Boose,	Greenstein,	Mooney,	Sowers,
Boyd, R.,	Habbyshaw,	Moore,	Sproul,
Boyer,	Haberlen,	Morgan,	Stank,
Bradley,	Hagerty,	Moul,	Stevens,
Brancato,	Haluska,	Muir,	Stewart,
Brennan,	Hamilton, F. P.,	Munley,	Stone,
Brown, H. S.,	Harkins,	Murrin,	Stott,
Brown, J. E.,	Harmuth,	Nagel,	Sumney,
Brownfield,	Hart,	Nothnagle,	Surface,
Brumbaugh,	Hartman,	O'Keefe,	Tahl,
Burke,	Hefferon,	Ominsky,	Terry,
Cannon,	Hermansen,	O'Neill,	Tronzo,
Caputo,	Hetrick,	Panton,	Trout,
Carr,	Hindman,	Parks,	Tumelty,
Carson,	Hirsch,	Patterson, C.,	Turner,
Castor,	Hoffner,	Patterson, J. W.,	Van Allsburg,
Chervenak,	Holland,	Pearson,	Van Sickle,
Coakley,	Holstrom,	Perry,	Walker,
Cochran,	Hoopes,	Pfaff,	Wall,
Cohen,	Horst,	Phillips,	Wasserman,
Coleman,	Jackson,	Piole,	Weidemann,
Condon,	Jones,	Powers,	Weiss,
Coolahan,	Kane,	Reising,	Welliver,
Cordier,	Kelso,	Reynolds,	Welsh,
Davies,	Kilroy,	Rhys,	Westrick,
Decker,	Kinney,	Rinn,	White,
Denning,	Klingler,	Roan,	Wickersham,
Dent,	Kobelak,	Robinson,	Wilson,
Diehl,	Larue,	Rooney,	Witkin,
Dilley,	Linderman,	Root,	Wood,
Downey, G. E.,	Long,	Ruffennach,	Woodside,
Downey, J. J.,	Longaker,	Sarraf,	Yeakel,
Duffort,	Lovett,	Schrock,	Yourishin,
		Schrope,	Sarig,

NAYS—1

Baker, J. J.,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 648, entitled:

An Act to amend section three of the act approved the eleventh day of May, one thousand nine hundred and twenty-one (P. L. 522), entitled "An act relating to dogs, and the protection of live stock and poultry from damage by dogs, providing for the licensing of dogs by the Secretary of Agriculture; providing for the enumeration of dogs by assessors; regulating the keeping of dogs, and authorizing their destruction in certain cases; providing for the protection of licensed dogs, and for dogs temporarily imported for trial, show, and breeding purposes; prescribing certain privileges for hunting dogs, and dogs owned or used by the Board of Game Commissioners; providing for the assessment of damages done to live stock and poultry by dogs, and for the illegal killing of licensed dogs, and the payment of such damages by the Commonwealth; imposing powers and duties on certain State, county, city, borough, town, and township officers and employes; directing the payment of all moneys collected into the State Treasury; and making an appropriation thereof; and providing penalties," as amended; by providing for the free licensing of certain dogs of blind persons.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows viz:

YEAS—190

Achterman,	Duffort,	Lynch,	Schrope,
Alexander,	Eberharter,	Male,	Schwab,
Allen,	Eroe,	Mallen,	Shaw,
Altenburg,	Falkenstein,	Mason,	Shepard,
Andrews,	Ferko,	McCreary,	Shortz,
Arnold,	Finnerty,	McDermott,	Shugarts,
Atkins,	Fitch,	McDevitt,	Siegel,
Aukerman,	Flanagan,	McElroy,	Simpson,
Baine,	Flinchbaugh,	McHenry,	Sinwell,
Baker, F. T.,	Forrest,	McKinney,	Sloan,
Baker, J J.,	Furman,	Melchiorre,	Smith, J. A.,
Baldi,	Gates,	Mentzer,	Smith, W. G.,
Barnhardt,	Gerard,	Merrell,	Snyder, F. E.,
Bernhard,	Gillette,	Moomaw,	Snyder, J. L.,
Blumberg,	Green,	Mooney,	Sowers,
Boose,	Greenstein,	Moore,	Sproul,
Boyd, R.,	Habbyshaw,	Moran,	Stank,
Boyer,	Haberlen,	Moul,	Stevens,
Bradley,	Hagerty,	Muir,	Stewart,
Brancato,	Haluska,	Munley,	Stone,
Brennan,	Hamilton, F. P.,	Murrin,	Stott,
Brown, H. S.,	Harkins,	Nagel,	Sumney,
Brown, J. E.,	Harmuth,	Nothnagle,	Surface,
Brownfield,	Hart,	O'Keefe,	Terry,
Brumbaugh,	Hartman,	O'Neill,	Tronzo,
Burke,	Hefferon,	Ominsky,	Trout,
Cannon,	Hermansen,	Panton,	Tumelty,
Caputo,	Hetrick,	Parks,	Turner,
Carr,	Hindman,	Patterson, C.,	Van Allsburg,
Carson,	Hirsch,	Patterson, J. W.,	Van Sickle,
Castor,	Hoffner,	Pearson,	Walker,
Chervenak,	Holland,	Perry,	Wall,
Coakley,	Holstrom,	Pfaff,	Wasserman,
Cochran,	Hoopes,	Phillips,	Weidemann,
Cohen,	Horst,	Piole,	Weiss,
Coleman,	Jackson,	Powers,	Welliver,
Condon,	Jones,	Reising,	Welsh,
Conner,	Kane,	Reynolds,	Westrick,
Coolahan,	Kelso,	Rhys,	White,
Cordier,	Kilroy,	Rinn,	Wickersham,
Davies,	Kinney,	Roan,	Wilson,
Decker,	Klingler,	Robinson,	Witkin,
Denning,	Kobelak,	Rooney,	Wood,
Dent,	Larue,	Root,	Woodside,
Diehl,	Linderman,	Ruffennach,	Yeakel,
Dilley,	Long,	Sarraf,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Sarig,
Downey, J. J.,	Lovett,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 540, entitled:

An Act to repeal part of section one of the act approved the twenty-second day of July, one thousand eight hundred and thirty-nine (P. L. 559), entitled "An act to provide for the election of prothonotaries, clerks, recorders and registers;" so far as the same relates to Cumberland County.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, Cumberland County is operating under the special act of 1839, whereby the set-up of county offices is different from all other sixth class counties. In other sixth class counties we have combinations of Registers of Wills and Recorders of Deeds. This facilitates the process of using photo-static equipment in county offices.

I am asking that you support this bill so that Cumberland County may be placed in the same category as other sixth class counties in the use of this efficient set-up.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—186

Achterman,	Downey, J. J.,	Lovett,	Schrope,
Alexander,	Duffort,	Lynch,	Schwab,
Allen,	Eberharter,	Male,	Schwartz,
Altenburg,	Eroe,	Mallen,	Shaw,
Andrews,	Falkenstein,	Mason,	Shepard,
Arnold,	Ferko,	McCreary,	Shortz,
Atkins,	Finnerty,	McDermott,	Shugarts,
Aukerman,	Fitch,	McDevitt,	Siegel,
Baine,	Flanagan,	McElroy,	Simpson,
Baker, F. T.,	Flinchbaugh,	McHenry,	Sinwell,
Baker, J J.,	Forrest,	McKinney,	Sloan,
Baldi,	Furman,	Melchiorre,	Smith, J. A.,
Barnhardt,	Gates,	Mentzer,	Smith, W. G.,
Bernhard,	Gerard,	Merrell,	Snyder, F. E.,
Blumberg,	Gillette,	Moomaw,	Snyder, J. L.,
Boose,	Green,	Mooney,	Sowers,
Boyd, R.,	Greenstein,	Moore,	Sproul,
Boyer,	Habbyshaw,	Moran,	Stank,
Bradley,	Haberlen,	Moul,	Stevens,
Brancato,	Hagerty,	Muir,	Stewart,
Brennan,	Haluska,	Munley,	Stone,
Brown, H. S.,	Hamilton, F. P.,	Murrin,	Stott,
Brown J. E.,	Harkins,	Nagel,	Sumney,
Brownfield,	Harmuth,	Nothnagle,	Surface,
Brumbaugh,	Hart,	O'Keefe,	Terry,
Burke,	Hartman,	Ominsky,	Trout,
Cannon,	Hefferon,	O'Neill,	Tumelty,
Caputo,	Hermansen,	Panton,	Turner,
Carr,	Hetrick,	Parks,	Van Allsburg,
Carson,	Hindman,	Patterson, C.,	Van Sickle,
Castor,	Hirsch,	Patterson, J. W.,	Walker,
Chervenak,	Hoffner,	Pearson,	Wall,
Coakley,	Holland,	Pfaff,	Wasserman,
Cochran,	Holstrom,	Phillips,	Weidemann,
Cohen,	Hoopes,	Piole,	Weiss,
Coleman,	Horst,	Powers,	Welliver,
Condon,	Jones,	Reising,	Welsh,
Conner,	Kane,	Reynolds,	Westrick,
Coolahan,	Kelso,	Rhys,	White,
Cordier,	Kilroy,	Rinn,	Wickersham,
Davies,	Kinney,	Roan,	Wilson,
Decker,	Klingler,	Robinson,	Witkin,
Denning,	Kobelak,	Rooney,	Woodside,
Dent,	Larue,	Root,	Yeakel,
Diehl,	Linderman,	Ruffennach,	Yourishin,
Dilley,	Long,	Sarraf,	Sarig,
Downey, G. E.,	Longaker,	Schrock,	

NAYS—2

Perry,	Wood,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 720, entitled:

An Act to amend sections six hundred and fifty, six hundred and fifty-one, section six hundred and fifty-two as amended, sections six hundred and fifty-four, six hundred and fifty-five and six hundred and fifty six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth,

seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," empowering counties to acquire lands for recreational purposes, parkways, bridle paths and foot paths by eminent domain.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

BILL POSTPONED

Mr. FRANCIS T. BAKER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 611, entitled:

An Act to amend section three hundred and nine as amended, and sections five hundred and two and five hundred and eight of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "An act for the prevention and treatment of mental diseases, mental defect, epilepsy, and inebriety; regulating the admission and commitment of mental patients to hospitals for mental diseases and institutions for mental defectives and epileptics; governing the transfer, discharge, interstate rendition, and deportation of mental patients; providing for the payment by individuals, counties, or the Commonwealth of the cost of the admission, care, and discharge of mental patients; and imposing penalties," further regulating the payment by the counties of the cost of admission, care and discharge of mental patients.

And said bill having been read at length the third time, considered and agreed to.

On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—189

Achterman,	Duffort,	Lovett,	Schwab,
Alexander,	Eberharter,	Lynch,	Shaw,
Allen,	Ederer,	Male,	Shepard,
Altenburg,	Eroe,	Mallen,	Shortz,
Andrews,	Falkenstein,	Mason,	Shugarts,
Arnold,	Ferko,	McCreary,	Siegel,
Atkins,	Finnerty,	McDermott,	Simpson,
Aukerman,	Fitch,	McDevitt,	Sinwell,
Baine,	Flanagan,	McElroy,	Sloan,
Baker, F. T.,	Flinchbaugh,	McHenry,	Smith, J. A.,
Baker, J J.,	Forrest,	Melchiorre,	Smith, W. G.,
Baldi,	Furman,	Mentzer,	Snyder, F. E.,
Barnhardt,	Gates,	Merrell,	Sowers,
Bernhard,	Gerard,	Moomaw,	Stank,
Blumberg,	Gillette,	Mooney,	Stevens,
Boose,	Green,	Moore,	Stewart,
Boyd, R.,	Greenstein,	Moran,	Stone,
Boyer,	Habbyshaw,	Moul,	Stott,
Bradley,	Haberlen,	Muir,	Sumney,
Brancato,	Hagerty,	Munley,	Surface,
Brennan,	Haluska,	Murrin,	Tahl,
Brown, H. S.,	Hamilton, F. P.,	Nagel,	Terry,
Brown, J. E.,	Harkins,	Nothnagle,	Tronzo,
Brownfield,	Harmuth,	O'Keefe,	Trout,
Brumbaugh,	Hart,	Ominsky,	Tumelty,
Burke,	Hartman,	O'Neill,	Turner,
Cannon,	Hefferon,	Panton,	Van Allsburg,
Caputo,	Hermansen,	Parks,	Van Sickle,
Carr,	Hetrick,	Patterson, C.,	Walker,
Carson,	Hindman,	Patterson, J. W.,	Wall,
Castor,	Hirsch,	Pearson,	Wasserman,
Chervenak,	Hoffner,	Perry,	Weidemann,
Coakley,	Holland,	Pfaff,	Weiss,
Cochran,	Holstrom,	Phillips,	Welliver,
Cohen,	Downey, J. J.,	Long,	Schrope,
Coleman,	Hoopes,	Longaker,	Welsh,
Condon,	Horst,	Piole,	Westrick,
Conner,	Jackson,	Powers,	White,
Coolahan,	Jones,	Reising,	Wickersham,
Cordier,	Kane,	Rhys,	Wilson,
Davies,	Kelso,	Rinn,	Witkin,
Decker,	Kilroy,	Roan,	Wood,
Denning,	Kinney,	Robinson,	Woodside,
Dent,	Klingler,	Root,	Yeakel,
Diehl,	Kobelak,	Ruffennach,	Yourishin,
Dilley,	Larue,	Sarraf,	Zimmerman,
Downey, G. E.,	Linderman,	Schrock,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Mines and Mining will meet immediately after this session in room 325.

The Committee on Counties will meet immediately after this session in room 324.

The Committee Chairmen will meet on Monday, March 11, 1935, at 6:45 o'clock P. M. in room 325.

STATEMENT BY MR. HOMER S. BROWN

Mr. H. S. BROWN asked and obtained unanimous consent to make a statement.

Mr. Speaker and members of the House, on day before yesterday there passed away in the city of Washington one of the most distinguished characters in American history. I refer to the late Justice of the Supreme Court, Oliver Wendell Holmes.

For twenty-nine years he with his dignity and his learning graced this distinguished body with his presence. On tomorrow they will lay away in that cemetery reserved for the illustrious dead of the nation all that is left of this statesman, this author, this jurist and this distinguished American citizen.

Mr. Speaker, out of respect to the memory of the man whose opinion made the constitution of this country a real, a live and moving force, I move you that we adjourn we stand for a minute in silence out of respect to the memory of this great man to whom jurisprudence both of this dear country and of the world shall never be able to pay its debt of gratitude.

The SPEAKER. The remarks of the gentleman from Allegheny will be spread upon the Journal.

The members of the House will please rise and stand in silence for a moment out of respect to the late Justice Holmes.

BILLS INTRODUCED AND REFERRED

By Mr. HARMUTH. HOUSE BILL No. 1420.

An Act requiring the Department of Property and Supplies to install electrical voting devices in the Halls of the Senate and the House of Representatives to record the votes of members of the General Assembly, and making an appropriation.

Referred to the Committee on Appropriations.

By Mr. JOHN A. SMITH. HOUSE BILL No. 1421.

An Act providing for the management and administration of the Cumberland County Poor District by the county commissioners of said county as directors of the poor; abolishing the elected directors of the poor and terminating the terms of those now in office, but providing that certain directors shall continue as employes; and repealing existing laws.

Referred to the Committee on Counties.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1422.

An Act to amend Sections 401 and 503 of an act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles and garage keepers; providing that records are admissable as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds."

Referred to the Committee on Highways.

By Mr. FURMAN. HOUSE BILL No. 1423.

An Act to further amend article five of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing therein authority for appropriations to fire companies.

Referred to the Committee on Counties.

RESOLUTION INTRODUCED AND REFERRED

By Mr. SOWERS. RESOLUTION No. 83.

In the House of Representatives, March 7, 1935.

Whereas, House Bill No. 1361 provides for a uniform and flat income tax of one percentum (1%) on incomes and House Bill No. 1362 amends the same by providing for classification of incomes and imposing a flat tax of one percentum (1%) to eleven percentum (11%) on the respective classes, and

Whereas, It is uncertain as to what amount of revenue would be obtained by the Commonwealth were these two bills enacted into law now; therefore be it

Resolved, By the House of Representatives that the Secretary of the Department of Revenue be requested to furnish to the House of Representatives, his estimate of the revenue that would be produced by the two bills for the ensuing biennium and be it further

Resolved, That the Secretary of the Department of Revenue furnish to the House of Representatives, his estimate of the revenue that would be produced on the basis of assuming that Class "B" and the succeeding classes in the amended bill were each encreased by one percentum (1%); for the ensuing biennium and be it further

Resolved, That the Secretary of the Department of Revenue furnish to the House of Representatives his estimate of the revenue that would be produced on the basis of assuming that Class "C" and the succeeding classes in the amended bill be increased by two percentum (2%) for the ensuing biennium, and be it further

Resolved, That the Secretary of the Department of Revenue be requested to furnish his estimate as to how much money would be produced to be returned to the Counties for relief from real estate taxation for the ensuing biennium; and be it further

Resolved, That the Secretary of the Department of Revenue be requested to furnish his estimate as to how much would be produced by the two bills for Old Age Assistance for the ensuing biennium; and be it further

Resolved, That the Secretary of the Department of Revenue be requested to furnish his estimate as to the amount of money required to pay Old Age Assistance, assuming that the minimum age is seventy (70) years; and assuming that the minimum age is sixty-five (65) years; and assuming that the minimum age is sixty (60) years for the ensuing biennium; be it further

Resolved, That the Secretary of the Department of Revenue be requested to give his estimate of the amount of money that would be required to pay the Blind Pension for the ensuing biennium.

Referred to the Committee on Ways and Means.

ADJOURNMENT

Mr. HAGERTY. Mr. Speaker, I move that this House do now adjourn until Monday evening, March 11, 1935, at 9:00 o'clock P. M.

The motion was agreed to, and (at 12:43 o'clock P. M.) the House adjourned until Monday, March 11, 1935, at 9:00 o'clock P. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, MARCH 11, 1935 No. 26

SENATE

MONDAY, March 11, 1935.

The Senate met at 9:00 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Our Heavenly Father, life's pathway is winding and intricate, with many intersections which tend to confuse the traveler. That we be not led astray from the road leading to final consummation of our noblest desire, we need a Guide to help us in every time of perplexity to hear Thee say unto us "I will guide thee with mine eye."

Be Thou, O God, in every truth our Guide to lead us in the right way. Be Thou our defense to protect us from assailing enemies. Make us brave enough to face the dangers that may threaten as we journey on toward our ultimate destination and trustful enough to hold Thy hand when we are confused. At the end of our pilgrimage, may our hearts be cheered to hear falling from Thy lips this verdict: "Well done, thou good and faithful servant; thou hast been faithful once in few things, I will make thee ruler over many things."

This we ask in behalf of this Senate to the honor of thy name. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present, the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HUNSICKER, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. HARVEY asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

Mr. BUCKMAN asked and obtained leave of absence for the Senator from Montgomery, Mr. Boyd.

Mr. BAUMER asked and obtained leave of absence for the Senator from Lycoming, Mr. Sones.

Mr. BAUMER asked and obtained leave of absence for the Senator from Monroe, Mr. Huffman.

PETITIONS

URGING PASSAGE OF HOUSE BILL NO. 864.

The Chair cleared his table and laid before the Senate petition from the Tioga Business Men's Association urging passage of House Bill No. 864.

Which was referred to the Committee on Finance.

FAVORING RETURN OF MONEYS TRANSFERRED FROM THE LIQUID FUELS TAX FUND.

The Chair also laid before the Senate petition from the Pennsylvania State Association of County Commissioners urging the return of moneys transferred from the Liquid Fuels Tax Fund for relief purposes.

Which was referred to the Committee on Finance.

OPPOSING CENTRALIZED COLLECTION OF THE FOUR MILLS TAX ON PERSONAL PROPERTY.

The Chair also laid before the Senate petition from the Pennsylvania State Association of County Commissioners opposing the centralized collection of the four mills tax in intangible personal property.

Which was referred to the Committee on Finance.

FAVORING LOWER REAL ESTATE TAXES.

The Chair also laid before the Senate petition from the Belle Vernon Tax Club of Real Estate Owners Association, favoring legislation to reduce the tax on real estate.

Which was referred to the Committee on Finance.

PROTESTING AGAINST HOUSE BILL NO. 862

Mr. REED (Washington) also presented to the Senate Chartiers Valley Central Labor Union protesting against House Bill No. 862.

Which was referred to the Committee on Finance.

URGING A GENERAL SALES TAX

Mr. REED (Washington) also presented to the Senate petition from the Council of the City of Washington urging a general sales tax, the proceeds of which are to be used for the relief of taxation on real estate.

Which was referred to the Committee on Finance.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ELK COUNTY

LaRue M. Thompson, Ridgway, March 14, 1935.

DELAWARE COUNTY

Albert E. Holl, Media, March 16, 1935.

ERIE COUNTY

Mrs Gladys A. Riede, Erie, March 16, 1935.

SUSQUEHANNA COUNTY

John A. Dutchman, Forest City, March 16, 1935.

ALLEGHENY COUNTY

John A. Tannehill, Pittsburgh, March 18, 1935.
William E. Metz, Pittsburgh, March 21, 1935.

LUZERNE COUNTY

Miss M. Alice Thomas, Hazleton, March 22, 1935.

ALLEGHENY COUNTY

Mrs. Hilda Bernstein, Pittsburgh, March 23, 1935.

JUNIATA COUNTY

Walter S. Mingle, Mifflintown, March 23, 1935

PHILADELPHIA COUNTY

Joseph De Cicco, Philadelphia, March 23, 1935.
Thos. J. Mallon, Philadelphia, March 23, 1935.

NORTHAMPTON COUNTY

P. S. Weiss, Easton, March 26, 1935.

ALLEGHENY COUNTY

O. S. Richardson, Pittsburgh, March 29, 1935.

LAWRENCE COUNTY

Miss Alice Sedgwick, New Castle, March 29, 1935.

PHILADELPHIA COUNTY

H. S. Engle, Philadelphia, March 30, 1935.
Matthew H. McEniry, Philadelphia, March 30, 1935.

VENANGO COUNTY

Mrs. Mary Weikal, Polk, March 30, 1935.

ALLEGHENY COUNTY

A. D. Feeman, Carnegie, April 1, 1935.
Howard C. Glosser, Pittsburgh, April 1, 1935.
James Hull, Munhall, April 1, 1935.
H. H. Montgomery, Pittsburgh, April 1, 1935.
Miss B. N. Remington, Braddock, April 1, 1935.
W. A. Stoehr, Pittsburgh, April 1, 1935.

CHESTER COUNTY

Henry D. Rankin, Phoenixville, April 1, 1935.

ERIE COUNTY

E. P. Beard, Erie, April 1, 1935.

LAWRENCE COUNTY

Roy C. Miller, New Castle, April 1, 1935.

LUZERNE COUNTY

H. J. Steinhauer, Wilkes-Barre, April 1, 1935.

PHILADELPHIA COUNTY

Benjamin M. Kline, Philadelphia, April 1, 1935.
Mrs. J. L. Flamm, Philadelphia, April 1, 1935.
Henry Ripkee, Philadelphia, April 1, 1935.

VENANGO COUNTY

Mrs. Hattie B. Hepner, Franklin, April 1, 1935.

WASHINGTON COUNTY

C. A. Hamilton, Langeloth, April 1, 1935.

DELAWARE COUNTY

Miss Nellie A. Caballero, Media, April 2, 1935.

LACKAWANNA COUNTY

John E. Bradley, Scranton, April 2, 1935.

PHILADELPHIA COUNTY

H. G. Weaver, Philadelphia, April 4, 1935.

ALLEGHENY COUNTY

Andrew Kvasnak, Clairton, April 5, 1935.

BUTLER COUNTY

Miss Jane M. Cornelius, Butler, April 5, 1935.

PHILADELPHIA COUNTY

Mrs. Beatrice P. Briggs, Philadelphia, April 6, 1935.

WARREN COUNTY

Miss Marion A. Bryan, Warren, April 7, 1935.

ALLEGHENY COUNTY

Emil B. Ertzman, Pittsburgh, April 9, 1935.
John G. Gill, Pittsburgh, April 9, 1935.

LANCASTER COUNTY

Miss Anna Dearbeck, Mount Joy, April 9, 1935

YORK COUNTY

M. M. Raab, Dallastown, April 9, 1935.

BEAVER COUNTY

Albert B. Ruhe, Beaver Falls, April 10, 1935.

ALLEGHENY COUNTY

Howard G. Rice, Pittsburgh, April 12, 1935.
John W. Williams, Pittsburgh, April 12, 1935.

CLEARFIELD COUNTY

Earle G. Boose, DuBois, April 12, 1935.

ALLEGHENY COUNTY

Victor C. Viskochil, Pittsburgh, April 13, 1935.

WESTMORELAND COUNTY

H. H. Cochran, Greensburg, April 15, 1935.

ALLEGHENY COUNTY

James R. Bell, Pittsburgh, April 25, 1935.

MONTGOMERY COUNTY

John J. Lynch, Conshohocken, April 28, 1935.

GEORGE H. EARLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

John J. Alexander, 5146 Liberty Ave., Pittsburgh.
Mrs. Esther Azen, Koppers Bldg., Pittsburgh.
James W. Bridges, Dormont.
Charles McK. Moore, Clairton.

BEAVER COUNTY

Mrs. Leona H. Green, Midland.
William M. Wylie, Beaver.

BRADFORD COUNTY

Mrs. Mary A. Mulligan, Athens.

BUCKS COUNTY

Miss Marie E. Gaffney, Bristol.

BUTLER COUNTY

Samuel W. Greer, Butler.

CAMBRIA COUNTY

William J. Blimmel, Johnstown.
Mrs. Margaret Kinney, Johnstown.

CLINTON COUNTY

W. B. Cook, Beech Creek.

CUMBERLAND COUNTY

Lynn McCrea Irvine, Mechanicsburg.

DAUPHIN COUNTY

Mrs. Daisy C. Craft, Harrisburg.
Chas. E. Webster, Harrisburg.

DELAWARE COUNTY

R. J. Owens, Media.
Mrs. Elizabeth D. Ruby, Chester.
David C. Shropshire, Woodlyn.

FAYETTE COUNTY

Mrs. Cecelia Aston, Brownsville.
Edgar J. Smutz, Connellsville.

JEFFERSON COUNTY

C. E. Wells, Jr., Brockway.

LACKAWANNA COUNTY

Albert M. Bronson, Scranton.
Mrs. Henrietta Duggan, Scranton.
Richard B. Gilligan, Scranton.
Henry W. Loveland, Moscow.
Miss Mary S. Norton, Scranton.
Michael Solomon, Archbald.

LANCASTER COUNTY

John S. Martin, New Holland.

LAWRENCE COUNTY

Miss M. Belle Dillan, Ellwood City.
Edw. E. McConahy, New Castle.

LEBANON COUNTY

W. Ray Clawser, Campbelltown.

LUZERNE COUNTY

Mrs. Ethel Oliver, Dallas.

McKEAN COUNTY

L. E. Smith, Bradford.

NORTHAMPTON COUNTY

Miss Frances M. Fritch, Bethlehem.
Miss Frances E. Shumbat, Easton.

PHILADELPHIA COUNTY

Mrs. Anna L. Barwick, 1330 Land Title Bldg., Philadelphia.
Miss Irene Bernstein, 257 N. Broad St., Philadelphia.
Harris M. Burton, 6427 Torresdale Ave., Philadelphia.
Arthur Ettelson, 520 Lewis Tower, Philadelphia.
Wm. H. Grubb, 1013 S. Frazier St., Philadelphia.
Miss Gerney Gruninger, 1416 Chestnut St., Philadelphia.
James A. Holt, 352 S. 15th St., Philadelphia.
Hyman Jaffe, 1955 N. 19th St., Philadelphia.
Meyer Kraus, Real Estate Trust Bldg., Philadelphia.
Louis J. McGrath, 4637 N. Hurley St., Philadelphia.
Anthony Paranzino, 107 W. Sedgwick St., Philadelphia.
Charles S. Paxson, Jr., 230 N. Broad St., Philadelphia.
Miss Marie C. Schambers, 2066 E. Allegheny Ave., Philadelphia.
Floyd W. Shockley, 854 N. Broad St., Philadelphia.
W. Gordon Smith, 2135 N. 63rd St., Philadelphia.
Frank Stornantis, 1308 Dickinson St., Philadelphia.
Louis Trachtman, 4525 N. Broad St., Philadelphia.

SCHUYLKILL COUNTY

Mrs. Pearl K. Karpowicz, Shenandoah.

SNYDER COUNTY

Ralph T. McCreary, Selinsgrove.

SOMERSET COUNTY

Geo. E. Tempest, Jerome.

WASHINGTON COUNTY

John F. Carmichael, Washington.

YORK COUNTY

William P. Stoner, Hanover.

GEORGE H. EARLE.

Commonwealth of Pennsylvania.
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Clifford N. Bauer, 860 Spring Garden Avenue, Pittsburgh.
Charles L. Brinkman, 427 Washington Road, Pittsburgh.
Salvatore Cirapompa, 607 Webster Avenue, Pittsburgh.
Edward J. Cox, Wilkinsburg.
Mrs. T. S. Crouch, 212 Wood Street, Pittsburgh.
H. C. Curtis, 1344 Oliver Boulevard, Pittsburgh.
Miss Betty E. Frishman, William Penn Hotel, Pittsburgh.
Albert J. Martin, Turtle Creek.
Miss Helen E. Stencel, 1700 Grant Building, Pittsburgh.
Mrs. Hilda M. Warner, Duquesne.

CHESTER COUNTY

Mrs. Ida S. Dotts, West Chester.
Mrs. Harriet E. Huggler, Paoli.

DAUPHIN COUNTY

Ira B. Basehore, Hershey.
David Carr, Jr. Harrisburg.
Harry J. Loughney, Harrisburg.
N. A. Sheesley, Harrisburg.

DELAWARE COUNTY

Wallace Lippincott, Chester.
Miss Marion M. Livingston, Chester.

ERIE COUNTY

R. C. Bloomstine, Erie.
William J. Robinson, Erie.
Miss W. A. Zeiser, Erie.

HUNTINGDON COUNTY

David P. Miller, Huntingdon.

LACKAWANNA COUNTY

Miss Loretta A. Burke, Scranton.
Everett H. Cooke, Scranton.
Wilbur C. Eshelman, Dunmore.
Miss Anna M. Gibbons, Scranton.

LANCASTER COUNTY

Clarence T. Grinnan, Lancaster.
H. K| Ober, Elizabethtown.

LEBANON COUNTY

L. F. Grimes, Lebanon.

MONTGOMERY COUNTY

Miss Katherine J. Laffen, Narberth.

PHILADELPHIA COUNTY

Lionel E. Backus, 4827 Frankford Avenue, Philadelphia.
Charles Bernstein, 1008 Lafayette Building, Philadelphia.
Mrs. Anna O'Drain Bradley, 1011 Chestnue Street, Philadelphia.
William F. Callaghan, P. O. Box 1567, Philadelphia.
John J. Costello, 119 W. Lehigh Avenue, Philaledphia.
Frank J. De Waele, 6852 Elmwood Avenue, Philadelphia.
Mrs. E. Freedman, 2639 S. Buelah Street, Philadelphia.
Miss Esther K. Gallagher, 12 S. 12th Street, Philadelphia.
Mrs. Louise C. Hague, 123 S. Broad Street, Philadelphia.
Miss Hazel E. Hirsch, 15th and Chestnut Streets, Philadelphia.
J. Elmer Lutz, 7220 Bingham Street, Philadelphia.
Charles R. Mason, 5612 McMahon Ave., Philadelphia.
Joseph T. Riday, 4222 Old York Road, Philadelphia.
Harold Rodgers, N. W. Cor. 20th St. and Erie Ave., Philadelphia.
William Russell Rorer, 1120 Harrison St., Philadelphia.
J. O. Stiteler, 4928 Larchwood Ave., Philadelphia.
Miss Belle A. Tzirlin, 815 N. Broad St., Philadelphia.
William H. Underhill, S. E. Cor. 23rd and Walnut Sts., Philadelphia.
Mrs. Elizabeth K. Weaver, Lankenau Hospital, Philadelphia.

SCHUYLKILL COUNTY

G. T. Burd, Pottsville.
R. Frank Heiser, Mahanoy City.

SOMERSET COUNTY

Miss Gertrude Lintz, Meyersdale.
John Torquato, Windber.

UNION COUNTY

William E. Roth, Lewisburg.

WASHINGTON COUNTY

J. Porter Hoxworth, Canonsburg.
Mrs. Lida C. Stevens, Washington.

YORK COUNTY

Miss Mattie P. Snyder, York.

GEORGE H. EARLE.

MEMBER OF THE BOARD OF TRUSTEES OF MOTHERS' ASSISTANCE FUND

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Mrs. Ethel Belford, of Renovo, Clinton County, as a member of the Board of Trustees of the Mothers' Assistance Fund of Clinton County, vice Mrs. Anna C. MacFarland, resigned, until June 1, 1935, and until her successor is duly appointed and qualified.

GEORGE H. EARLE.

JUSTICE OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointments to compute from the date of confirmation:

William O. Moyer, 3313 Jonestown Road, Harrisburg, Dauphin County, as Justice of the Peace in the Township of Susquehanna, Dauphin County, vice Amos Snyder, resigned, until the first Monday in January, 1936.

ALDERMAN

James L. Gaffney, of Easton, Northampton County, as Alderman of the 11th Ward of the City of Easton, Northampton County, until the first Monday in January, 1936.

GEORGE H. EARLE.

HOUSE MESSAGES

PRINTING 750 ADDITIONAL COPIES OF THE SURVEY OF THE GOVERNMENT OF PENNSYLVANIA

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, March 5, 1935.

Resolved (if the House of Representatives concur), That 750 additional copies of the "Survey of the Government of Pennsylvania" being the report of the Joint Legislative Committee on Finance, issued in 1934, be printed as a legislative document on requisition of the Secretary of the Senate, and that two copies of said report be distributed to each Senator and Member of the General Assembly of the Session of 1935.

RESOLUTION RECALLING FROM THE GOVERNOR HOUSE BILL NO 120

He also presented extract from the Journal of the House of Representatives, which was twice read as follows, considered and agreed to:

In the House of Representatives.

Resolved (if the Senate concur), That House Bill No. 120 entitled:

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "General Borough Act," authorizing boroughs to acquire and operate inclosed plane passenger transportation facilities and bus feeder lines in connection therewith.

be recalled from the Governor for the purpose of amendment.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE CONCURS IN SENATE BILL NO 25

He also returned to the Senate, Senate Bill No. 25 entitled:

An Act to amend section nine of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled, "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

with the information that the House has passed the same without amendment.

SENATE BILL NO. 118 RETURNED WITH AMENDMENTS

He also returned to the Senate, Senate Bill No. 118, entitled:

An Act to authorized cities of the third class, boroughs and townships to sue out writs of scire facias on certain municipal claims, or to revive judgments on such claims, where more than five years have elapsed since said claims were filed, or such judgments were entered or revived, and to reduce such claims to judgment or to revive such judgment and providing for the revival and collection of such judgments.

with the information that the House has passed the same with amendments, in which the concurrence of the Senate is requested.

Mr. MALLERY. Mr. President, I move that Rule 21, which requires amended bills to be noted on the calendar, be in this case dispensed with, and that the Senate proceed to the consideration of the amendments made by the House of Representatives to the foregoing bill.

Mr. GRAFF. Mr. President, I second the motion.

The motion was agreed to.

Said amendments having been printed as required by the Constitution, were twice read as follows:

Amend title line 4 by inserting after the words "municipal claims" the following: "or to revive judgments on such claims;" Line 6 after the word "filed" insert the following "or such judgments were entered or revived," line 8 after the word "judgment" the words "or to revive such judgment" Section 1 page 2 line 2 by inserting after the word "judgment" the following: "or whenever any period of five years after the date on which such judgment such municipal claim or claims have been reduced to judgment and the borough or township has not within the period of five years after the date on which such judgment or judgments were entered or within five years after the date on which such judgment or judgments were entered or within five years after the date on which such judgment or judgments were last revived file a suggestion of nonpayment and an averment of default or sued out a writ of scire facias to revive the same" Line 12 by striking out the words "one year" and inserting in lieu the words "six months;" line 16 by inserting after the word "claims" the following: "or in case judgment has been entered either file a suggestion of nonpayment and an averment of default or issue its praecipe for a writ of scire facias on any such judgment and proceed to judgment in the manner provided by law to obtain judgments of revival" Line 21 by inserting after the word judgment the words "so entered or revived;" line 23 by striking out the word it and inserting in lieu thereof the words "the claim;" line 24 by inserting after the word "filed" the words "or the judgment was entered;" line 25 by inserting after the word "revived" the word "or further revive;" page 3 line 1 after the word "claim" insert the words "or judgment;" line 6 after the word "facias" the words 'or file a suggestion of non payment and an averment of default;" line 8 after the word "claim" insert the words "or judgment"

On the question,

Will the Senate concur in the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

HOUSE BILLS FOR CONCURRENCE

He also presented for concurrence bills of the House of Representatives as follows:

House Bill No. 20 (Senate Bill No. 493), entitled:

An Act empowering counties, cities, boroughs and towns to exonerate penalties and interest on delinquent real estate taxes, and providing the procedure in such cases.

Which was committed to the Committee on Municipal Government.

House Bill No. 170 (Senate Bill No. 494), entitled:

An Act authorizing townships of the first class to fund floating indebtedness orders, or indebtedness of any previous year or years, or carried over from any previous year or years, or indebtedness evidenced by any outstanding note or notes now existing and now due or hereafter to become due, by the issuance and sale of bonds, obligations or certificates, and regulating the manner of the issuance and sale of such bonds, obligations or certificates.

Which was committed to the Committee on Municipal Government.

House Bill No. 190 (Senate Bill No. 495), entitled:

An Act to further amend clause (a) of section eleven of article three of an act, approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "Public Service Company Law," requiring the sale or leasing of electric, water, gas and heating plants or distribution systems owned by boroughs to public service companies to be approved by the qualified electors of such boroughs.

Which was committed to the Committee on Public Utilities.

House Bill No. 233 (Senate Bill No. 496), entitled:

An Act to amend and re-enact the act approved the eighteenth day of May, one thousand nine hundred and thirty-three (P. L. 826), entitled "An act authorizing courts of common pleas to stay writs of execution against and tax sales of certain real property in certain cases; providing for the continuance of return days of writs of execution; and authorizing sales thereon without issuance of further writs," extending the provisions thereof for two years; and exempting mortgages issued under the National Housing Act.

Which was committed to the Committee on Judiciary General.

House Bill No. 316 (Senate Bill No. 497), entitled:

A Joint Resolution authorizing the Attorney General to arrange for and hold a conference on crime; and making an appropriation.

Which was committed to the Committee on Appropriations.

House Bill No. 332 (Senate Bill No. 498), entitled:

An Act to amend section two of the act approved the second day of January, one thousand nine hundred and thirty-four 1933-34 (P. L. 200), entitled "An act authorizing officers, departments, boards and commissions of any political subdivision of the Commonwealth, and cities, counties, boroughs, incorporated towns, townships, school districts, to make adjustments with certain supply contractors to reimburse losses sustained in performance of contracts under certain circumstances."

Which was committed to the Committee on State Government.

House Bill No. 334 (Senate Bill No. 499), entitled:

An Act to amend section forty-nine of the act, approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 447), entitled "Fiduciaries Act of 1917," by providing for the settlement of estates of three hundred dollars or less without administration.

Which was committed to the Committee on Judiciary General.

House Bill No. 445 (Senate Bill No. 500), entitled:

An Act supplementing the act, approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "State Employes' Retirement Law," by providing additional credit for service and prior service for State employes who were formerly employed as teachers, principals or superintendents in the public school system of the Commonwealth.

Which was committed to the Committee on State Government.

House Bill No. 752 (Senate Bill No. 501), entitled:

An Act for the better government of cities of the second class; abolishing the office of mayor and creating the office of city commissioner; prescribing the powers, duties and qualifications of the city commissioner and fixing his salary; providing for the election of the city commissioner, for the filling of vacancies in said office, and for the appointment of a city commissioner in the first instance by the Governor; providing that the president of city council shall act as city commissioner in certain cases; providing for the appointment of the city solicitor and civil service commissioners; authorizing the city controller to appoint a solicitor and prescribing his powers and providing for his salary; abolishing the police power now vested in the mayor; and repealing existing laws.

Which was committed to the Committee on Municipal Government.

House Bill No. 870 (Senate Bill No. 502), entitled:

An Act requiring cities of the first class to allow members of the police departments twenty-four consecutive hours of rest each week except in emergency cases.

Which was committed to the Committee on Municipal Government.

House Bill No. 227 (Senate Bill No. 503), entitled:

An Act requiring the corporate authorities of cities of the first, second, second A and third class cities, having a paid or part paid fire department, to ascertain the will of the electors of such cities as to salary or compensation to be paid to firemen, and the hours and working conditions of such firemen in such cities; providing an election to ascertain the will of the electors, and the manner and method of whereby such election may be held; and providing the form and manner in which the question shall be submitted to the vote of the people of such cities.

Which was committed to the Committee on Municipal Government.

House Bill No. 382 (Senate Bill No. 504), entitled:

An Act relieving certain lands acquired by counties, cities, boroughs, towns or townships from liens in favor of the Commonwealth for corporation taxes in certain cases.

Which was committed to the Committee on Finance.

House Bill No. 474 (Senate Bill No. 505), entitled:

An Act authorizing the abatement of certain tax penalties and interest on City taxes in cities of the first class and school taxes in school districts of the first class.

Which was committed to the Committee on Municipal Government.

House Bill No. 795 (Senate Bill No. 506), entitled:

An Act to amend section eight hundred eight of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "First Class Township Law" as amended, limiting the provisions of the section to township funds.

Which was committed to the Committee on Municipal Government.

House Bill No. 864 (Senate Bill No. 507), entitled:

An Act imposing an annual license tax for the privilege of operating, maintaining or controlling within this Commonwealth a store or stores, as herein defined for the sale of tangible personal property; prescribing the method and manner of collecting such tax and its disposition, and providing penalties.

Which was committed to the Committee on Finance.

House Bill No. 900 (Senate Bill No. 508), entitled:

An Act to amend section eleven of the act, approved the second day of May, one thousand nine hundred and five (P. L. 352), entitled "An act to regulate the employment, in all kinds of industrial establishments, of women and children employed at wages or salary, by regulating the age at which minors can be employed and the mode of certifying the same, and by fixing the hours of labor for women and minors; to provide for the safety of all employes in all industrial establishments, and of men, women and children in school-houses, academies, seminaries, colleges, hotels, hospitals, store-houses, office buildings, public halls and places of amusements, in which proper fire-escapes, exits and extinguishers are required; to provide for the health of all employes, and of men, women and children in all such establishments, store-houses and buildings, by proper sanitary appliances; and to provide

for the appointment of inspectors, office clerks and others who, with the Chief Factory Inspector, shall constitute the Department of Factory Inspection; to enforce the same, and providing penalties for violations of the provisions thereof; fixing the term and salaries of the Chief Factory Inspector and his appointees," requiring exhaust fans to carry off poisonous and noxious fumes and dust.

Which was committed to the Committee on Judiciary Special.

House Bill No. 1025 (Senate Bill No. 509), entitled:

An Act to amend section two of the act, approved the thirteenth day of June, one thousand eight hundred and eighty-three (P. L. 119), entitled "An act for the promotion of medical science by the distribution and use of unclaimed human bodies for scientific purposes through a board created for that purpose and to prevent unauthorized uses and traffic in human bodies," as amended; by providing that the coroner instead of the county commissioners shall be notified as to unclaimed bodies unfit for anatomical purposes.

Which was committed to the Committee on Public Health.

House Bill No. 973 (Senate Bill No. 510), entitled:

An Act to amend section seven hundred and eighteen of the act, approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "Vehicle Code," by changing the amount of the fee for uncollectible checks.

Which was committed to the Committee on State Government.

House Bill No. 965 (Senate Bill No. 511), entitled:

An Act authorizing the Department of Property and Supplies with the approval of the Governor and the Department of Military Affairs, to sell and convey a certain portion of the lands acquired for a State Military Cemetery.

Which was committed to the Committee on Military Affairs.

House Bill No. 1041 (Senate Bill No. 512) entitled:

An Act to amend section six of the act approved the third day of June, one thousand eight hundred and eighty-five (P. L. 62), entitled "An act to provide for the establishment and maintenance of a Home for Disabled and Indigent Soldiers and Sailors of Pennsylvania," as amended, making ex-service women eligible to admission to said home.

Which was committed to the Committee on Military Affairs.

House Bill No. 1043 (Senate Bill No. 513), entitled:

An Act to amend section one of the act approved the eighth day of April, one thousand eight hundred and sixty-seven, (P. L. 50), entitled "An act to permit disabled soldiers to peddle, by procuring a license therefor, without charge," as amended, governing the issuing of licenses.

Which was committed to the Committee on State Government.

House Bill No. 540 (Senate Bill No. 514), entitled:

An Act to repeal part of section one of the act approved the twenty-second day of July, one thousand eight hundred and thirty-nine (P. L. 559), entitled "An act to provide for the election of prothonotaries, clerks, recorders and registers"; so far as the same relates to Cumberland County.

Which was committed to the Committee on County Government.

House Bill No. 611 (Senate Bill No. 515), entitled:

An Act to amend section three hundred and nine as amended, and sections five hundred and two and five hundred and eight of the act approved the eleventh day of July, one thousand nine hundred and twenty-three (P. L. 998), entitled "Mental Health Act of 1923," further regulating the payment by the counties of the cost of admission, care and discharge of mental patients.

Which was committed to the Committee on Public Health.

House Bill No. 648 (Senate Bill No. 516), entitled:

An Act to amend section three of the act approved the eleventh day of May, ane thousand nine hundred and twenty-one (P. L. 522), entitled "Dog Law of 1921," as amended: by providing for the free licensing of certain dogs of blind persons.

Which was committed to the Committee on Agriculture.

House Bill No. 738 (Senate Bill No. 517), entitled:

An Act to amend section seven hundred and two of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three, 133-34 (P. L. 15), entitled "Pennsylvania Liquor Control Act" providing that the half of all fines and penalties shall be paid to counties.

Which was committed to the Committee on State Government.

REPORT FROM COMMITTEE

Mr. CLARK, from the Committee on Appropriations reported as committed, Senate Bill No. 276, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 518, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. ZIESENHEIM read in his place and presented to the Chair, Senate Bill No. 519, entitled:

An Act regulating the erection and maintenance of obstructions dangerous to aerial transport adjacent to or near an airport, landing field, or intermediate landing field.

Which was committed to the Committee on Aeronautics.

Also read in his place and presented to the Chair, Senate Bill No. 520, entitled:

An Act validating certain proceedings and elections of municipalities had and held pursuant to the provisions of an act approved the twentieth day of April, one thousand eight hundred and seventy-four (P. L. 65), entitled "An act to regulate the manner of increasing the indebtedness of municipalities, to provide for the redemption of the same, and to impose penalties for the illegal increase thereof," and the amendments and supplements thereto; and validating bonds issued or authorized to be issued in pursuance of such proceedings and elections.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 521, entitled:

An Act to further amend clauses twenty and twenty-one of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by extending the benefits of State appropriations to teachers employed after the making of the annual certificates.

Which was committed to the Committee on Education.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 522, entitled:

An Act to amend clause two of section eleven of the act approvad the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858) enttiled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, increasing the length of time within which State employes may return to service and receive credit for former service.

Which was committed to the Committee on State Government.

Mr. SHAPIRO read in his place and presented to the Chair Senate Bill No. 523, entitled:

An Act declaring rents collected from tenants by and on behalf of mortgagees to be trust funds for the payment of delinquent taxes due on the mortgaged real estate, and prescribing liabilities and penalties for the violation of this act.

Which was committed to the Committee on Judiciary General.

Mr. ARON read in his place and presented to the Chair, Senate Bill No. 524, entitled:

An Act making an appropriation to the Saint Luke's and Children's Homeopathic Hospitals, of Philadelphia, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BENNETT read in his place and presented to the Chair, Senate Bill No. 525, entitled:

An Act requiring eggs in the shell to be sold at retail by weight; and providing penalties.

Which was committed to the Committee on Agriculture.

Also read in his place and presented to the Chair, Senate Bill No. 526, entitled:

An Act removing dump trucks operated or used as common or private carriers from the jurisdiction of the Public Service Commission.

Which was committed to the Committee on Highways.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 527, entitled:

An Act making an appropriation to the Harrisburg Hospital, Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 528, entitled:

An Act making an appropriation to the several fire companies of the city of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 529, entitled:

An Act making an appropriation to the Harrisburg Polyclinic Hospital, of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 530, entitled:

An Act making an appropriation to the Children's Home of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 531, entitled:

An Act making an appropriation to the Home for the Friendless of Harrisburg, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. CLARK read in his place and presented to the Chair, Senate Bill No. 532, entitled:

An Act making an appropriation to the Paoli Monument Association Trustees, Paoli, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 533, entitled:

An Act making a deficiency appropriation to the West Chester State Teachers College in West Chester, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. McCLURE read in his place and presented to the Chair, Senate Bill No. 534, entitled:

An Act making an appropriation to the Taylor, Ridley Park, Delaware County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 535, entitled:

An Act making an appropriation to The Glen Mills Schools, situated in Delaware County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 536, entitled:

An Act making an appropriation to the Delaware County Hospital, Lansdowne Avenue and Garrett Road, Upper Darby, Delaware County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 537, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 538, entitled:

An Act making an appropriation to the Chester Hospital, in the city of Chester, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 539, entitled:

An Act making an appropriation to the Sleighton Farm School for Girls, situated in Delaware County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 540, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home at Chester, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HARVEY read in his place and presented to the Chair, Senate Bill No. 541, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 542, entitled:

An Act making an appropriation to the Mercy Hospital, Wilkes-Barre, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. HARRIS read in his place and presented to the Chair, Senate Bill No. 543, entitled:

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

Which was committed to the Committee on County Government.

Mr. THOMPSON (Centre) by request, read in his place and presented to the Chair, Senate Bill No. 544, entitled:

An Act to amend section one of the act approved the thirty-first day of May, one thousand eight hundred and ninety-three (P. L. 188), entitled "An act designating the days and half days to be observed as legal holidays, and for the payment, acceptance, and protesting of bills, notes, drafts, checks, and other negotiable paper on such days," as amended; prohibiting the transaction of banking business on Saturday half holidays.

Which was committed to the Committee on Banking.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 545, entitled:

An Act to provide for the permanent personal registration of electors in cities of the first class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commission, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, real estate brokers, rental agents, public service companies, persons, firms and corporations operating vehicles for moving furniture and household goods, and boards of school directors; and imposing penalties.

Which was committed to the Committee on Elections.

Mr. ROBERTS read in his place and presented to the Chair, Senate Bill No. 546, entitled:

An Act making an appropriation to the Easton Hospital, at Easton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. MALLERY read in his place and presented to the Chair Senate Bill No. 547 entitled:

An Act to amend section one of the act, approvel the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 392), entitled "An act providing that highways, or sections thereof, abandoned as State highway routes, shall revert for maintenance to the party or parties responsible for the maintenance of said highways prior to their coming under the jurisdiction of the Department of Highways," providing a procedure for the vacation of such abandoned State highways without the necessity of a view.

Which was committed to the Committee on Highways.

RESOLUTION REQUESTING RESIGNATION OF JAMES A. FARLEY AS CHAIRMAN OF THE DEMOCRATIC NATIONAL COMMITTEE.

Mr. REED (Dauphin) offered the following resolution, which was twice read; referred to the Committee on Aeronautics.

In the Senate, March 11, 1935.

Whereas, the distinguished senior Senator from Louisiana, the Honorable Huey P. Long, on February eleventh last introduced in the United States Senate a resolution which reads as follows:

"Whereas, It has been reported that James A. Farley, acting as Postmaster General and in various capacities for the United States Government, has conducted a private

business for the selling of materials to persons engaged in doing public construction work for the United States Government, and that in some instances concerns buying materials from the said concern in which the said James A. Farley is interested have received contracts through as many as three low bidders being disqualified; and

Whereas, It is further alleged that the said concerns favoring the firm of the said James A. Farley with business have been able to secure changes in specifications netting them large sums in profits after the award of contracts, and it being alleged that such changes are deliberately made for the purpose of allowing large profits and avoiding competition; and

Whereas, It is further publicly known that the said James A. Farley has used the Printing Office and facilities of the United States Government for the purpose of gratifying personal whims and caprices of personal and political friends, even to the printing of stamps never to be used; and

Whereas, It has been further charged that the said James A. Farley is implicated in a wire service leading into the gambling houses in the United States from the race tracks, and is using the functions which he supervises for the Government to pursue said business for profit to himself and his friends, and

Whereas, It is further alleged that without pay or compensation for the same, the said James A. Farley has commandeered for his personal use, facilities of public service corporations borrowing money from the United States Government; and

Whereas, It has been charged that the said James A. Farley on the eve of a loan being granted to a railroad in West Virginia, telephoned the leading factor of that concern that it was to his interest to take certain political position affecting the election of a United States Senator; and

Whereas, There are general and specific charges of misconduct irregularity, dishonesty, and other activity on the part of the said James A. Farley, it is due to the people of the United States, the Government of the United States, and the said James A. Farley, that a reasonable and fair disclosure be made of said matters: Now, therefore, be it

Resolved, That the Senate of the United States does hereby order an investigation into the public and official conduct of the said James A. Farley and all matters conducted by him affecting the business of the United States and the expenditure of funds of the United States, and that the said committee be composed of three Members of the United States Senate, not more than two of whom shall be members of the same political party, to be selected by the Vice President of the United States and to be approved by the said Senate; and that said committee shall have all authority necessary and proper to procure evidence, summon witnesses, to hear testimony, and compel the production of books, records, accounts, statistics, employ experts, and do any and all such other things as may be necessary to carry out the purpose of said investigation; and be it further

Resolved, That any reports of investigations and data secured by the Department of the Interior, particularly through Louis Glavis and those associated with him, on the affairs in which said James A. Farley has participated for the Government of the United States, be forthwith furnished to the United States Senate to be, after proper perusal by Members of the said United States Senate, referred to the said committee to be provided for herein," and

Whereas, The fact that the said resolution since February twelfth has reposed in a Committee of the United States Senate, gives rise to the suspicion that the said Committee may intend to indulge in the pernicious practice of "pickling," and

Whereas, The said Honorable Huey P. Long, on February fourteenth admitted upon the floor of the United States Senate that "There is honor left in the Democratic Party, whether you believe it or not," and

Whereas, The Honorable James A. Farley, Chairman of the Democratic National Committee, "having been convicted" by the Honorable Huey P. Long "of serious misdemeanors; and"

"Whereas, Legal technicalities, investing the final judicial disposition of his case at law, render his expulsion from "the Chairmanship of the Democratic National Committee "a proceeding of doubtful constitutionality; and"

"Whereas, The said "Honorable James A. Farley "by continuing to function in his present office is subjecting the Democratic Party "to criticism and judgment prejudicial to its usefulness and honor; be it therefore"

"Resolved, That the said "Honorable James A. Farley "be and hereby is requested to relieve his colleagues" in the Senate of Pennsylvania "of further embarrassment arising from this cause by the immediate exercise of his constitutional right and privilege to resign from" the Chairmanship of the Democratic National Committee.

RESOLUTION AMENDING SENATE RULE NO. 42

Mr. HOMSHER. Mr. President, I move that the Senate do now proceed to the consideration of resolution amending Senate Rule No. 42, relative to discharging committees, reported from Committee on March 4th and postponed for the present.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

The resolution was read as follows:

In the Senate, March 4, 1935.

Resolved, That Rule No. 42 of the Rules of the Senate of Pennsylvania, which reads as follows:

"Rule 42—No Committee shall be discharged from the consideration of a bill within five days of its reference without unanimous consent of the Senate."

be and the same is hereby repealed and the following adopted in its place:

"Rule 42—No committee shall be discharged from consideration of any measure within 10 calendar days of its reference without unanimous consent of the Senate or after such 10 day period except by majority vote of all members elected to the Senate."

On the question,

Will the Senate agree to the resolution?

Mr. THOMPSON (Centre). Mr. President, I again rise to object to the passage of this resolution. I think if we all refer to our Legislative Journal we will find it was charged on the floor of this Senate a week ago, by none other than our good friend and colleague from Philadelphia, Senator Woodward, that the passage of this resolution was a deliberate intent to make it impossible to bring the bill in connection with Constitutional Revision to the floor of this Senate. I take that suggestion from Mr. Woodward.

The Senator from Philadelphia, Mr. Woodward, is a member of the Committee on Constitutional Changes, and he certainly knows more about what is going on in that Committee, and what the attitude of the Committee is with respect to this bill, than most of the rest of us in this Senate.

Mr. President, this resolution is decidedly unfair to the Democratic members of the Senate. Let me rehearse, as I spoke on the floor of this Senate one week ago, that a similar rule was in effect in the lower House of the Legislature up until the Democrats organized that House this year. It required, under the old rules of the House of Representatives, a majority of the members of that House to bring a bill out of committee. In fairness to the Republican members of the lower House the Democratic majority in the lower House this year reduced the number required to bring a bill out of committee to a number within which the Republican members of the House, with-

out any assistance from Democrats at all, might bring a bill out of committee on to the floor of that House.

Our good colleagues of this body did not see fit to reciprocate to that extent with us here, we still are laboring under the disability of having to have a majority of those present in order to bring a bill on to the floor of this Senate. Why should two-fifths of the membership of the Pennsylvania State Senate be deprived of the right to call up legislation for action? Not only this constitutional legislation but any other legislation that affects the welfare of the people of this State should come before this body and be voted on. Why should I fear to cast my ballot in favor of or against any matter that affects the welfare of the people of this Commonwealth? And the other members of this Senate should not hesitate to do the same thing.

Mr. President, there is no reason why a resolution of this kind, requiring a change in the rules of the Senate, should come before this body. We, as Democratic members of this Senate, should at least exercise some of the privileges that are exercised by our colleagues on the right; we should have some of the privileges, at least of a parliamentary nature, which they exercise; and I can see, Mr. President, that this rule is deliberately calculated to effect the stagnation of legislation in this State Senate. It is unfair, decidedly unfair, to two-fifths of the members of this State Senate. It is unfair to the people of the Commonwealth of Pennsylvania as a whole, because it is only calculated to prevent the people of the Commonwealth of Pennsylvania from knowing what a large part of the membership of this State Senate feel upon important legislation.

This change in the rules, that is proposed here tonight, or was proposed last week, and, by majority vote of this State Senate, was laid over, was deferred, was postponed, —this change of the rules may have been directed, as the Senator from Philadelphia, Mr. Woodward, said, to keep this Constitutional Changes Bill in committee, to keep the bill with reference to Constitutional Revision in committee; but there is other important legislation, besides the bill to revise the Constitution, that should be the subject of action on the part of this State Senate, and this amended rule not only, in all probability, will defeat the action on this bill for Constitutional Revision but will likewise defeat the consideration by this body of many other important phases of legislation.

Mr. President, I feel, with other members of this State Senate, that this bill is not fair to us; that it is not fair to the people of this State; and that its passage would certainly mark this body, the Senate of Pennsylvania, as a definitely reactionary body that does not want to act on legislation placed before them.

Mr. CAVALCANTE. Mr. President, I rise to a question of information.

The PRESIDENT. The Senator from Fayette, Mr. Cavalcante, will state his question of information.

Mr. CAVALCANTE. Mr. President, most attorneys that are members of this body know that there is a constitutional inhibition against the passage of ex post facto law by this General Assembly. I would like to inquire from the sponsor of this resolution whether this resolution is intended to affect the bills that are already in the hands of committees, and whether this rule will apply to these bills.

Mr. HOMSHER. Mr. President, I will state to the Senator from Fayette, Mr. Cavalcante, that it applies to all bills, and it is not intended to hamper the passage of any bills. Bills are considered in committee very thoroughly, and this resolution can do no harm to the minority. Unless they have twenty-six votes, to pass a bill, they cannot get it out of committee; and it will do them no good to get it out unless they have the twenty-six votes.

Mr. CAVALCANTE. Mr. President, the answer given to me is like the song which was popular some time ago, "Yes, we have no bananas!" The answer does not yet answer the question as to whether or not this resolution, like an ex post facto law, is intended to apply to bills already introduced in this Senate and now in the hands of committees. I would like a specific answer from the proponent of this resolution.

Mr. HOMSHER. It is not ex post facto, because the bills in committee are not laws—have not been acted upon.

Mr. CAVALCANTE. Mr. President, I take it, then, from the answer of the proponent of this amendment to our rules that this amendment—this new rule—is intended to cover all bills that have already been introduced in this Senate and are now in the hands of committees; and, that being the fact, it is the most vicious, the most corrupt move made by any group of Senators or Representatives in any General Assembly in the United States of America. It is vicious and corrupt in its intent.

And the question recurring,

Will the Senate agree to the Resolution?

The yeas and nays were required by Mr. THOMPSON (Centre) and Mr. CAVALCANTE and were as follows, viz:

YEAS—29

Aron,	Gelder,	McClure,	Shapiro,
Batchelor,	Graff,	Norton,	Staudenmeier,
Bennett,	Harris,	Owlett,	Thompson,
Buckman,	Harvey,	Pierson,	(Westmoreland)
Chapman,	Homsher,	Prince,	Trainer,
Clark,	Howell,	Reed,	Woodward,
Coyne,	Hunsicker,	(Dauphin)	Ziesenheim,
Ealy,	Mallery,	Salus,	

NAYS—17

Baumer,	Law,	Rankin,	Rodgers,
Cavalcante,	McCreesh,	Reed,	Rupp,
Frey,	McGinnis,	(Washington)	Thompson,
Kahle,	Miller,	Rice,	(Centre)
Lanius,	Pytko,	Roberts,	

So the question was determined in the affirmative.

The PRESIDENT. The Resolution is therefore adopted, and the rule provided therein will become, under the law, one of the rules of the Senate.

TIME OF NEXT MEETING

Mr. THOMPSON (Westmoreland) offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 11, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 18, 1935, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, March 18, 1935, at nine o'clock.

Ordered, That the Clerk present same to the House of Representatives for concurrence.

RESOLUTION RELATIVE TO PUBLIC WORKS PROGRAM

Mr. THOMPSON (Centre) offered the following resolution, which was twice read:

Whereas, The Government of the United States is making preparation to carry on a Public Works Program throughout the different states of the United States, and

Whereas, there is now under consideration the location of the various projects to comprise such Public Works Program,

Now therefore be it Resolved by the Senate of Pennsylvania that our public authorities, both national and state, administering the said program of Public Works, be requested by the Senate of the Commonwealth of Pennsylvania to allocate as large a proportion as possible of the said Public Works Program, both with respect to the number of individual projects and with respect to the amount involved, among the different municipal subdivisions of the Commonwealth.

And be it further Resolved, That a copy of this Resolution be sent to Major Philip B. Fleming, Deputy Administrator of Public Works, Washington, D. C., Major William H. Gravell, State Engineer, Harrisburg, Pa., the Governor of the Commonwealth and the members of the State Planning Commission.

Mr. THOMPSON (Centre). Mr. President, I ask unanimous consent that Rule 39 which requires that resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate considration of the resolution just read.

The PRESIDENT. Is there objection? The Chair hears none.

On the question,

Will the Senate agree to the Resolution?

It was agreed to.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 141, as follows:

An Act authorizing the abatement of certain tax penalties and interest on county city (except city of the first class) borough town township school district (except school district of the first class) and poor district taxes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all penalties and interest imposed on delinquent county city (except city of the first class) borough town township school district (except school district of the first class) and poor district taxes for the tax year one thousand nine hundred and thirty-four and all previous years assessed against any real estate shall be abated by the authority levying the tax if said delinquent taxes are paid as hereinafter provided and if the taxes due on such real estate for the tax year one thousand nine hundred and thirty-five are paid at the time prescribed by law for the payment of taxes

In order to receive the benefits of this act twenty per centum of the delinquent taxes due for the tax year one thousand nine hundred and thirty-four and for all previous years shall be paid on or before the first day of November one thousand nine hundred and thirty-five twenty per centum on or before the first day of November one thousand nine hundred and thirty-six twenty per centum on or before the first day of November one thousand nine hundred and thirty-seven twenty per centum on or before the first day of November one thousand nine hundred and thirty-eight and the final twenty per centum on or before the first day of November one thousand nine hundred and thirty-nine

If any taxpayer availing himself of the provisions of this act shall fail to pay any instalment of taxes as hereinbefore provided for the tax year one thousand nine hundred and thirty-four and all previous years as hereinbefore provided then the penalties and interest due on such unpaid instalment or instalments shall not be abated

Any taxpayer may anticipate the payment of such delinquent taxes for the tax year one thousand nine hundred and thirty-four and previous years and receive the benefit of this act.

This act shall be construed to apply to all taxes whether or not liens for such taxes have been returned for non payment or have been filed in the office of the prothonotary of the county or proceedings for the collection of such taxes have been instituted in any court in said county

The benefits of this act shall extend to and accrue to any grantee transferee mortgagee or other party in interest in the real estate against which the above mentioned taxes have been assessed and levied

Section 2 This act shall become effective immediately upon final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

BILL POSTPONED

Mr. COYNE. Mr. President, I move that the question together with the further consideration of the bill be postponed for the present.

Mr. RANKIN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 53, entitled:

An Act to amend section eight of the act, approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and giving the courts power to enforce its provisions," as amended, further regulating pleadings where a party to an action requires proof of the opposite party of facts which are under the exclusive control of the opposite party or the truth of which cannot be ascertained after reasonable investigation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed, (Dauphin)	(Centre)
Clark,	Law,	Reed, (Washington)	Thompson, (Westmoreland)
Coyne,	Mallery,	Rice,	Trainer,
Ealy,	McClure,	Roberts,	Woodward,
Frey,	McCreesh,		Ziesenheim,
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS— 0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 100, entitled:

An Act to further amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property, providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city and county purposes of shares of stock of any bank, corporation, association, company or limited partnership which does not employ a substantial portion of its property in this Commonwealth.

And said bill having been read at length the third time, and agreed,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

Mr. WOODWARD. Mr. President, this bill has to do with the four mills tax on personal property, and this is another attempt to get a little more money. There are certain foreign corporations that by establishing an office in Pennsylvania, and, by setting up some office furniture and paying a capital stock tax of a few dollars, release all the holders of their securities from paying the four mills tax on their personal holdings. This bill provides that a substantial portion of the property of such corporations shall be located in Pennsylvania, so that no longer shall the officers of these corporations enable their shareholders to escape this four mills tax.

And the question recurring,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Harris,	Miller,	Roberts,
Batchelor,	Harvey,	Norton,	Rodgers,
Baumer,	Homsher,	Owlett,	Rupp,
Bennett,	Howell,	Pierson,	Salus,
Buckman,	Hunsicker,	Prince,	Staudenmeier,
Cavalcante,	Kahle,	Pytko,	Thompson,
Chapman,	Lanius,	Rankin,	(Centre)
Clark,	Law,	Reed,	Thompson,
Coyne,	Mallery,	(Dauphin)	(Westmoreland)
Ealy,	McClure,	Reed,	Trainer,
Frey,	McCreesh,	(Washington)	Woodward,
Gelder,	McGinnis,	Rice,	Ziesenheim,
Graff,			

NAYS—1

Shapiro,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 123, entitled:

An Act making an appropriation to the Boys' Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 124, entitled:

An Act making an appropriation to the Pennsylvania Association for the Blind, Incorporated, at Pittsburgh, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 152, entitled:

An Act authorizing the exoneration of taxes assessed or levied against any property, purchased for hospital uses, upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Harris,	Miller,	Roberts,
Batchelor,	Harvey,	Norton,	Rodgers,
Baumer,	Homsher,	Owlett,	Rupp,
Bennett,	Howell,	Pierson,	Salus,
Buckman,	Hunsicker,	Prince,	Staudenmeier,
Cavalcante,	Kahle,	Pytko,	Thompson,
Chapman,	Lanius,	Rankin,	(Centre)
Clark,	Law,	Reed,	Thompson,
Coyne,	Mallery,	(Dauphin)	(Westmoreland)
Ealy,	McClure,	Reed,	Trainer,
Frey,	McCreesh,	(Washington)	Woodward,
Gelder,	McGinnis,	Rice,	Ziesenheim,
Graff,			

NAYS—1

Shapiro,

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 183, entitled:

An Act making an appropriation to the Shortridge Clinic, the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 189, entitled:

An Act to authorize the purchase of historical works, relative to the services of Pennsylvania volunteers; and making an appropriation.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—41

Aron,	Gelder,	McCreesh,	Rodgers,
Batchelor,	Graff,	McGinnis,	Rupp,
Baumer,	Harris,	Miller,	Salus,
Bennett,	Harvey,	Norton,	Shapiro,
Buckman,	Homsher,	Owlett,	Staudenmeier,
Cavalcante,	Howell,	Pierson,	Thompson,
Chapman,	Hunsicker,	Rankin,	(Westmoreland)
Clark,	Kahle,	Reed,	Trainer,
Coyne,	Lanius,	(Dauphin)	Woodward,
Ealy,	Mallery,	Rice,	Ziesenheim,
Frey,	McClure,	Roberts,	

NAYS—5

Law,	Pytko,	Reed,	Thompson,
Prince,		(Washington)	(Centre)

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

HOUSE MESSAGES

HOUSE CONCURS IN SENATE BILL NO. 448

The Clerk of the House of Representatives, being introduced returned to the Senate, Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 449

He also returned to the Senate, Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 450

He also returned to the Senate, Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 451

He also returned to the Senate, Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind

with the information that the House has passed the same without amendment.

HOUSE CONCURS IN SENATE BILL NO. 452

He also returned to the Senate, Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance

with the information that the House has passed the same without amendment.

BILLS SIGNED

The PRESIDENT (Lieutenant-Governor) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 448, entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Senate Bill No. 449, entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

Senate Bill No. 450, entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

Senate Bill No. 451, entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

Senate Bill No. 452, entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

Whereupon,

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the presence of the Senate signed the same.

MOTION TO RECOMMIT

Mr. REED (Dauphin) Mr. President, I move that Senate Bill No. 198, on third reading, entitled:

An Act making an appropriation to the Board of Finance and Revenue for the payment of certain moral claims of the Commonwealth.

be recommitted to the Committee on Judiciary General.

Mr. LAW. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. REED (Dauphin). Mr. President, "Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met *** That the sum of fourteen thousand and sixty-two dollars *** is hereby specifically appropriated out of the Motor License Fund to the Board of Finance and Revenue for the purpose of paying the claim or claims of any person or persons for expenditures made by such person or persons *** on account of an accident to any person or persons caused by the negligence of employes of the Department of Highways ***."

I take it, from the reading of the bill, that the purpose of the bill is to appropriate this sum of money to take care of someone who has suffered an injury through the negligence of an employe of the Department of Highways. I question very much whether a bill of this kind is constitutional and I feel that it should have consideration of one of the Judiciary Committees of the Senate.

Mr. PRINCE. Mr. President, this bill passed the Senate two sessions ago, I believe it was, and the House likewise. Photostatic copies of all the documents in the case are now in the possession of the Committee on Appropriations. It is a perfectly valid claim, arising out of gross negligence on the part of the Department of Highways. I wonder if the Senator from Dauphin, Mr. Reed, would be willing to place this bill on the postponed calendar.

Mr. REED (Dauphin). Mr. President, I have no objection. I will withdraw my motion, if it is possible to do so.

The President. The Senator from Dauphin, Mr. Reed, withdraws his motion. Will the Senator from Mercer, Mr. Law, withdraw his seconding of the motion?

Mr. LAW. Mr. President, I withdraw my seconding of the motion.

BILL POSTPONED

Mr. PRINCE. Mr. President, I move that the further consideration of Senate Bill No. 198, on third reading, be postponed for the present.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration Senate Bill No. 201, entitled:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim.
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill 202, entitled:

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate moneys toward the maintenance of the Organized Reserve of the Army of the United States, and validating, ratifying and approving all such appropriations heretofore made.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL RECOMMITTED

Mr. NORTON. Mr. President, I move that Senate Bill No. 220, on third reading, entitled:

An Act to amend sections one and two of the act approved the fifth day of March, one thousand nine hundred and six (P. L. 63), entitled "An act to provide for the personal registration of electors in cities of the third class of this Commonwealth, to make such registration a condition of the right to vote in such cities, and to provide penalties for violation of its provisions," as amended, regulating the appointment of registrars and designating the political parties from which such registrars shall be selected

be recommitted to the Committee on Elections for the purpose of further consideration.

Mr. SHAPIRO. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 223, entitled:

An Act to establish jurisdiction in cases of kidnapping and murder perpetrated in kidnapping.

And said bill having been read at length the third time, and agreed to,

And the said amendments having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL ON THIRD READING

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 256, entitled:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners, or a resident who becomes a nonresident and conceals his whereabouts of aircraft operated within or above the Commonwealth of Pennsylvania; and making the operation of such an aircraft within or above the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania, as the agent of the said nonresident upon whom civil process may be served; and providing for further notice to the defendant in any such suit.

And said bill having been read at length the third time,

On the question,

Will the Senate agree to the bill?

Mr. THOMPSON (Centre). Mr. President, I ask unanimous consent to amend page 3, by inserting between lines 2 and 3 the following:

"Section 3. The officer serving such process upon the Secretary of Revenue shall pay to said Secretary at the time of service a fee of two ($2.00) dollars, which fee shall be taxed as costs in the case. The Secretary of Revenue shall keep a record of each such process and the day and hour of the service thereof upon him. Amend Section 3, page 3, line 3 by striking out the numeral "3", and insert in lieu thereof "4". Amend section 4, page 3, line 9, by striking out the numeral "4", and insert in lieu thereof "5".

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 261, entitled:

An Act to amend section seven hundred and one of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1001), entitled "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Department of Revenue in respect thereto; providing for the licensing and registration of airmen and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by providing that repeals of acts therein contained shall not be construed to revive acts theretofore repealed.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 303, entitled:

An Act making an appropriation to the Saint Luke's Hospital, Bethlehem, Lehigh County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 304, entitled.

An Act making an appropriation to the Allentown Hospital, of Allentown, Lehigh County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 307, entitled:

An Act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth and imposing duties on the fiscal officers of the Commonwealth.

And said bill having been read at length the third time, and agreed to,

And the said amendments having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 308, entitled:

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL RECOMMITTED

Mr. COYNE. Mr. President, I move that Senate Bill No. 334 (House Bill No. 17), on the third reading, entitled:

An Act to amend division (a) of section three of the act approved the fifth day of December one thousand nine hundred and thirty-three (P. L. 38, 1933-34) entitled "An act imposing State taxes payable by those herein defined as manufacturers and importers on the privilege of manufacturing selling or using in this Commonwealth alcohol usable for beverage purposes and certain spirituous and vinous liquors providing for the collection of the taxes and the manner of making payment thereof conferring powers and imposing duties on certain State officers and departments and upon manufacturers importers and upon those using or engaging in the sale of such alcohol and such spirituous and vinous liquors authorizing refunds or exemptions in certain cases and making an appropriation therefor and providing penalties" exempting wine manufactured in the home for home consumption from tax

be recommitted to the Committee on Law and Order for the purpose of further consideration.

Mr. Reed (Dauphin). Mr. President, I second the motion.

The motion was agreed to.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 344, entitled:

An Act to amend the title, and sections one and two, of the act, approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1019), entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by extending the provisions thereof to unseated lands.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 358, entitled:

An Act making an appropriations to the Home for the Aged and Infirm Colored Women, of Pittsburgh, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 359, entitled:

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 360, entitled:

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson
Coyne,	Mallery,	Reed	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 361, entitled:

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed	(Centre)
Clark,	Law,	(Dauphin)	Thompson
Coyne,	Mallery,	Reed	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

BILL OVER IN ORDER

Mr. RUPP. Mr. President, I ask unanimous consent that Senate Bill No. 377, on third reading, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania

go over in its order.

The PRESIDENT: Is there objection? The Chair hears none.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 399, entitled:

An Act to amend sections two and fifteen of the Act, approved the twenty-fifth day of April, one thousand nine hundred and twenty-seven (P. L. 381), entitled "An Act Concerning Arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto;" by prescribing the time for making application to stay proceedings pending arbitration, by authorizing appeals from orders granting or refusing such stays, or from orders directing or refusing to direct the parties to proceed to arbitration, and regulating such appeals.

And said bill having been read at length the third time, and agreed to,

And said amendments having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 435, as follows:

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis Monaca Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-five thousand dollars ($35,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Beaver County Sanatorium for Tuberculosis Monaca Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 437, entitled:

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 438, entitled:

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 453, entitled:

An Act to repeal the act approved the fifth day of April, one thousand eight hundred and sixty-two (P. L. 270), entitled "An act relating to the commencement of actions in Chester County."

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 459, entitled:

An Act making a deficiency appropriation to the Scranton State Hospital.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence,

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 460, entitled:

An Act making an appropriation to the West Side Hospital Association, Scranton, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 461, entitled:

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 462, entitled:

An Act making an appropriation to the Carbondale General Hospital, Carbondale, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 463, entitled:

An Act making an appropriation to the Taylor Hospital Association of the Borough of Taylor, Lackawanna County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Pierson,	Rupp,
Baumer,	Homsher,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 464, entitled:

An Act making an appropriation to the Saint Joseph's Hospital, Carbondale, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 465, entitled:

An Act making an appropriation to the Mid-Valley Hospital Association, Blakely, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 466, entitled:

An Act making an appropriation to the Johnson Industrial School of Scranton, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—46

Aron,	Harris,	Norton,	Rodgers,
Batchelor,	Harvey,	Owlett,	Rupp,
Baumer,	Homsher,	Pierson,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Staudenmeier,
Cavalcante,	Kahle,	Rankin,	Thompson,
Chapman,	Lanius,	Reed,	(Centre)
Clark,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Ealy,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

REPORT FROM COMMITTEE

Mr. SALUS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SALUS, from the Committee on re-reported as amended, Senate Bill No. 42, entitled:

A Supplement to the act approved the eighteenth day of June, one thousand nine hundred and twenty-three (P. L. 840), entitled "An act concerning declaratory judgments and decrees, and to make uniform the law relating thereto," prescribing the practice to be pursued in such proceedings.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 372, as follows:

An Act making an appropriation to the Canonsburg General Hospital Association at Canonsburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty-five thousand dollars ($25,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Canonsburg General Hospital Association located at Canonsburg Washington County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL OVER IN ORDER

Mr. THOMPSON (Centre). Mr. President, I ask unanimous consent that Senate Bill No. 404 (House Bill No. 815), on second reading, entitled:

An Act to amend sections two hundred seven and one thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined," requiring certain qualifications for the Adjutant General, and establishing a board for the determination and payment of minor damages caused by the National Guard

go over in its order.

The PRESIDENT. Is there objection?

Mr. SHAPIRO. Mr. President, I object.

The Chair hears objection.

BILL RECOMMITTED

Mr. SHAPIRO. Mr. President, I move that Senate Bill No. 404 (House Bill No. 815), be recommitted to the Committee on Military Affairs for the purpose of further consideration.

Mr. THOMPSON (Centre). Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring the bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 483, as follows:

An Act making an appropriation to the Somerset Community Hospital at Somerset Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of twenty five thousand dollars ($25,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Somerset Community Hospital at Somerset Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 485, as follows:

An Act making an appropriation to the Annie M. Warner Hospital Gettysburg Adams County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Annie M. Warner Hospital Gettysburg Adams County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

ANNOUNCEMENT

The PRESIDENT. The Chair regrets to announce that a message received by the Chair indicates the serious illness of the Senator from Montgomery, Mr. BOYD, who is suffering from bronchial pneumonia and a weakened heart.

BILL INTRODUCED

Mr. OWLETT (by Request). Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT read in his place and presented to the Chair, Senate Bill No. 548, entitled:

An Act to amend the act, aproved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624) entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, share-holders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissioners, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business, or both, and of affiliates of such corporations or persons, and of officers, directors, trustees, and employes of such corporations and persons.

Which was committed to the Committee on Banking.

MOTION TO READ BILL THE FIRST TIME

Mr. CLARK. Mr. President, I move that the bill reported from committees at today's session be read the first time.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 276, entitled:

An Act making an appropriation to the Brookville Hospital, Brookville, Pennsylvania.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 10:30 o'clock.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:15 P. M. until Tuesday morning, March 12, 1935, at 10:30 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, March 11, 1935.

The House met at 9:00 o'clock P. M.

The SPEAKER. (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend C. Harry Lefever, Pastor of McClay Street Church of God offered the following prayer:

Our Father and our God, we glorify Thee tonight because Thou doth hear the petitions of Thy people; because Thou hath heard in days gone by, when men called upon Thee and invoked Thy blessings upon their deliberations, so our God, we come to Thee tonight, Thou who understandeth all men, Thou who understandeth all nations and Thou who doth care for all people. We come to Thee to invoke Thy blessing upon this body, in whose hands are placed, in a physical sense, the destinies of Thy people. We would ask of Thee that wisdom from on high be given unto them, as they do begin the sessions of this night. Grant, our Father, that we might be willing as Thy people to submit to the rule of our God, for Thou didst give into the hands of one of old the laws of morality, by which Thy people are to be governed, and upon whose laws we bank our destiny, and from those laws men have received morals, to protect us from the evils of society, and to keep us safe.

Bless, we pray Thee tonight, especially this group; bless the Governor of this Commonwealth; bless the Speaker of this House; give him wisdom from on high. Bless those into whose hands have been given certain duties. Guide them by Thy great spirit and help Thy people in this Commonwealth to submit to the rule and authority that is handed down from this General Assembly. Bless, we pray Thee, all assembled here tonight, with whatever motive in mind. If there be those who have come in with sinister motives, grant, our Father, that Thy spirit of conviction may arrest them in their intentions, that goodness and righteousness and harmony might prevail. Bless all those that it may be to the glory of Thy name, and the salvation, temporal and spiritual, of Thy people.

These blessings, we ask in the name of Jesus, the Saviour of the world, and in His name we pray. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, March 7, 1935.

The Clerk proceeded to read the Journal of Thursday, March 7, 1935, when, on motion of Mr. Boose the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Mr. PERRY. HOUSE BILL No. 1424.

An Act making an appropriation to the Mary M. Packer Hospital, Sunbury, Pennsylvania.

Referred to the Committee on Appropriations.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

HOUSE BILL NO. 939

A communication from the North Side Woman's Civic Club protesting the passage of House Bill No. 939.

Referred to the Committee on Counties.

SUNDAY MOVIES

A petition addressed to Mr. Panton from citizens of Clarion County, protesting the passage of the Schwartz Bill legalizing Sunday movies.

Referred to the Committee on Law and Order.

FEDERAL FARM CREDIT

A resolution from residents of Crawford County requesting memorializing of Congress to enact Frazier-Lamke Farm Financing Bill.

Referred to the Committee on Agriculture.

TOWNSHIP HIGHWAYS

A petition addressed to Messrs. Murrin and Klingler requesting taxes be paid directly to board of township road supervisors.

Referred to the Committee on Highways.

BLUE LAWS

A petition from citizens of Butler County addressed to Mr. Murrin protesting amendment of Blue Laws.

A petition from residents of Clarion County, addressed to Mr. Panton, protesting amendment of Blue Laws.

Referred to the Committee on Law and Order.

DENTAL CARE OF SCHOOL CHILDREN

A communication and resolution from House of Representatives of the State of Washington requesting memorialization of Congress to appropriate aid for dental care of school children.

Referred to the Committee on Public Health and Sanitation.

MOTOR VEHICLE FUND

A petition from residents of Jefferson County addressed to Mr. Brumbaugh protesting diversion of motor truck funds.

A petition from residents of Pennsylvania urging return and protesting diversion of motor vehicle funds.

Referred to the Committee on Ways and Means.

TAXES

A resolution from Tyrone Borough Council protesting passage of House Bill No. 841,—eight mill gross receipt tax.

A petition from residents of Butler County addressed to Messrs. Klingler and Murrin requesting the support of administration tax program.

A resolution from citizens of Westmoreland County favoring administration tax program.

A petition from workers in Windsor Waist Shop, Philadelphia, endorsing income tax and Lundeen Unemployment, Old Age and Social Insurance Bill H. R. 2827 now in Congress.

Referred to Committee on Ways and Means.

LEAVES OF ABSENCE

Mr. Coakley asked and obtained leave of absence for Mr. SINWELL due to illness.

Mr. Larue asked and obtained leave of absence for Mr. RUTH on account of illness for the balance of the week.

Mr. Wood asked and obtained leave of absence for Mr. SPANGLER on account of illness for the balance of the week.

Mr. Harkins asked and obtained leave of absence for Mr. HOLLAND.

REPORTS FROM COMMITTEES

Mr. ROBINSON, from the Committee on Mines and Mining reported as committed, House Bill No. 927, entitled:

An Act to preserve the purity of the waters of the Commonwealth, and to avoid the danger of fire by requiring the owners, operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof, and conferring powers upon the Department of Mines to carry into effect the provisions of this act.

Mr. FRANK P. HAMILTON, from the Committee on Counties reported as committed, House Bill No. 1028, entitled:

An Act relating to collections of county and poor taxes in counties of the third class.

Mr. HALUSKA, from the Committee on Mines and Mining reported as committed, House Bill No. 132, entitled:

An Act prohibiting the employment of miners in the bituminous coal mines unless certificated after examination by a miners examining board; providing for the appointment of such boards, and defining their powers and duties; and providing penalties.

Mr. HIRSCH, from the Committee on Mines and Mining reported as committed, House Bill No. 1243, entitled:

An Act to amend title of and to add section three to the act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-two) enentitled "An act to protect miners in the bituminous coal regions of this Commonwealth" so as to protect miners from fraudulent deprivation of wages providing standard measurements for coal mined and prohibiting the use of other standards providing methods for the ascertainment of proper measurements and imposing penalties.

Mr. YOURISHIN, from the Committee on Mines and Mining reported as committed, House Resolution No. 62.

RESOLUTION

CONGRATULATING HON. FRANK W. RUTH

Mr. WEISS offered the following resolution which was twice read, considered and unanimously adopted.

In the House of Representatives, March 11, 1935.

While devoting his time and untiring energy in furthering the interests of this Commonwealth at the Nation's capital, our esteemed fellow-member of this House was stricken with a threatened attack of pneumonia, necessitating his withdrawal to the Providence Hospital at Washington.

The enforced absence of this stalwart and seasoned Legislator from his duties here and the consequent loss to the Commonwealth of his counsel and guidance, at this more than usually difficult juncture of our public affairs, has been severely felt.

It is with joy and great satisfaction that we learn of Rev. Ruth's improvement and the promise of an early return to his legislative duties; therefore be it

Resolved, That the House of Representatives take this opportunity to congratulate Rev. Ruth on his fortunate recovery and to wish him continued improvement and a rapid regaining of his well-known vigor; be it further

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of this House to Hon. Frank W. Ruth.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 931 entitled:

An Act to amend the title and to reenact section one of the act approved the seventeenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred ninety-eight) entitled "An act providing a fixed charge payable by the Commonwealth on lands acquired by the State and the Federal Government for forest reserves or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania and preserving and maintaining the same as public places and parks and the distribution of the same for the county school, township and road purposes in the counties, school districts and townships where such forests are located and making an appropriation" by providing that lands and property acquired for the purpose of conservation of water and to prevent flood conditions shall be subject to annual charges the same as State forests lands and repealing existing laws for the taxation thereof

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. MOUL. Mr. Speaker, I move that this bill be recommitted to the Committee on Forestry for the purpose of amendment.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 182 entitled:

An Act exempting household goods, furniture and wearing apparel from execution and sale under a bond accompanying a mortgage.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

The House proceeded to the first reading and consideration of House Bill No. 1156 entitled:

An Act creating and establishing a fund for the care, maintenance and relief of aged, retired and disabled employes of the Bureau of Police in cities of the second class; providing a pension fund for said employes and providing for the payment of certain dues, fees, assessments, fines and appropriations thereto; regulating membership therein; creating a Board for the management thereof; providing the amount, mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund; providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds, organizations, corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 671 entitled:

An Act to amend sections three thousand five hundred and thirty and three thousand five hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," providing for the acquisition of competing water companies operating wholly without the city limits; and authorizing a city to extend its water pipes or supply water in territory outside the boundaries of said city.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 755, entitled:

An Act to amend section eleven of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (P. L. 551) entitled "An act relating to roads highways and bridges" as amended providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officer of any executive or administrative department.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 458, entitled:

An Act providing for the fixing by the tax levying body of counties of the first class of the salaries and number of all persons paid out of the county treasury, except those whose salaries are fixed by law, and repealing existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 941, entitled:

An Act to amend clause fifty-four of section two thousand four hundred three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled: "An act relating to cities of the third class: and amending, revising, and consolidating the law relating thereto," decreasing the maximum fine and penalty which may be imposed by ordinance.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1012, entitled:

An Act fixing rate of interest collectible on certain delinquent taxes, and abating other penalties and interest under existing law.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 628, entitled:

An Act to further amend section seventeen of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" by providing lesser fees for parts of a year

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seventeen of the act approved the fourteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws seven hundred ten) entitled "An act allowing and regulating boxing sparring and wrestling matches and exhibitions establishing a State Athletic Commission making an appropriation therefor and appropriating moneys received for monument and memorial purposes and prescribing penalties" as last amended by the act approved the twenty-sixth day of May one thousand nine hundred and thirty-three (Pamphlet Laws one thousand eighty-four) is hereby further amended to read as follows

Section 17 License Fees Amateur Exhibitions and Matches Each applicant for a license shall before a license is issued by the commission and annually thereafter during the life of such license pay to the commission a license fee as follows Corporations or persons in cities of the first class two hundred and fifty dollars in cities of the second class one hundred dollars in cities of the third class and elsewhere twenty-five dollars physicians twenty-five dollars referees twenty-five dollars judges fifteen dollars time-keepers ten dollars professional boxers ten dollars professional wrestlers fifteen dollars managers forty dollars seconds ten dollars announcers fifteen dollars and matchmakers twenty-five dollars but the commission may issue without fee licenses to referees or physicians authorizing such referees or physicians to officiate only at boxing sparring or wrestling matches or exhibitions between amateurs and only without receiving any compensation for their services Permits for matches or exhibitions in which only amateurs participate shall be issued without fee and may be issued for a single match or exhibition or a series of matches or exhibitions or for a period not exceeding one year Permits for amateur boxing exhibitions or wrestling matches shall not be issued to any person or persons when such exhibitions or matches are conducted for individual profit Permits for amateur boxing exhibitions or wrestling matches shall be issued only to bona fide amateur athletic associations as approved by the commission

All fees when applied for and issued on or after

April first but prior to July first shall be three-fourths of the annual fee

July first but prior to October first shall be one-half of the annual fee

October first but prior to January first shall be one-fourth of the annual fee

On the question,

Will the House agree to the section?

BILL POSTPONED

Mr. COLEMAN. Mr. Speaker, I move that this bill be placed on the postponed calendar.

The motion was agreed to.

SPECIAL ORDER ON THIRD READING AND FINAL PASSAGE

The SPEAKER. The hour of 9:30 having arrived the Chair lays before the House the special order of business fixed for this hour.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1386 (Senate Bill No. 448), entitled:

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker and members of the House, the bill now before you, together with the four subsequent bills on special order of business tonight, represent the carrying into effect of a resolution that was passed last Monday night by this House and by the Senate in response to the Governor's address made before the General Assembly.

The purpose of these bills is to cause to be enacted into law that which you unanimously agreed you would do last Monday night under a resolution, if you will pardon my saying so,—introduced by myself and unanimously passed by this House.

I, therefore, ask the membership of this House to vote in favor of this bill as well as the other bills that follow in order that we can validate what we said we would validate last week.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sloan,
Baker, F. T.,	Flynn,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Forrest,	Merrell,	Smith, W. G.,
Baldi,	Furman,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Green,	Moore,	Sowers,
Bernhard,	Greenstein,	Moran,	Sproul,
Blumberg,	Habbyshaw,	Moul,	Stank,
Boose,	Haberlen,	Munley,	Stevens,
Boyd, R.,	Hagerty,	Murrin,	Stewart,
Boyer,	Haluska,	Nagel,	Stockham,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stone,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stott,
Brennan,	Harkins,	Ominsky,	Sumney,
Brown, H. S.,	Harmuth,	O'Neill,	Surface,
Brown, J. E.,	Hart,	Panton,	Tahl,
Brownfield,	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holstrom,	Phillips,	Walker,
Chervenak,	Hoopes,	Piole,	Wasserman,
Coakley,	Horst,	Powers,	Weidemann,
Cochran,	Jackson,	Reising,	Weiss,
Cohen,	Jones,	Reynolds,	Welliver,
Coleman,	Kane,	Rhys,	Welsh,
Condon,	Kelso,	Rinn,	Westrick,
Conner,	Kilroy,	Roan,	White,
Coolahan,	Kinney,	Robinson,	Wickersham,
Cordier,	Klingler,	Rooney,	Wilson,
Davies,	Kobelak,	Root,	Witkin,
Decker,	LaRue,	Ruffennach,	Wood,
Denning,	Linderman,	Sarraf,	Woodside,
Dent,	Long,	Scanlon,	Yeakel,
Diehl,	Longaker,	Schrock,	Yourishin,
Dilley,	Lovett,	Schrope,	Zappala,
Downey, G. E.,	Lynch,	Schwab,	Zimmerman,
Downey, J. J.,	Male,	Schwartz,	Sarig,
Duffort,			

NAYS—4

Gates,	Gillette,	Muir,	Wall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreably to order,

The House proceeded to the third reading and consideration of House Bill No. 1387 (Senate Bill No. 449), entitled:

An Act transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the Transferred money.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sloan,
Baker, F. T.,	Flynn,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Forrest,	Merrell,	Smith, W. G.,
Baldi,	Furman,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Green,	Moore,	Sowers,
Bernhard,	Greenstein,	Moran,	Sproul,
Blumberg,	Habbyshaw,	Moul,	Stank,
Boose,	Haberlen,	Munley,	Stevens,
Boyd, R.,	Hagerty,	Murrin,	Stewart,
Boyer,	Haluska,	Nagel,	Stockham,
Bradley,	Hamilton, F. P.,	Nothnagle,	Stone,
Brancato,	Hamilton, R. S.,	O'Keefe,	Stott,
Brennan,	Harkins,	Ominsky,	Sumney,
Brown, H. S.,	Harmuth,	O'Neill,	Surface,
Brown, J. E.,	Hart,	Panton,	Tahl,
Brownfield,	Hartman,	Parks,	Terry,
Brumbaugh,	Hefferon,	Patterson, C.,	Tronzo,
Burke,	Hermansen,	Patterson, J. W.,	Trout,
Cannon,	Hetrick,	Pearson,	Tumelty,
Caputo,	Hindman,	Perry,	Turner,
Carr,	Hirsch,	Peters,	Van Allsburg,
Carson,	Hoffner,	Pfaff,	Van Sickle,
Castor,	Holstrom,	Phillips,	Walker,
Chervenak,	Hoopes,	Piole,	Wall,
Coakley,	Horst,	Powers,	Wasserman,
Cochran,	Jackson,	Reising,	Weidemann,
Cohen,	Jones,	Reynolds,	Weiss,
Coleman,	Kane,	Rhys,	Welliver,
Condon,	Kelso,	Rinn,	Welsh,
Conner,	Kilroy,	Roan,	Westrick,
Coolahan,	Kinney,	Robinson,	White,
Cordier,	Klingler,	Rooney,	Wickersham,
Davies,	Kobelak,	Root,	Wilson,
Decker,	LaRue,	Ruffennach,	Witkin,
Denning,	Linderman,	Sarraf,	Wood,
Dent,	Long,	Scanlon,	Woodside,
Diehl,	Longaker,	Schrock,	Yeakel,
Dilley,	Lovett,	Schrope,	Yourishin,
Downey, G. E.,	Lynch,	Schwab,	Zappala,
Downey, J. J.,	Male,	Schwartz,	Zimmerman,
Duffort,			Sarig,

NAYS—4

Gates,	Gillette,	Muir,	Wall,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendments.

Agreably to order,

The House proceeded to the third readng and consideration of House Bill No. 1388 (Senate Bill No. 450), entitled:

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Mallen,	Shepard,
Alexander,	Ederer,	Mason,	Shortz,
Allen,	Eroe,	McCreary,	Shreiner,
Altenburg,	Falkenstein,	McDermott,	Shugarts,
Andrews,	Ferko,	McDevitt,	Siegel,
Arnold,	Finnerty,	McElroy,	Simon,
Atkins,	Fitch,	McHenry,	Simpson,
Aukerman,	Flanagan,	McKinney,	Sloan,
Baine,	Flinchbaugh,	Melchiorre,	Smith, J. A.,
Baker, F. T.,	Flynn,	Mentzer,	Smith, W. G.,
Baker, J J.,	Forrest,	Merrell,	Snyder, F. E.,
Baldi,	Furman,	Moomaw,	Snyder, J. L.,
Barber,	Gerard,	Mooney,	Sowers,
Barnhardt,	Gillette,	Moore,	Sproul,
Bernhard,	Green,	Moran,	Stank,
Blumberg,	Greenstein,	Moul,	Stevens,
Boose,	Habbyshaw,	Munley,	Stewart,
Boyd, R.,	Haberlen,	Murrin,	Stockham,
Boyer,	Hagerty,	Nagel,	Stone,
Bradley,	Haluska,	Nothnagle,	Stott,
Brancato,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brennan,	Hamilton, R. S.,	Ominsky,	Surface,
Brown, H. S.,	Harkins,	O'Neill,	Tahl,
Brown, J. E.,	Harmuth,	Panton,	Terry,
Brownfield,	Hart,	Parks,	Tronzo,
Brumbaugh,	Hartman,	Patterson, C.,	Trout,
Burke,	Hefferon,	Patterson, J. W.,	Tumelty,
Cannon,	Hermansen,	Pearson,	Turner,
Caputo,	Hetrick,	Perry,	Van Allsburg,
Carr,	Hindman,	Peters,	Van Sickle,
Carson,	Hirsch,	Pfaff,	Walker,
Castor,	Hoffner,	Phillips,	Wall,
Chervenak,	Holstrom,	Piole,	Wasserman,
Coakley,	Hoopes,	Powers,	Weidemann,
Cochran,	Horst,	Reising,	Weiss,
Cohen,	Jackson,	Reynolds,	Welliver,
Coleman,	Jones,	Rhys,	Welsh,
Condon,	Kane,	Rinn,	Westrick,
Conner,	Kelso,	Roan,	White,
Coolahan,	Kilroy,	Robinson,	Wickersham,
Cordier,	Kinney,	Rooney,	Wilson,
Davies,	Klingler,	Ruffennach,	Witkin,
Decker,	Kobelak,	Sarraf,	Wood,
Denning,	LaRue,	Scanlon,	Woodside,
Dent,	Linderman,	Schrock,	Yeakel,
Diehl,	Long,	Schrope,	Yourishin,
Dilley,	Longaker,	Schwab,	Zappala,
Downey, G. E.,	Lovett,	Schwartz,	Zimmerman,
Downey, J. J.,	Lynch,	Shaw,	Sarig,
Duffort,	Male,		

NAYS—2

Gates,	Muir,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and con-

sideration of House Bill No. 1389 (Senate Bill No. 451), entitled:

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—196

Achterman,	Duffort,	Male,	Shaw,
Alexander,	Eberharter,	Mallen,	Shepard,
Allen,	Ederer,	Mason,	Shortz,
Altenburg,	Eroe,	McCreary,	Shreiner,
Andrews,	Falkenstein,	McDermott,	Shugarts,
Arnold,	Ferko,	McDevitt,	Siegel,
Atkins,	Finnerty,	McElroy,	Simon,
Aukerman,	Fitch,	McHenry,	Simpson,
Baine,	Flanagan,	McKinney,	Sloan,
Baker, F. T.,	Flinchbaugh,	Melchiorre,	Smith, J. A.,
Baker, J J.,	Flynn,	Mentzer,	Smith, W. G.,
Baldi,	Forrest,	Merrell,	Snyder, F. E.,
Barber,	Furman,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Munley,	Stewart,
Boyer,	Haberlen,	Murrin,	Stockham,
Bradley,	Hagerty,	Nagel,	Stone,
Brancato,	Haluska,	Nothnagle,	Stott,
Brennan,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Ominsky,	Surface,
Brown, J. E.,	Harkins,	O'Neill,	Tahl,
Brownfield,	Harmuth,	Panton,	Terry,
Brumbaugh,	Hart,	Parks,	Tronzo,
Burke,	Hartman,	Patterson, C.,	Trout,
Cannon,	Hefferon,	Patterson, J. W.,	Tumelty,
Caputo,	Hermansen,	Pearson,	Turner,
Carr,	Hetrick,	Ferry,	Van Allsburg,
Carson,	Hindman,	Peters,	Van Sickle,
Castor,	Hirsch,	Pfaff,	Walker,
Chervenak	Hoffner,	Phillips,	Wall,
Coakley,	Holstrom,	Piole,	Wasserman,
Cochran,	Hoopes,	Powers,	Weidemann,
Cohen,	Horst,	Reising,	Weiss,
Coleman,	Jackson,	Reynolds,	Welliver,
Condon,	Jones,	Rhys,	Welsh,
Conner,	Kane,	Rinn,	Westrick,
Coolahan,	Kelso,	Roan,	White,
Cordier,	Kilroy,	Robinson,	Wickersham,
Davies,	Kinney,	Rooney,	Wilson,
Decker,	Klingler,	Root,	Witkin,
Denning,	Kobelak,	Ruffennach,	Wood,
Dent,	LaRue,	Sarraf,	Woodside,
Diehl,	Linderman,	Scanlon,	Yeakel,
Dilley,	Long,	Schrock,	Yourishin,
Downey, G. E.,	Longaker,	Schrope,	Zappala,
Downey, J. J.,	Lovett,	Schwab,	Zimmerman,
	Lynch,	Schwartz,	Sarig,

NAYS—2

Gates,	Muir,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1390 (Senate Bill No. 452), entitled:

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Mallen,	Shepard,
Alexander,	Ederer,	Mason,	Shortz,
Allen,	Eroe,	McCreary,	Shreiner,
Altenburg,	Falkenstein,	McDermott,	Shugarts,
Andrews,	Ferko,	McDevitt,	Siegel,
Arnold,	Finnerty,	McElroy,	Simon,
Atkins,	Fitch,	McHenry,	Simpson,
Aukerman,	Flanagan,	McKinney,	Sloan,
Baine,	Flinchbaugh,	Melchiorre,	Smith, J. A.,
Baker, F. T.,	Flynn,	Mentzer,	Smith, W. G.,
Baker, J J.,	Forrest,	Merrell,	Snyder, F. E.,
Baldi,	Furman,	Moomaw,	Snyder, J. L.,
Barber,	Gerard,	Mooney,	Sowers,
Barnhardt,	Gillette,	Moore,	Sproul,
Bernhard,	Green,	Moran,	Stank,
Blumberg,	Greenstein,	Moul,	Stevens,
Boose,	Habbyshaw,	Munley,	Stewart,
Boyd, H. N.,	Haberlen,	Murrin,	Stockham,
Boyer,	Hagerty,	Nagel,	Stone,
Bradley,	Haluska,	Nothnagle,	Stott,
Brancato,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brennan,	Hamilton, R. S.,	Ominsky,	Surface,
Brown, H. S.,	Harkins,	O'Neill,	Tahl,
Brown, J. E.,	Harmuth,	Panton,	Terry,
Brownfield,	Hart,	Parks,	Tronzo,
Brumbaugh,	Hartman,	Patterson, C.,	Trout,
Burke,	Hefferon,	Patterson, J. W.,	Tumelty,
Cannon,	Hermansen,	Pearson,	Turner,
Caputo,	Hetrick,	Perry,	Van Allsburg,
Carr,	Hindman,	Peters,	Van Sickle,
Carson,	Hirsch,	Pfaff,	Walker,
Castor,	Hoffner,	Phillips,	Wall,
Chervenak,	Holstrom,	Piole,	Wasserman,
Coakley,	Hoopes,	Powers,	Weidemann,
Cochran,	Horst,	Reising,	Weiss,
Cohen,	Jackson,	Reynolds,	Welliver,
Coleman,	Jones,	Rhys,	Welsh,
Condon,	Kane,	Rinn,	Westrick,
Conner,	Kelso,	Roan,	White,
Coolahan,	Kilroy,	Robinson,	Wickersham,
Cordier,	Kinney,	Rooney,	Wilson,
Davies,	Klingler,	Root,	Witkin,
Decker,	Kobelak,	Ruffennach,	Wood,
Denning,	LaRue,	Sarraf,	Woodside,
Dent,	Linderman,	Scanlon,	Yeakel,
Diehl,	Long,	Schrock,	Yourishin,
Dilley,	Longaker,	Schrope,	Zappala,
Downey, G. E.,	Lovett,	Schwab,	Zimmerman,
Downey, J. J.,	Lynch,	Schwartz,	Sarig,
Duffort,	Male,	Shaw,	

NAYS—2

Gates,	Muir,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk return the same to the Senate with information that the House has passed it without amendment.

RECESS

Mr. FURMAN. Mr. Speaker, I move that this House do now take a recess for thirty minutes to permit the Committee on Ways and Means to meet in Room 324.

The motion was agreed to.

AFTER RECESS

The SPEAKER (Wilson G. Sarig) in the Chair.

The SPEAKER. The time of the recess having expired the House will be in order.

BILLS SIGNED BY THE SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 448

An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

SENATE BILL No. 449

An Act for transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money.

SENATE BILL No. 450

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

SENATE BILL No. 451

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

SENATE BILL No. 452

An Act making an appropriation to the Department of Welfare for the payment of the cost of administering the laws providing for Pensions for the Blind and Old Age Assistance.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

REPORTS FROM COMMITTEE

Mr. FURMAN asked and obtained unanimous consent to report the following bills from Committee:

From the Committee on Ways and Means as committed, House Bill No. 843, entitled

An Act to amend section three of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws, six hundred and ninety-four), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and propery for hire," by removing deductions from, and eliminating credits against, the tax imposed by the act.

From the Committee on Ways and Means as committed, House Bill No. 1128, entitled

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, county officers, and the Department of Revenue; and providing penalties.

From the Committee on Ways and Means as committed, House Bill No. 991, entitled

An Act to further amend section five hundred two of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by increasing certain registration fees.

From the Committee on Ways and Means as committed, House Bill No. 992, entitled

An Act to further amend sections five hundred two, six hundred seven, and six hundred eight of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the miscellaneous receipts; making an appropriation and providing for refunds," by revising certain registration fees and existing regulations for length and weight of certain vehicles.

From the Committee on Ways and Means as committed, House Bill No. 969, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by increasing certain registration fees.

From the Committee on Ways and Means as committed, House Bill No. 970, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including

liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by revising certain registration fees and revising existing regulations for length, height, and weight of certain vehicles.

From the Committee on Ways and Means as committed, House Bill No. 925, entitled:

An Act to provide revenue for State and county purposes, and, in cities coextensive with counties, for State and city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries and court clerks, and on persons, copartnerships, associations, banks, national banks, trust companies, and other corporations receiving deposits of money, and on certain corporations and limited partnerships; conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation.

CONSENT REQUESTED TO READ BILLS FIRST TIME

Mr. FURMAN. Mr. Speaker, I ask unanimous consent to have House Bills Nos. 843, 1128, 991, 992, 969, 970 and 925 read for the first time.

The SPEAKER. Will the House give its unanimous consent for the reading of these bills for the first time. Is there objection?

Mr. WITKIN. Mr. Speaker, I object.

RULES SUSPENDED

Mr. FURMAN. Mr. Speaker, I move the Rules of the House Nos. 14, 41 and 43 be suspended for the purpose of reading these bills for the first time.

On the question,

Will the House agree to the motion?

QUESTION OF PARLIAMENTARY INQUIRY

Mr. WITKIN. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his point of parliamentary inquiry.

Mr. WITKIN. Mr. Speaker, is it in order that the motion be made concerning more than one bill at a time?

The SPEAKER. The Chair, in answer to the question of parliamentary inquiry, believes that it is perfectly proper to make the motion for all of the bills at one and the same time.

Mr. WITKIN. Mr. Speaker, I desire to interrogate the gentleman from Greene, Mr. Furman.

The SPEAKER. Will the gentleman from Greene, Mr. Furman, permit himself to be interrogated?

Mr. FURMAN. Mr. Speaker. I will.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Greene whether any of the bills that have just been read are included in the bills upon which a public hearing has been fixed for Wednesday of this week.

Mr. FURMAN. Mr. Speaker, there are none.

Mr. WITKIN. Mr. Speaker, may I ask what is the answer.

Mr. FURMAN. Mr. Speaker, there have been hearings held on each of these bills that I ask to have read for the first time.

On the question recurring,

Will the House agree to the motion?

The yeas and nays were required by Mr. Witkin and Mr. Sowers and were as follows:

YEAS—112

Achterman,	Dilley,	Long,	Robinson,
Alexander,	Downey, G. E.,	Lovett,	Ruffenach,
Allen,	Downey, J. J.,	Lynch,	Sarraf,
Andrews,	Eberharter,	Male,	Scanlon,
Arnold,	Eroe,	McCreary,	Schrope,
Aukerman,	Falkenstein,	McDermott,	Schwab,
Baine,	Finnerty,	McElroy,	Shaw,
Baker, J J.,	Fitch,	McHenry,	Shepard,
Barber,	Flanagan,	Melchiorre,	Shugarts,
Bradley,	Flinchbaugh,	Mentzer,	Siegel,
Brancato,	Furman,	Moomaw,	Simon,
Brown, H. S.,	Gerard,	Mooney,	Smith, J. A.,
Brown, J. E.,	Haberlen,	Moran,	Smith, W. G.,
Brownfield,	Hagerty,	Moul,	Stank,
Brumbaugh,	Haluska,	Murrin,	Stevens,
Burke,	Hamilton, F. P.,	Nagel,	Stone,
Cannon,	Harkins,	O'Keefe,	Sumney,
Caputo,	Harmuth,	Ominsky,	Tronzo,
Carson,	Hartman,	O'Neill,	Tumelty,
Chervenak,	Hetrick,	Panton,	Van Sickle,
Coakley,	Hirsch,	Patterson, C.,	Walker,
Cochran,	Holstrom,	Patterson, J. W.,	Weiss,
Cohen,	Kelso,	Pearson,	Welliver,
Coleman,	Kilroy,	Pfaff,	Welsh,
Coolahan,	Kinney,	Piole,	Westrick,
Decker,	Klingler,	Powers,	Yourishin,
Dent,	Kobelak,	Reising,	Zappala,
Diehl,	LaRue,	Rinn,	Sarig,

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Altenburg,	Flynn,	McKinney,	Sowers,
Atkins,	Forrest,	Merrell,	Stockham,
Baker, F. T.,	Gates,	Moore,	Stott,
Baldi,	Gillette,	Muir,	Surface,
Barnhardt,	Green,	Nothnagle,	Tahl,
Bernhard,	Greenstein,	Parks,	Terry,
Blumberg,	Habbyshaw,	Perry,	Trout,
Boose,	Hamilton, R. S.,	Peters,	Turner,
Boyd, R.,	Hart,	Phillips,	Van Allsburg,
Boyer,	Hermansen,	Reynolds,	Wall,
Brennan,	Hofner,	Rhys,	Wasserman,
Carr,	Hoopes,	Roan,	Weidemann,
Castor,	Horst,	Schrock,	White,
Condon,	Jackson,	Schwartz,	Wickersham,
Conner,	Jones,	Shortz,	Wilson,
Cordier,	Kane,	Shreiner,	Witkin,
Davies,	Linderman	Simpson,	Wood,
Denning,	Longaker,	Sloan,	Woodside,
Duffort,	Mallen,	Snyder, F. E.,	Yeakel,
Ederer,	Mason,	Snyder, J. L.,	Zimmerman,
Ferko,	McDevitt,		

So the question was determined in the affirmative and the motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 843, entitled:

An Act to amend section three of the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one (Pamphlet Laws six hundred and ninety four), entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain

owners or operators of motor vehicles transporting passengers and property for hire," by removing deductions from, and eliminating credits against, the tax imposed by the act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1128, entitled:

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations; prescribing and regulating the method and manner of evidencing the payment of such tax; conferring powers and imposing duties upon certain persons, partnerships, associations, and corporations, county officers, and the Department of Revenue; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 991, entitled:

An Act to further amend section five hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailors and their operation; providing for their registration, and the licensing of certain operators by the Departpart of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailors; providing that records are admissible as evidence; imposing upon owners, counties, cities boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailors; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by increasing certain registration fees.

And said bill having read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 992, entitled:

An Act to further amend sections five hundred two, six hundred seven, and six hundred eight of the act, approved the first day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailors and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the miscellaneous receipts; making an appropriation; and providing for refunds," by revising certain registration fees and existing regulations for length and weight of certain vehicles.

And said bill having read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 969, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine, (Pamphlet Laws, nine hundred five) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by increasing certain registration fees.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 970, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine, (Pamphlet Laws nine hundred five) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, alderman, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by revising certain registration fees and revising existing regulations for length, height, and weight of certain vehicles.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 925, entitled:

An Act to provide revenue for State and county purposes, and, in cities coextensive with counties, for State and city and county purposes; imposing taxes upon certain classes of personal property; providing for the assessment, collection, and lien of the same, and the distribution of the proceeds thereof; imposing duties on executors, administrators, registers of wills, recorders of deeds, prothonotaries and court clerks, and on persons,

copartnerships, associations, banks national banks, trust companies, and other corporations receiving deposits of money, and on certain corporations and limited partnerships; conferring powers and imposing duties on certain State officers and departments; imposing penalties; and making an appropriation.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

REPORTS FROM COMMITTEES

Mr. FURMAN asked and obtained unanimous consent to report the following bills from committee.

From the Committee on Ways and Means as amended, House Bill No. 1127, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies, and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax; and increasing the rate of tax imposed by the act.

From the Committee on Ways and Means as amended, House Bill No. 936, entitled:

An Act to provide revenue by imposing a State tax upon the privilege to attend or engage in amusements, including every form of entertainment, diversion, sport, recreation and pastime; requiring persons, partnerships, associations, or corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Department of Revenue; prescribing the method and manner of collecting the tax and its payment into the State Treasury; permitting refunds of the tax in certain instances and providing penalties.

From the Committee on Ways and Means as amended, House Bill No. 862, entitled:

An Act to provide revenue by imposing a State tax upon sales of tobacco by dealers, as herein defined; requiring persons engaged in the sale of tobacco at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons, as herein defined, engaged in the sale of tobacco at retail, or wholesale; and providing penalties.

From the Committee on Ways and Means as amended, House Bill No. 839, entitled:

An Act to amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (Pamphlet Laws, one hundred forty-nine), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing said tax and providing for the distribution thereof.

Mr. FURMAN asked and obtained unanimous consent to report the following bills from committee with the understanding that they are to be read the first time and to be recommitted for the purpose of a hearing on Wednesday afternoon.

From the Committee on Ways and Means as amended, House Bill No. 924, entitled:

An Act to further amend section one of the act, approved the thirteenth day of June, one thousand nine hundred and seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies," by further modifying the procedure for the settlement, collection, and payment of the State tax on the stock of title insurance and trust companies.

From the Committee on Ways and Means as committed, House Bill No. 840, entitled:

An Act to further amend section twenty-four of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing upon certain domestic insurance companies and associations a gross premiums tax on business for the year ending one thousand nine hundred and thirty-four, and every year thereafter, and requiring such companies and associations to make reports in writing to the Department of Revenue.

From the Committee on Ways and Means as committed, House Bill No. 948, entitled:

An Act imposing a State excise tax on electric power and current generated, manufactured and sold within this Commonwealth; providing for the collection of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships, corporations, and State departments; and imposing penalties.

From the Committee on Ways and Means as committed, House Bill No. 923, entitled:

An Act to further amend section one of the act, approved the fifteenth day of July, one thousand eight hundred ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation, by increasing the rate of tax imposed by this act on the shares of stock of banks and savings institutions.

From the Committee on Ways and Means as amended, House Bill No. 841, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an

act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax.

From the Committee on Ways and Means as amended, House Bill No. 1192, entitled:

An Act to provide revenue for State purposes by imposing an excise tax on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment and collection of the tax; conferring powers and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; and providing penalties.

COMMUNICATION FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

For many years the owners of real estate in this Commonwealth have been forced to bear the burden of crushing taxation on real estate.

Although 60 per cent of the wealth within our Commonwealth is in the form of stocks, bonds, and other personal property, 90 per cent of local taxation is derived from real estate.

When our present Constitution was adopted in 1874, real estate amounted to 90 per cent of the wealth, and should have borne that portion of the tax. There is no reason, however, why a situation which existed 60 years ago should crush our home owners and farmers today.

Today local communities collect $372,000,000 a year in taxation in Pennsylvania. Of that huge sum only $13,000,000 comes from taxation on personal income and wealth. The home owners, the farmers and the owners of real estate generally pay the other $359,000,000.

Unable to meet the unjust burden of real estate taxation which added its weight to the rigors of the depression, hundreds of thousands of our citizens have lost their homes and farms through wholesale foreclosures during the past five years.

This wholesale dispossession of our most solid class of citizens—the farmers and home owners—must cease. There is no greater contributing factor to radicalism and civil disorder than the loss of their homes and farms by the average citizens of our country.

For that reason alone, it is self-evident that taxation reform can't be delayed much longer.

Legislation must be enacted which will effect a fair shifting of some of the burden of taxation from real estate.

Such legislation must be enacted to make our people secure in their homes in a time of national emergency—to make it impossible for passing adversity to put our families on the street.

I am for the American principle of fair play—which means an honest distribution of the burden of taxation as between the rich and the poor.

The soundest tax is that based on the principle of the ability to pay.

I know of no fairer method to effect a redistribution of the present tax burden on real estate than by the adoption of a graduated income tax, with exemptions, the proceeds of which shall be devoted entirely to reducing the school tax on real estate in every local community in this Commonwealth.

It has been questioned whether our present Constitution permits the enactment of a graduated income tax with exemptions. The Supreme Court of this Commonwealth, upon passage of this bill, followed by our application, will immediately decide its legality.

There will be introduced in your Honorable Body tonight a bill imposing a graduated income tax with exemptions upon net incomes.

The bill provides for a levy of 2 per cent on incomes under $5,000, exclusive of exemptions; 2½ per cent on incomes in excess of $5,000 and not more than $10,000; 4 per cent on incomes in excess of $10,000 and not more than $50,000, and 6 per cent on incomes in excess of $50,000.

Exemptions are provided as follows: single taxpayers, $1,000; married taxpayers, or those who are heads of families, $1,500; and $400 for each dependent of the same household.

Generally speaking, the bill follows the Federal Income Tax Law in the method of determining gross and net income. With a few exceptions, deductions allowed under the Federal Law are permitted. No distinction is made, however, between earned and unearned income. There is no surtax.

Returns and payments of tax are required to be made to the Department of Revenue by all taxpayers on or before March 15 of every year for the preceding year.

The first returns and payments will be made March 15, 1936, and will include all income for the year 1935.

It is estimated by the Department of Revenue that the proposed income tax will yield $20,000,000 annually.

The entire proceeds of the tax, with the exception of administrative costs, are distributed to the school districts of the State, on the basis of population, for the express purpose of relieving real estate of a part of its present heavy tax load for school purposes.

Disbursements to the districts from the proceeds of this tax will be in addition to school subsidies already provided by the State under the provision of existing law.

The bill provides that only those districts making a bona fide effort to reduce real estate taxation, at least to the extent of their share in the revenue resulting from the bill, are entitled to participate in the distribution of the proceeds of the tax.

This proposed income tax is not an additional tax on the people of Pennsylvania.

It is merely shifting, in part, of the burden of taxation from the shoulders of our home owners and farmers and real estate owners generally to income.

It will make a fairer redistribution of the cost of conducting the public schools of this Commonwealth.

Since all the proceeds of this income tax are ear-marked for local communities, in order that the school tax on real estate may be reduced; it must not be confused with the general taxation program of the Administration.

In closing, I want to stress the fact that, since this is a new and untried method of tax distribution in this State, a modest schedule is embodied in the proposed tax. Every precaution has been taken to guarantee that the entire proceeds of this tax will be used for the reduction of the school tax on real estate.

Respectfully,

GEORGE H. EARLE.

The SPEAKER. The communication will be noted in the Journal and printed in the Legislative Journal.

BILLS INTRODUCED AND REFERRED

By Messrs. VAN SICKLE, FLINCHBAUGH, and HARKINS.

HOUSE BILL No. 1473.

An Act imposing a graduated income tax for school purposes on residents of Pennsylvania including fiduciaries and on income of nonresidents derived from property or business in Pennsylvania; defining taxable income and requiring filing of returns thereof; providing for the assessment, collection and lien of said tax and for the disposition of proceeds thereof; providing for administration and enforcement of the act by the Department of Revenue; conferring powers and imposing duties on certain persons, partnerships, associations, corporations, school districts, State officers, employes and departments; imposing penalties and appropriating the revenues derived from said tax.

Referred to the Committee on Ways and Means.

BILLS ON SECOND READING

Agreeably to order

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 321, as follows:

An Act to amend section six as amended section eight and section ten as amended of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" providing that only registered and enrolled members of political parties shall be qualified to sign nomination petitions and limiting the number of specimen ballots to be given candidates at primaries

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by section two of the act approved the eighteenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred forty-four) is hereby further amended to read as follows

Section 6 The names of candidates for nomination as President of the United States and the names of all other party candidates shall be printed upon the official ballot of a designated party upon the filing of nomination petitions in their behalf signed by registered and enrolled members of such party who are qualified electors of the State or of the political districts or division as the case may be within which the nomination is to be made or election is to be held and the filing of affidavits by the candidates as provided in this act and the names of no candidates shall be printed upon an official ballot of a political party to be used at any primary unless such petitions shall have been filed and unless such candidates except they be candidates for the office of President of the United States shall have filed affidavits as hereinafter provided

(a) Each signer of a nomination petition shall sign but one such petition for each office to be filled and shall declare therein that he is a registered and enrolled member of the party designated in such petition Provided however That where there are to be elected two or more persons to the same office each signer may sign petitions for as many candidates for such office as and no more than he could vote for at the succeeding election He shall also declare therein that he is a qualified elector of the county therein named and in case the nomination is not to be made or candidates are not to be elected by the electors of the State at large of the political district or division therein named in which the nomination is to be made or the election is to be held He shall add his occupation and residence giving city borough or township with street and number if any and shall add the date of signing No nomination petition shall be circulated prior to forty (40) days before the last day on which such petition may be filed and no signature shall be counted unless it bears date within forty (40) days of the last day for filing the same

Said nomination petition may be on one or more sheets and different sheets must be used for signers resident in different counties Each sheet shall have appended thereto the affidavit of some person not necessarily a signer and not necessarily the same person on each sheet setting forth that the affiant is a qualified elector of the State or of the political district or division as the case may be referred to in said petition his residence giving city borough or township with street and number if any that the signers signed with full knowledge of the contents of the petition that their respective residences are correctly stated therein that they all reside in the county named in the affidavit and that each signed on the date set opposite his name and that to the best of affiant's knowledge and belief the signers are qualified electors and members of the designated party of the State or of the political district or division as the case may be

(b) Each candidate for any State county or city office shall file with his nomination petition his affidavit stating his residence with street and number if any and his post-office address his election district the name of the office for which he consents to be a candidate that he is eligible for such office and that he will not knowingly violate any election law or any law regulating and limiting nomination and election expenses and prohibiting corrupt practices in connection therewith Provided That in no event shall any person's name be printed upon the official ballot of any party as a delegate State committeeman National committeeman or party officer unless he is a qualified elector of said party

In the case of a candidate for nomination as President of the United States it shall not be necessary for such candidate to file the affidavit required in this section to be filed by candidates but the postoffice address of such candidate shall be stated in such nomination petition

(c) Each candidate for election as delegate or alternate delegate to a National party convention may include with his affidavit the statement hereinafter set forth in this section but his failure to include such statement shall not be a valid ground on the part of the Secretary of the Commonwealth for refusal to receive and file his nomination petition Such statement if any be made shall be in substantially the following form

Delegate's Statement

I hereby declare to the voters of my political party in the (here insert "State of Pennsylvania" if a delegate or alternate delegate at large otherwise insert" .... District") that if elected and in attendance as a delegate to the National convention of the party I shall with all fidelity to the best of my judgment and ability in all matters coming before the convention support that candidate for President of the United States who shall have received the highest number of votes cast in the (here insert "State" if a delegate or alternate delegate at large otherwise insert "..... District") by the voters of my party for said office at the ensuing primary and shall use all honorable means within my power to aid in securing the nomination for such candidate for President.

.....

(Signature of candidate for delegate or alternate delegate)

On the ballot used at a primary after or under the name of each candidate for delegate or alternate delegate to a National party convention shall appear the words "Promises to support popular choice of party in the (here insert "State" if a delegate or alternate delegate at large otherwise insert ".....District") for President" or "Does not promise to support popular choice of party in the (here insert "State" if a delegate or alternate delegate at large otherwise insert "..... ..... District") for President" according as if the

candidate included or failed to include the above statement with his affidavit

Section 2 Section eight of said act is hereby amended to read as follows

Section 8 No nomination petition shall be refused or set aside except for

(a) Material error or defects apparent on the face thereof or on the face of the appended or accompanying affidavits or

(b) Material alterations made after signing without the consent of the signers or

(c) Want of a sufficient number of genuine signatures of persons qualified by registration and enrollment as a member of the designated party and with respect to age sex residence and citizenship to be electors

The invalidity of any sheet of a petition shall not affect the validity of such petition if a sufficient petition remains after eliminating such invalid sheet

Application to set aside any nomination petition shall be by petition to the court of common pleas of the county in which such nomination petition has been filed setting forth specifically the matters objected to and must be filed within five days after the last day for filing said nomination petition Upon the presentation of such a petition the court shall make an order fixing a time for hearing which shall not be later than ten days after the last day for filing said nomination petition and specifying the time and manner of notice that shall be given to the candidate named in the nomination petition sought to be set aside

If the matters objected to are such as are specified in subdivision (a) of this section the court upon hearing the case may in its discretion permit amendments within such time and upon such terms as to payment of costs as the said court may specify

In case the petition to set aside a nomination petition is dismissed the petitioner shall pay the whole of the costs of the proceeding including all witness fees

Section 3 Section ten of said act as last amended by section two of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-nine) is hereby further amended to read as follows

Section 10 The county commissioners shall prepare and furnish to the election officers in each election district in due time for use at the primaries one book of fifty official ballots of each party for every forty and fraction of forty votes cast within the particular election district for the candidate of the particular party who received the largest vote cast for any candidate of such party at any of the last three preceding elections either general or municipal and no additional official ballots shall be furnished any party in any election district unless the number of electors registered and enrolled as members of any particular party in any election district shall exceed the largest vote aforesaid in which case the county commissioners shall furnish official ballots for said party in the ratio aforesaid upon the basis of such enrollment or registration

With the official ballots to be furnished in advance of the primaries the county commissioners shall also furnish and deliver to the election officers specimen ballots for the use of electors at the polls equal in number to one-fifth the whole number of such official ballots said specimen ballots to be printed on colored paper and to be of the same size and form as the official ballots but without any permanent binding or stubs and in addition theerto on or before the Wednesday preceding every primary the county commissioners shall upon request [made at their office there deliver] furnish to each candidate whose name is printed on any party ballot [or to his authorized representative] without charge [three specimen ballots of such party for each election district in the county or city or political district thereof] three official specimen ballot for the entire district in which such candidate may be voted for [for the use of such candidate and the watchers whom he may appoint as hereinafter provided] and the candidate may at his own expense have printed on different colored paper as many copies as he requires for conducting his campaign

On the back of each specimen ballot for the primary next preceding the election of a President of the United States the county commissioners shall print subdivision (c) of section six of this act

The official ballots shall be attached to stubs which shall be numbered consecutively from one to the highest number to be furnished to each particular election district and bound in books of fifty each which shall be numbered in the order of the numbers of their stubs in the same manner as at elections and the county commissioners shall keep a record of the number of such books and ballots printed and delivered to each election district and of the number of stubs unused ballots and spoiled and canceled ballots subsequently returned therefrom

In addition to official and specimen ballots as aforesaid the county commissioners shall prepare and furnish to the election officers in due time for use at the primaries sufficient ballot boxes and other election materials properly numbered for each election district including the assessor's lists or registers known as the "ballot check list" and the "voting check list" respectively blank forms including forms for the duplicate oaths of the election officers and forms of affidavits for electors desiring assistance in marking their ballots and for those challenged as to their identity party membership residence or bribery to make proof of their right to vote blank tally papers and triplicate return sheets for each party blank statements for general returns of all votes cast blank books for making lists of persons voting with sufficient space for noting their party enrollments printed instructions and notice of penalties for the information of electors and election officers and such other supplies as they are or hereafter may be required by law to furnish to said election officers for use at elections and shall deliver them in the same manner as at elections The said forms blanks books and other supplies shall have printed upon them appropriate instructions and shall be in appropriate form for use at the primaries The county commissioners shall also provide for the opening of the polling places and for the compensation of the owners thereof and shall see that they are in proper order and provided with voting booths as at elections

The county commissioners shall provide each election district with cards of instructions as aforesaid equal in number to one-fifth of the whole number of official ballots furnished thereto on which shall be printed the last paragraph of section eleven of this act and all of section thirteen hereof and such part of section fourteen as relates to the duties of the election officers after the closing of the polls and such other directions regarding the marking and counting of ballots or the general election laws not inconsistent herewith as the county commissioners may think proper The election officers shall post at least three cards of instructions in the voting room outside of the guard-rail as soon as the polls are open and thereafter give such cards to such persons desiring to vote as shall request the same

Section 4 The provisions of this act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 651, as follows:

An Act to amend section one of the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand twenty-nine) entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants" by changing the period for which rent shall be given preference

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of July one thousand nine hundred

and nineteen (Pamphlet Laws one thousand twenty-nine) entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where a tenant or tenants become insolvent and any assignment for the benefit of creditors is executed or a receiver is legally appointed for or bankruptcy or other insolvency proceedings are instituted either by or against the tenant or tenants covering goods and chattels upon demissed premises and which are liable to distress by the landlord for rent the landlord shall be first entitled to receive out of the proceeds of the sale of such goods and chattels by the legal representatives of the tenant any sum or sums of money due the landlord for rent of such demised premises at the time of the institution of the receivership or insolvency proceedings not exceeding [one year's] six months' rent Provided That if the proceeds of the sale by the legal representatives of the tenant shall not be sufficient to pay the landlord and the costs of the insolvency proceedings the landlord shall be entitled to receive the proceeds of sale after deducting so much for costs as the landlord would be liable to pay in case of a sale under distress Nothing in this act shall be construed to deprive any person of preference for wages now secured by law in any insolvency or receivership proceedings

Section 2 The provisions of this amendment shall not be effective as to rent which has accrued prior to the effective date of this act

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 654, as follows:

An Act to amend section one of the act approved the twenty-sixth day of May one thousand eight hundred and ninety-one (Pamphlet Laws one hundred twenty-two) entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors" by changing the period for which rent shall be given preference

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-sixth day of May one thousand eight hundred and ninety-one (Pamphlet Laws one hundred twenty-two) entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all cases where a tenant or tenants shall make any assignment for the benefit of creditors of goods and chattels upon demised premises and which are liable to distress by the landlord for rent the landlord shall be first entitled to receive out of the proceeds of the sale of such goods and chattels by the assignee or assignees any sum or sums of money due him for rent of such demised premises at the time of the making of such assignment not exceeding [one year's] six months' rent Provided That if the proceeds of the sale by the assignee or assignees shall not be sufficient to pay the landlord and the costs of the assignment the landlord shall be entitled to receive the proceeds of sale after deducting so much for costs as he would be liable to pay in case of a sale under distress

Section 2 The Provisions of this amendment shall not be effective as to rent which has accrued prior to the effective date of this act

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 656, as follows:

An Act to amend section eighty-three of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred fifty-five) entitled "An act relating to executions" by changing the period for which rent shall be given preference

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eighty-three of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred fifty-five), entitled "An act relating to executions" is hereby amended to read as follows

Section 83 The goods and chattels being in or upon any messuage lands or tenements which are or shall be demised for life or years or otherwise taken by virtue of an execution and liable to the distress of the landlord shall be liable for the payment of any sums of money due for rent at the time of taking such goods in execution Provided That such rent shall not exceed [one years] six months' rent

Section 2 The provisions of this amendment shall not be effective as to rent which has accrued prior to the effective date of this act

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 657, as follows:

An Act to amend section twenty-eight of the act approved The sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred twenty-nine) entitled "An act relating to insolvent debtors" by changing the period for which rent shall be given preference

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-eight of the act approved the sixteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws seven hundred twenty-nine) entitled "An act relating to insolvent debtors" is hereby amended to read as follows

Section 28 When any rent shall be due by such insolvent at the time of his discharge no goods or chattels upon the premises in respect to which such rent shall be due liable to distress shall be removed or disposed of without the consent of the landlord or other person to whom such rent shall be due and payable until the same not exceeding [one year's] six months' rent be paid and such landlord or other person may proceed by distress or otherwise as he might have done before such discharge to recover the same not exceeding [one year's] six months' rent as aforesaid

Section 2 The Provisions of this amendment shall not be effective as to rent which has accrued prior to the effective date of this act

Section 3 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the second time, and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 178, entitled:

An Act to safeguard human health and life by providing for the issuance of permits to and regulation of persons and entities selling milk and milk products conferring powers and imposing duties on the Secretary of Health the Advisory Health Board and otherwise providing for the administration of the Act and imposing penalties

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose and within the meaning of this act the following definitions shall obtain

"Milk" means milk skimmed milk cream sour milk sour cream buttermilk and all other fluid derivatives of milk except condensed milk and evaporated milk

"Milk Products" means all dairy products in any form in which one of the ingredients is milk as defined in this act including ice cream ice cream mix custard ice cream french ice cream frozen custard and other similar frozen products condensed milk evaporated milk powdered milk foods and confections containing milk such as chocolate soups and flavored milks

"Certified Milk" means the product of dairy farms operated in accordance with the "Methods and Standards for the Production and Distribution of "Certified Milk" last adopted by the American Association of Medical Milk Commissions Incorporated and the production and handling of which shall be certified to by a Commission instituted in compliance therewith

"Secretary" means the Secretary of Health of this Commonwealth or his authorized representative

"Person" includes singular and plural masculine and feminine and any individual firm co-partnership institution association or corporation thereof

"To Sell" "for sale" or "sold" and similar terms means the selling exchanging delivering or having in possession care control or custody with intent to sell exchange or deliver or to offer or to expose for sale

"Dairy Farm" is a place or premise where one or more cows are kept and a part or all the milk from which is sold or delivered to any person

"Milk Plant" is any place or premise or establishment where milk is collected separated processed stored bottled pasteurized or prepared in any manner for sale as milk or milk products

"Approved inspector" is one who has proven to the satisfaction of the secretary to be a person of good character trained by school and experience to carry on dairy farm and milk plant inspection in a capable and efficient manner and has received a certificate of approval from the secretary Such certificate shall not constitute an approved inspector an official employe or authorized representative of the Department of Health nor shall he represent himself so to be

"Municipality" includes any city borough town or township in this Commonwealth

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. COHEN. Mr. Speaker, I move that this bill be recommitted to the Committee on Agriculture for the purpose of further study and amendment.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 942 as follows:

An Act abolishing the office of Resident Clerk of the House of Representatives and transferring the powers and duties of said officers including appointments to the Chief Clerk

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the office of Resident Clerk of the House of Representatives is hereby abolished and the powers and duties of said office are hereby vested in and imposed upon the Chief Clerk All employes authorized by law in the office of the Resident Clerk shall become employes in the office of the Chief Clerk and shall hereafter be appointed by the Chief Clerk

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 340, entitled:

An Act relating to and regulating industrial homework prohibiting certain kinds of industrial homework conferring powers and duties upon the Department of Labor and Industry requiring permits certificates and licenses of persons engaged in industrial homework or distributing such work imposing a processing fee on employers measured by their payrolls and imposing civil and criminal penalties

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the "Industrial Homework Act"

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. BARBER. Mr. Speaker, I move that this bill be recommitted to the Committee on Labor for a public hearing.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 1215, entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments imposing certain duties upon employers conferring powers and duties upon the Department of Labor and Industry and district attorneys imposing civil and criminal penalties for violations of the act and providing for their collection and disposition and making a repeal

Whereas The established procedure in this Commonwealth for the enforcement of the payment of wages has proved utterly inadequate and ineffective and

Whereas Many employers have taken advantage of needy employes by depriving them of wages which were justly due and

Whereas The evils arising from the failure to pay wages to employes are such as to render imperative the exercise of the police power of the Commonwealth for the protection of wage workers and their dependents and of the public interest of the community at large in their health and well-being therefore

The first, second, third, fourth, fifth, sixth and seventh sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That except as otherwise provided in this act all wages or compensation earned by any person in any private employment shall become due and payable and shall be paid at least twice during each calendar month on days to be designated by the employer as the regular pay days Services rendered between the first and fifteenth days inclusive of any calendar month shall be paid for on before the twenty-sixth day of the month during which the services were rendered and all services rendered between the sixteenth and the last day inclusive of any calendar month shall be paid for on or before the tenth day of the following month

Section 2 The wages or compensation of employes employed in agricultural viticultural and horticultural pursuits or in stock or poultry raising or in household domestic service who are boarded and lodged by their employers shall become due and payable monthly or once in each calendar month on a day designated in advance by the employer as the regular pay day But no two successive regular pay days shall be more than thirty-one days apart and the payment or settlement on each regular pay day shall include all amounts due for labor or service up to such pay day

Section 3 Whenever an employer discharges an employe or in any other manner terminates his employment the wages or compensation for labor or service earned by the employe and unpaid at the time of such discharge or termination of employment shall become due and payable and shall be paid immediately Whenever an employe not having a written contract for a definite period quits or resigns his employment or in the happening of any strike or lockout the wages or compensation earned and unpaid shall become due and payable and shall be paid not later than the next regular pay day In all cases covered by this section the payment or settlement shall include all amounts due each such employe without abatement or reduction and the employer shall return to each such employe any deposit or money or other guaranty required by him from such employe for the faithful performance of the duties of the employment less proper deductions only

Section 4 The wages or compensation subject to the provisions of this act shall include all amounts for labor or service performed by employes whether the amount is fixed or ascertained by the standard of time task piece commission basis or any other method of calculating the same or whether the labor or service is performed under contract subcontract partnership subpartnership station plan or other agreement for the performance of labor or service provided that the labor or service to be paid for is performed personally by the person demanding payment Nothing contained in this act shall in any way limit or prohibit the payment of wages or compensation at more frequent intervals or in greater amounts or in full when or before due but no provision of this act shall in any way be contravened or set aside by a private agreement whether written oral or implied and any such agreement is hereby declared null and void as against public policy

Section 5 All wages payable from any employer to any employe shall be paid in current money of the United States or in valid and negotiable checks for the full amount of wages due except only deductions of such amounts as may be legally owing to the employer by the employe and such deductions as may be made pursuant to any agreement between the employer and any labor union of which the employe is a member for the check-off of dues by such employer out of wages

Section 6 Every employer shall post and keep posted conspicuously at the place of work if practicable or where it can be seen as employes come or go to their places of work or at the office or nearest agency for payment kept by the employer a notice specifying the regular pay days and the time and place of payment in accordance with the provisions of sections one and two of this act and any changes in these matters occuring from time to time Every employe who is discharged quits or resigns or goes on strike or is locked out shall be paid at the employer's regular office or agency for payment where such employe would have been paid had he continued to work until the next pay day

Section 7 In case of a dispute over wages every employer shall pay without condition and within the time set by this act all wages or parts of wages conceded by him to be due leaving to the employe all remedies he or she might otherwise be entitled to as to any balance he or she may claim

The eigth section was read as follows:

Section 8 (a) It shall be the duty of the Department of Labor and Industry to enforce generally the provisions of this act and either upon its own initiative or upon complaint to inquire diligently for any violation of this act and to institute criminal proceedings in proper cases

(b) At the request of any employe whose weekly wages do not exceed fifty dollars the Secretary of Labor and Industry may take an assignment of any unpaid wage claim in trust for the assigning employe and may bring any legal action necessary to collect such claim and the employer shall be required to pay the costs of such action In all actions brought by the Secretary of Labor and Industry against any one employer for wages due employes whose claims have been assigned to him the said Secretary of Labor and Industry shall be the plaintiff and may join all such claims so assigned to him in one suit

(c) Nothing herein contained shall be construed to limit the authority of any district attorney of any county to institute prosecutions for such violations of this act as may come to his knowledge or to enforce the provisions hereof independently and without specific direction of the Department of Labor and Industry or to limit the right of any wage claimant to institute prosecutions or to sue directly or through an assignee for any wages or penalty due him or her under the provisions of this act

On the question,

Will the House agree to the section?

Mr. WICKERSHAM. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Section 8, Page 5, Clause (b), Line 21, by inserting after the word "Action," and before the word, "In," the words: "If the claim or any part thereof is sustained."

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The ninth, tenth, eleventh, twelfth, thirteenth and fourteenth sections and title were separately read and agreed to as follows:

Section 9 Nothing in this act shall apply to the payment of wages or compensation of employes directly employed by the Federal Government the Commonwealth or any county city borough incorporated town township school district poor district or other municipal corporation All other employments shall for the purposes of this act be deemed private employments and subject to the provisions hereof.

Section 10 (a) Any person copartnership association or corporation or any agent manager superintendent or officer thereof who or which shall violate any of the pro-

visions of this act or who or which shall wilfully refuse to pay upon demand wages due and payable as provided in this act or shall falsely deny the amount or validity thereof or that the same are due with the intent to secure any discount whatsoever upon such indebtedness or with the intent to annoy harass or oppress or hinder or delay or defraud the person to whom such indebtedness is due shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay either a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) or to suffer imprisonment for not more than six months or both in the discretion of the court

(b) In the event that an employer shall wilfully fail to pay without abatement or reduction any wages or compensation of any employee who is discharged or who resigns or quits goes on strike or is locked out as in section three of this act provided then in addition to the penalty set forth in paragraph (a) of this section as a penalty for such nonpayment the wages or compensation of such employe shall continue from the due date thereof at the same rate until paid or until an action therefor shall be commenced provided that in no case shall such wages continue for more than thirty days and provided further that no such employe who secretes or absents himself to avoid payment to him or who refuses to receive the payment when fully tendered to him including any penalty then accrued under the provisions of this section shall be entitled to any benefit under this act for such time as he so avoids payment

Section 11 All fines collected received or recovered under this act in any criminal proceeding shall be paid to the Department of Labor and Industry and by it paid into the General Fund of the State Treasury through the Department of Revenue

Section 12 If any section sentence clause or part of this act is for any reason held to be unconstitutional such decision shall not affect the remaining portions of this act The Legislature hereby declares that it would have passed this act and each section sentence clause or part thereof irrespective of the fact that one or more sections sentences clauses or parts be declared unconstitutional

Section 13 The act approved the twenty-fourth day of April one thousand nine hundred and thirteen (Pamphlet Laws one hundred fourteen entitled "An act regulating the time of payment of wages and earnings and providing a penalty for violation hereof" be and the same is hereby repealed Provided That the repeal of this act shall not impair or affect any act done offense committed or right accrued or acquired or liability duty obligation penalty judgment or punishment incurred prior to its repeal but the same may be enjoyed asserted enforced prosecuted or inflicted as fully and to the same extent as if this act had not been repealed

Section 14 This act shall become effective immediately upon its final enactment

An Act regulating the payment of wages or compensation for labor or service in private employments imposing certain duties upon employers conferring powers and duties upon the Department of Labor and Industry and district attorneys imposing civil and criminal penalties for violations of the act and providing for their collection and disposition and making a repeal.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1220, as follows:

An Act to amend clause (e) of section five of the act approved the eighteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand forty-five) entitled "An act providing for the establishment of a Bureau of Rehabilitation in the Department of Labor and Industry and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations providing for the appointment of a chief of the bureau subordinate officers and employes and furnishing suitable accommodations and making an appropriation" by providing for furnishing artificial limbs to children over ten years of age

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (e) of section five of the act approved the eighteenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand forty-five) entitled "An act providing for the establishment of a Bureau of Rehabilitation in the Department of Labor and Industry and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations providing for the appointment of a chief of the bureau subordinate officers and employes and furnishing suitable accommodations and making an appropriation" is hereby amended to read as follows

(e) To procure and furnish at cost to physically handicapped persons and to children over the age of ten who have registered with the chief of the bureau limbs and other orthopedic and prosthetic appliances to be paid for in easy instalments when such appliances cannot be otherwise provided Provided however That if it be shown that any physically handicapped person or a child over the age of ten is unable to pay for such artificial limbs or other appliances the chief of the bureau may direct with the approval of the commissioner that such limbs or appliances shall be supplied to such physically handicapped person or child over the age of ten and the cost thereof paid out of the funds appropriated for the rehabilitation activities of the bureau such payments to be made by the State Treasurer on the warrant of the Auditor General or requisition of the Commissioner of Labor and Industry

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1281, as follows:

An Act to further amend section two thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" by adding thereto clause (k) providing for the leasing or sale of mineral rights in certain State-owned lands

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania

in General Assembly met and it is hereby enacted by the authority of the same That section two thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws one hundred seventy-seven) entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined" as last amended by the act approved the first day of June one thousand nine hundred and thirty-one (Pamphlet Laws three hundred fifty) is hereby further amended by adding thereto clause (k) to read as follows

(k) With the consent and approval of the Governor to lease to persons firms and corporations lands of the Commonwealth other than state forest and state park lands for the purpose of extracting the coal oil gas and other minerals thereon or to sell such minerals in the ground with the right to extract the same in either event upon such terms and conditions as may be acceptable to the Governor and the Secretary of Property and Supplies and to pay the moneys derived therefrom into the General Fund

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1006, as follows:

An Act making a deficiency appropriation to the Treasury Department for the refunding of moneys escheated to the Commonwealth

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary is hereby specifically appropriated to the Treasury Department for deficiencies for the two fiscal years ending May thirty-first one thousand nine hundred and thirty-five for the purpose of refunding moneys subject to escheat which were paid into the State Treasury whether voluntarily or by order of court to any persons making proof of their ownership or right of possession thereto in the manner provided by law

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 112, entitled:

An Act to amend section two hundred sixty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" making Sunday fishing with rods and lines lawful

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred sixty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended to read as follows

Section 265 Sunday Fishing [Prohibited] Lawful Exception It is [unlawful] lawful to fish in any of the waters wholly within or on the boundaries of this Commonwealth for any species of fish [or with any device] during the open season therefor with not more than two rods and two lines and one hand line with not more than three hooks attached to either line on the first day of the week commonly called Sunday It is unlawful to fish on any Sunday in any other manner than hereinbefore provided Any person violating any of the provisions of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of twenty-five dollars

On the question,

Will the House agree to the section?

Mr. ROBINSON. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 2, line 9, by inserting after the word "Sunday" the following: "if the consent of the owner or lessee of the land abutting on a stream or body of water and of the bed thereunder where the fishing is done, has first been secured; but no such consent shall be required to fish in the manner above provided in a stream or body of water on State owned lands, nor in a river or body of water the bed of which is owned by the Commonwealth, except where the fishing is done from abutting land privately owned, in which case the consent in of the owner or lessee shall first have been secured."

Amend sec. 1, page 2, line 11, by inserting after the word "provided" the following: "or in streams and waters contrary to the provisions of this section"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section was read and agreed to as follows:

Section 2 This act shall become effective immediately upon final enactment

The title was read as follows:

An Act to amend section two hundred sixty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" making Sunday fishing with rods and line lawful.

On the question,

Will the House agree to the title?

Mr. ROBINSON. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 9 of title, by inserting after the word "lawful" the following: "under certain circumstances"

On the question,

Will the House agree to the amendment?

It was agreed to.

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time, and agreed to as amended.

Ordered, To be transcribed for a third reading.

MOTION TO POSTPONE

Mr. KANE. Mr. Speaker, I tried to call the attention to the Chair before the bill was passed on second reading, for the reason that there is a great deal of misunderstanding about this bill, and I wanted to make a motion that the bill be placed on the postponed calendar. There are a lot of people who do not understand this bill. I do not think we ought to consign it to a place where it cannot be amended or defeated. I personally believe that this bill will be defeated on third reading, and as a person friendly to the bill, I would like to ask, Mr. Speaker, to reconsider the vote just taken so that I might move that this bill be placed on the postponed calendar.

Mr. SPEAKER, I move that this bill be placed upon the postponed calendar.

On the question,

Will the House agree to the motion?

It was not agreed to.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with.

The House proceeded to the second reading and consideration of House Bill No. 1256, as follows:

An Act to repeal the act approved the ninth day of July one thousand eight hundred and eighty-one (Pamphlet Laws one hundred sixty-two) entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors lessees keepers or managers of theatres or other places of amusement"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the ninth day of July one thousand eight hundred and eighty-one (Pamphlet Laws one hundred sixty-two) entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors lessees keepers or managers of theatres or other places of amusement" is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 462, entitled:

An Act to validate and confirm certain contracts, expenditures or payments heretofore made, ratified or approved by councils of cities of the third class; and to direct payments thereunder by the fiscal officers of such cities in certain cases.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Altenburg,	Falkenstein,	McCreary,	Shortz,
Andrews,	Ferko,	McDermott,	Shreiner,
Arnold,	Finnerty,	McDevitt,	Shugarts,
Atkins,	Fitch,	McElroy,	Siegel,
Aukerman,	Flanagan,	McHenry,	Simon,
Baine,	Flinchbaugh,	McKinney,	Simpson,
Baker, F. T.,	Flynn,	Melchiorre,	Sloan,
Baker, J. J.,	Forrest,	Mentzer,	Smith, J. A.,
Baldi,	Furman,	Merrell,	Smith, W. G.,
Barber,	Gates,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gerard,	Mooney,	Snyder, J. L.,
Bernhard,	Gillette,	Moore,	Sowers,
Blumberg,	Green,	Moran,	Sproul,
Boose,	Greenstein,	Moul,	Stank,
Boyd, R.,	Habbyshaw,	Muir,	Stevens,
Boyer,	Haberlen,	Munley,	Stewart,
Bradley,	Hagerty,	Murrin,	Stockham,
Brancato,	Haluska,	Nagel,	Stone,
Brennan,	Hamilton, F. P.,	Nothnagle,	Stott,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, J. E.,	Harkins,	Ominsky,	Surface,
Brownfield,	Harmuth,	O'Neill,	Tahl,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Castor,	Hirsch,	Peters,	Walker,
Chervenak,	Hoffner,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	LaRue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
Eberharter,	Male,	Schwartz,	

NAYS—1

Terry,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 534, entitled:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth, and for the filing of claims therefor; providing for the imposition of penalties and interest on such taxes, and abating the penalties and interest imposed by existing law; providing for the payment of certain costs by taxpayers; providing for the collection of such taxes, penalties and interest; and authorizing taxing authorities to abate penalties, interest and costs imposed by this act.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. EROE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 258, entitled:

A Supplement to the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing for the filing of liens for taxes which have been returned to the county commissioners for non-payment for the filing of joint liens by county commissioners for the county and other taxing districts and for the collection of such liens and imposing certain duties upon tax collectors

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. MASON. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 228, as follows:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one of article one of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" by exempting the conveyance of perishable food products from regulation by the Commission

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the definitions of the term "common carrier" and the term "conveyance of passengers or property" contained in section one of article one of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilties of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expenses and dam-

ages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" are hereby amended to read as follows

The term "Common Carrier" as used in this act includes any and all common carriers whether corporations or persons engaged for profit in the conveyance of passengers or property or both except persons engaged occasionally in the conveyance of perishable food products and persons engaged occasionally or regularly in the conveyance of milk received from the producer thereof between points within this Commonwealth and except persons engaged occasionally in the conveyance of household furniture from point to point within one county by through over or under land or water or both

The term "Conveyance of passengers or property" as used in this act includes any and all service in connection with the receiving transportation elevation transfer in transit ventilation refrigeration icing storage handling and delivering of property baggage or freight except perishable food products as well as any and all service in connection with the transportation or carrying of passengers

On the question,

Will the House agree to the bill on third reading?

Mr. JOHN A. SMITH. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 4, line 1 from top of page, by inserting after the word "products" the following: "milk and furniture"

Amend title, page 4, line 2, from top of page, by inserting after the word "Commission" the following: "in certain cases"

Amend sec. 1, page 7, line 2, by inserting after the word "products" the following: "furniture and milk as hereinbefore excepted"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 337, entitled:

An Act to amend section one hundred and forty-eight of the act approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "An act to consolidate, revise and amend the penal laws of this Commonwealth," extending the provisions of said act to fixtures, hunting lodges, cabins, cottages and barns.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—198

Achterman,	Eberharter,	Mallen,	Shepard,
Alexander,	Ederer,	Mason,	Shortz,
Allen,	Eroe,	McCreary,	Shreiner,
Altenburg,	Falkenstein,	McDermott,	Shugarts,
Andrews,	Ferko,	McDevitt,	Siegel,
Arnold,	Finnerty,	McElroy,	Simon,
Atkins,	Fitch,	McHenry,	Simpson,
Aukerman,	Flanagan,	McKinney,	Sloan,
Baine,	Flinchbaugh,	Melchiorre,	Smith, J. A.,
Baker, F. T.,	Flynn,	Mentzer,	Smith, W. G.,
Baker, J J.,	Forrest,	Merrell,	Snyder, F. E.,
Baldi,	Furman,	Moomaw,	Snyder, J. L.,
Barber,	Gates,	Mooney,	Sowers,
Barnhardt,	Gerard,	Moore,	Sproul,
Bernhard,	Gillette,	Moran,	Stank,
Blumberg,	Green,	Moul,	Stevens,
Boose,	Greenstein,	Muir,	Stewart,
Boyd, R.,	Habbyshaw,	Munley,	Stockham,
Boyer,	Haberlen,	Murrin,	Stone,
Bradley,	Hagerty,	Nagel,	Stott,
Brancato,	Haluska,	Nothnagle,	Sumney,
Brennan,	Hamilton, F. P.,	O'Keefe,	Surface,
Brown, H. S.,	Hamilton, R. S.,	Ominsky,	Tahl,
Brown, J. E.,	Harkins,	O'Neill,	Terry,
Brownfield,	Harmuth,	Panton,	Tronzo,
Brumbaugh,	Hart,	Parks,	Trout,
Burke,	Hartman,	Patterson, C.,	Tumelty,
Cannon,	Hefferon,	Patterson, J. W.,	Turner,
Caputo,	Hermansen,	Pearson,	Van Allsburg,
Carr,	Hetrick,	Perry,	Van Sickle,
Carson,	Hindman,	Peters,	Walker,
Castor,	Hirsch,	Pfaff,	Wall,
Chervenak,	Hoffner,	Phillips,	Wasserman,
Coakley,	Holstrom,	Piole,	Weidemann,
Cochran,	Hoopes,	Powers,	Weiss,
Cohen,	Horst,	Reising,	Welliver,
Coleman,	Jackson,	Reynolds,	Welsh,
Condon,	Jones,	Rhys,	Westrick,
Conner,	Kane,	Rinn,	White,
Coolahan,	Kelso,	Roan,	Wilson,
Cordier,	Kilroy,	Rooney,	Witkin,
Davies,	Kinney,	Root,	Wickersham,
Decker,	Klingler,	Ruffennach,	Wood,
Denning,	Kobelak,	Sarraf,	Woodside,
Dent,	LaRue,	Scanlon,	Yeakel,
Diehl,	Linderman,	Schrock,	Yourishin,
Dilley,	Long,	Schrope,	Zappala,
Downey, G. E.,	Longaker,	Schwab,	Zimmerman,
Downey, J. J.,	Lovett,	Schwartz,	Sarig,
Duffort,	Lynch,	Shaw,	

NAYS—2

Male, Robinson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 933, entitled:

An Act to repeal the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1271), entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial, in the county court for the county of Allegheny."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carson,	Hindman,	Perry,	Van Allsburg,
Castor,	Hirsch,	Peters,	Van Sickle,
Chervenak,	Hoffner,	Pfaff,	Walker,
Coakley,	Holstrom,	Phillips,	Wall,
Cochran,	Hoopes,	Piole,	Wasserman,
Cohen,	Horst,	Powers,	Weidemann,
Coleman,	Jackson,	Reising,	Weiss,
Condon,	Jones,	Reynolds,	Welliver,
Conner,	Kane,	Rhys,	Welsh,
Coolahan,	Kelso,	Rinn,	Westrick,
Cordier,	Kilroy,	Roan,	White,
Davies,	Kinney,	Robinson,	Wickersham,
Decker,	Klingler,	Rooney,	Wilson,
Denning,	Kobelak,	Root,	Witkin,
Dent,	LaRue,	Ruffennach,	Wood,
Diehl,	Linderman,	Sarraf,	Woodside,
Dilley,	Long,	Scanlon,	Yeakel,
Downey, G. E.,	Longaker,	Schrock,	Yourishin,
Downey, J. J.,	Lovett,	Schrope,	Zappala,
Duffort,	Lynch,	Schwab,	Zimmerman,
Eberharter,	Male,	Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 873, entitled:

An Act to amend subdivision (d) of article six of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by withdrawing from the assets of certain companies and associations carrying workmen's compensation insurance which have become insolvent a sum sufficient to pay all claims which may arise under policies issued by them, and providing for the handling of such fund.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sloan,
Baker, F. T.,	Flynn,	Mentzer,	Smith, J. A.,
Baker, J J.,	Forrest,	Merrell,	Smith, W. G.,
Baldi,	Furman,	Moomaw,	Snyder, F. E.,
Barber,	Gates,	Mooney,	Snyder, J. L.,
Barnhardt,	Gerard,	Moore,	Sowers,
Bernhard,	Gillette,	Moran,	Sproul,
Blumberg,	Green,	Moul,	Stank,
Boose,	Greenstein,	Muir,	Stevens,
Boyd, H. N.,	Habbyshaw,	Munley,	Stewart,
Boyd, R.,	Haberlen,	Murrin,	Stockham,
Boyer,	Hagerty,	Nagel,	Stone,
Bradley,	Haluska,	Nothnagle,	Stott,
Brancato,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brennan,	Hamilton, R. S.,	Ominsky,	Surface,
Brown, H. S.,	Harkins,	O'Neill,	Tahl,
Brown, J. E.,	Harmuth,	Panton,	Terry,
Brownfield,	Hart,	Parks,	Tronzo,
Brumbaugh,	Hartman,	Patterson, C.,	Trout,
Burke,	Hefferon,	Patterson, J. W.,	Tumelty,
Cannon,	Hermansen,	Pearson,	Turner,
Caputo,	Hetrick,	Perry,	Van Allsburg,
Carr,	Hindman,	Peters,	Van Sickle,
Carson,	Hirsch,	Pfaff,	Walker,
Castor,	Hoffner,	Phillips,	Wall,
Chervenak,	Holstrom,	Piole,	Wasserman,
Coakley,	Hoopes,	Powers,	Weidemann,
Cochran,	Horst,	Reising,	Weiss,
Cohen,	Jackson,	Reynolds,	Welliver,
Coleman,	Jones,	Rhys,	Welsh,
Condon,	Kane,	Rinn,	Westrick,
Conner,	Kelso,	Roan,	White,
Coolahan,	Kilroy,	Robinson,	Wickersham,

Cordier,	Kinney,	Rooney,	Wilson,
Davies,	Klingler,	Root,	Witkin,
Decker,	Kobelak,	Ruffennach,	Wood,
Denning,	LaRue,	Sarraf,	Woodside,
Dent,	Linderman,	Scanlon,	Yeakel,
Diehl,	Long,	Schrock,	Yourishin,
Dilley,	Longaker,	Schrope,	Zappala,
Downey, G. E.,	Lovett,	Schwab,	Zimmerman,
Downey, J. J.,	Lynch,	Schwartz,	Sarig,
Duffort,	Male,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 515, entitled:

An Act declaring persons receiving retirement allowances or pensions from funds to which the Commonwealth or political subdivisions contribute ineligible to hold certain public offices and positions.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Male,	Shaw,
Alexander,	Ederer,	Mallen,	Shepard,
Allen,	Eroe,	Mason,	Shortz,
Altenburg,	Falkenstein,	McCreary,	Shreiner,
Andrews,	Ferko,	McDermott,	Shugarts,
Arnold,	Finnerty,	McDevitt,	Siegel,
Atkins,	Fitch,	McElroy,	Simon,
Aukerman,	Flanagan,	McHenry,	Simpson,
Baine,	Flinchbaugh,	McKinney,	Sloan,
Baker, F. T.,	Flynn,	Melchiorre,	Smith, J. A.,
Baker, J. J.,	Forrest,	Mentzer,	Smith, W. G.,
Baldi,	Furman,	Merrell,	Snyder, F. E.,
Barber,	Gates,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Muir,	Stewart,
Boyer,	Haberlen,	Munley,	Stockham,
Bradley,	Hagerty,	Murrin,	Stone,
Brancato,	Haluska,	Nagel,	Stott,
Brennan,	Hamilton, F. P.,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Surface,
Brown, J. E.,	Harkins,	Ominsky,	Tahl,
Brownfield,	Harmuth,	O'Neill,	Terry,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Castor,	Hirsch,	Peters,	Walker,
Chervenak,	Hoffner,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	LaRue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
		Schwartz,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 522, entitled:

An Act to amend section fifty-three of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six (P. L. 572), entitled "An act relating to the commencement of actions," as amended, changing the time in foreign attachment proceedings when judgment may be taken against the defendant for want of an appearance.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Male,	Shaw,
Alexander,	Ederer,	Mallen,	Shepard,
Allen,	Eroe,	Mason,	Shortz,
Altenburg,	Falkenstein,	McCreary,	Shreiner,
Andrews,	Ferko,	McDermott,	Shugarts,
Arnold,	Finnerty,	McDevitt,	Siegel,
Atkins,	Fitch,	McElroy,	Simon,
Aukerman,	Flanagan,	McHenry,	Simpson,
Baine,	Flinchbaugh,	McKinney,	Sloan,
Baker, F. T.,	Flynn,	Melchiorre,	Smith, J. A.,
Baker, J. J.,	Forrest,	Mentzer,	Smith, W. G.,
Baldi,	Furman,	Merrell,	Snyder, F. E.,
Barber,	Gates,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Muir,	Stewart,
Boyer,	Haberlen,	Munley,	Stockham,
Bradley,	Hagerty,	Murrin,	Stone,
Brancato,	Haluska,	Nagel,	Stott,
Brennan,	Hamilton, F. P.,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Surface,
Brown, J. E.,	Harkins,	Ominsky,	Tahl,
Brownfield,	Harmuth,	O'Neill,	Terry,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Castor,	Hirsch,	Peters,	Walker,
Chervenak,	Hoffner,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	LaRue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
		Schwartz,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 318 entitled:

An Act to amend sections ten and fourteen of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," as amended; by substituting additional copies of the general return sheet for the triplicate party return sheets in the preparation for conduct of, and returning, canvassing, and computing the vote cast at primary elections; regulating their form of the numbered lists of voters; regulating the duties of election officers in calling and tabulating the votes; and regulating return board procedure.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. WITKIN. Mr. Speaker, may I interrogate the gentleman from Allegheny, Mr. Weiss?

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. WEISS. Mr. Speaker, I will.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman from Allegheny, Mr. Weiss, to explain what this bill does?

Mr. WEISS. Mr. Speaker and members of this House, this bill replaces or amends provisions of the bill that now provide for triplicate return sheets, that is, each party is required to file triplicate return sheets. If there are nine or ten party names preempted, you are required to file triplicate return sheets for each party. This bill consolidates it by providing for five general return sheets, having enumerated thereon every party. This will result in a saving to Allegheny County alone of approximately fifteen or sixteen thousand dollars in the cost of printing.

This bill further simplifies the procedure by making an absolute provision for the duties of the various election officers in each election, that is, the majority inspector, minority inspector and judge of election have specific duties to perform. The provisions of the original bill do not provide for those duties. This bill designates the special duties they are to perform.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman whether the duties of the election officers are changed from the duties as they now are under the provisions of this bill?

Mr. WEISS. Mr. Speaker, they are not changed at all, but as they now are, there are no duties enumerated. It just specifies what is to be done by the return board. This bill provides as underlined on page 8, line 7; "under the scrutiny of the minority inspector or the minority inspector under the scrutiny of the judge." The act as it now reads does not provide for the specific duties of the members of the board.

Mr. WITKIN. Mr. Speaker, does the bill make any other change?

Mr. WEISS. No other change, Mr. Speaker.

Mr. WITKIN. Mr. Speaker, may I ask the gentleman if there is any change with respect to the specimen ballot?

Mr. WEISS. Not in this bill, Mr. Speaker. There is another bill, House Bill No. 321, which I believe provides for specimen ballots for each candidate.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Male,	Shaw,
Alexander,	Ederer,	Mallen,	Shepard,
Allen,	Eroe,	Mason,	Shortz,
Altenburg,	Falkenstein,	McCreary,	Shreiner,
Andrews,	Ferko,	McDermott,	Shugarts,
Arnold,	Finnerty,	McDevitt,	Siegel,
Atkins,	Fitch,	McElroy,	Simon,
Aukerman,	Flanagan,	McHenry,	Simpson,
Baine,	Flinchbaugh,	McKinney,	Sloan,
Baker, F. T.,	Flynn,	Melchiorre,	Smith, J. A.,
Baker, J. J.,	Forrest,	Mentzer,	Smith, W. G.,
Baldi,	Furman,	Merrell,	Snyder, F. E.,
Barber,	Gates,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Muir,	Stewart,
Boyer,	Haberlen,	Munley,	Stockham,
Bradley,	Hagerty,	Murrin,	Stone,
Brancato,	Haluska,	Nagel,	Stott,
Brennan,	Hamilton, F. P.,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Surface,
Brown, J. E.,	Harkins,	Ominsky,	Tahl,
Brownfield,	Harmuth,	O'Neill,	Terry,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Castor,	Hirsch,	Peters,	Walker,
Chervenak,	Hoffner,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	LaRue,	Ruffennach	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
		Schwartz,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1060, as follows:

An Act Providing that public school buildings shall be the polling places of the election district in which they are located and making general municipal and primary election days school holidays

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in counties of the second class in every election district within which is located a public school building such building or if there should be more than one the one designated in the manner provided by law shall hereafter be used as the polling place for the purpose of holding all general municipal and primary elections

Section 2 The board of school directors of the school district having jurisdiction over each such school building shall have such building or a suitable room or rooms therein properly prepared for such use on each day such elections or primaries are to be held

Section 3 Each day upon which a general municipal or primary election is to be held as provided by law shall hereafter be a school holiday and no public school shall be conducted on any of said days

Section 4 All acts and parts of acts inconsistent with any of the provisions of this act are hereby repealed

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. WEISS. Mr. Speaker, I move that this bill be recommitted to the Committee on Elections for the purpose of amendment.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 519, entitled:

An Act to amend section four of the act approved the seventeenth day of March, one thousand eight hundred and sixty-nine (P. L. 8), entitled "An act relative to fraudulent debtors," changing the time in certain cases of attachment proceedings when the plaintiff may proceed in his action.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Male,	Shaw,
Alexander,	Ederer,	Mallen,	Shepard,
Allen,	Eroe,	Mason,	Shortz,
Altenburg,	Falkenstein,	McCreary,	Shreiner,
Andrews,	Ferko,	McDermott,	Shugarts,
Arnold,	Finnerty,	McDevitt,	Siegel,
Atkins,	Fitch,	McElroy,	Simon,
Aukerman,	Flanagan,	McHenry,	Simpson,
Baine,	Flinchbaugh,	McKinney,	Sloan,
Baker, F. T.,	Flynn,	Melchiorre,	Smith, J. A.,
Baker, J. J.,	Forrest,	Mentzer,	Smith, W. G.,
Baldi,	Furman,	Merrell,	Snyder, F. E.,
Barber,	Gates,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Muir,	Stewart,
Boyer,	Haberlen,	Munley,	Stockham,
Bradley,	Hagerty,	Murrin,	Stone,
Brancato,	Haluska,	Nagel,	Stott,
Brennan,	Hamilton, F. P.,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Surface,
Brown, J. E.,	Harkins,	Ominsky,	Tahl,
Brownfield,	Harmuth,	O'Neill,	Terry,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Perry,	Schwartz,	Sarig,
Hindman,			

NAYS—0

The majority required by the Constitution having voted in the affirmative and the negative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 563, as follows:

An Act to amend paragraph (b) of section six of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" by providing for the requirements of this paragraph to apply also to candidates for ward borough township school district or party offices

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That paragraph (b) of section six of the act approved the twelfth day of July one thousand nine hundred and thirteen (Pamphlet Laws seven hundred nineteen) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to National party conventions and of certain party officers including State committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" as amended by the act approved the eighteenth day of May one thousand nine hundred and seventeen (Pamphlet Laws two hundred forty-four) be and the same is hereby amended to read as follows

Section 6 Each candidate for any State county [or] city ward borough township school district or party office shall file with his nomination petition his affidavit stating

his residence with street and number if any and his post-office address his election district the name of the office for which he consents to be a candidate that he is eligible for such office and that he will not knowingly violate any election law or any law regulating and limiting nomination and election expenses and prohibiting corrupt practices in connection therewith Provided That in no event shall any person's name be printed upon the official ballot of any party as a delegate State committeeman National committeeman or party officer unless he is a qualified elector of said party

In the case of a candidate for nomination as President of the United States it shall not be necessary for such candidate to file the affidavit required in this section to be filed by candidates but the postoffice address of such candidate shall be stated in such nomination petition

Section 2 This act shall be effective immediately upon its passage and approval by the Governor.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. PILE. Mr. Speaker, I move that this bill be recommitted to the Committee on Elections for further study.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 493, as follows:

An Act to amend section thirty-seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section thirty-seven of the act approved the thirty-first day of March one thousand eight hundred and sixty (Pamphlet Laws three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" is hereby amended to read as follows

Section 37 If any person shall commit fornication and be thereof convicted he or she shall be sentenced to pay a fine not exceeding one hundred dollars to the guardians directors or overseers of the poor of the city county or township where the offense was committed for the use of the poor of such city county or township and any single or unmarried woman having a child born of her body the same shall be sufficient to convict such single or unmarried woman of fornication and the man by such woman charged to be the father of such bastard child shall be the reputed father and she persisting in the said charge in the time of her extremity of labor or afterwards in open court upon the trial of such person so charged the same shall be given in evidence in order to convict such person of fornication and such person being thereof convicted shall be sentenced in addition to the fine aforesaid to pay the expenses incurred at the birth of such child and if such child shall be born dead or shall die during the continuance of the order for the maintenance of said child to pay the reasonable funeral expenses thereof and to give security by one or more sureties and in such sum as the court shall direct to the guardians directors or overseers of the poor of the city county or township where such child was born to perform such order for the maintenance of the said child as the court before which such conviction is had shall direct and appoint

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—202

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sloan,
Baker, F. T.,	Flynn,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Forrest,	Merrell,	Smith, W. G.,
Baldi,	Furman,	Moomaw,	Snyder, F. E.,
Barber,	Gates,	Mooney,	Snyder, J. L.,
Barnhardt,	Gerard,	Moore,	Sowers,
Bernhard,	Gillette,	Moran,	Sproul,
Blumberg,	Green,	Moul,	Stank,
Boose,	Greenstein,	Muir,	Stevens,
Boyd, H. N.,	Habbyshaw,	Munley,	Stewart,
Boyd, R.,	Haberlen,	Murrin,	Stockham,
Boyer,	Hagerty,	Nagel,	Stone,
Bradley,	Haluska,	Nothnagle,	Stott,
Brancato,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brennan,	Hamilton, R. S.,	Ominsky,	Surface,
Brown, H. S.,	Harkins,	O'Neill,	Tahl,
Brown, J. E.,	Harmuth,	Panton,	Terry,
Brownfield,	Hart,	Parks,	Tronzo,
Brumbaugh,	Hartman,	Patterson, C.,	Trout,
Burke,	Hefferon,	Patterson, J. W.,	Tumelty,
Cannon,	Hermansen,	Pearson,	Turner,
Caputo,	Hetrick,	Perry,	Van Allsburg,
Carr,	Hindman,	Peters,	Van Sickle,
Carson,	Hirsch,	Pfaff,	Walker,
Castor,	Hoffner,	Phillips,	Wall,
Chervenak	Holstrom,	Piole,	Wasserman,
Coakley,	Hoopes,	Powers,	Weidemann,
Cochran,	Horst,	Reising,	Weiss,
Cohen,	Jackson,	Reynolds,	Welliver,
Coleman,	Jones,	Rhys,	Welsh,
Condon,	Kane,	Rinn,	Westrick,
Conner,	Kelso,	Roan,	White,
Coolahan,	Kilroy,	Robinson,	Wickersham,
Cordier,	Kinney,	Rooney,	Wilson,
Davies,	Klingler,	Root,	Witkin,
Decker,	Kobelak,	Ruffennach,	Wood,
Denning,	LaRue,	Sarraf,	Woodside,
Dent,	Linderman,	Scanlon,	Yeakel,
Diehl,	Long,	Schrock,	Yourishin,
Dilley,	Longaker,	Schrope,	Zappala,
Downey, G. E.,	Lovett,	Schwab,	Zimmerman,
Downey, J. J.,	Lynch,	Schwartz,	Sarig,
Duffort,	Male,		

NAYS—0

The majority rquired by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 768, entitled:

An Act to amend sections five and six of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" as amended by changing the time for filing nomination papers and changing the time for filing objections thereto.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WASSERMAN. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 454, entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities townships and boroughs for payment to firemen's relief pension and retirement funds.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WESTRICK. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House porceeded to the third reading and consideration of House Bill No. 433, entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania with interest which monies including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REPORTS FROM COMMITTEES

Mr. JAMES W. PATTERSON, from the Committee on Counties, reported as amended, House Bill No. 871, entitled:

An Act providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county, city of the second class, borough, township, school and poor purposes in counties of the second class; and abolishing the existing board for the assessment and revision of taxes and the department of assessors in cities of the second class in such counties.

Mr. TAHL, from the Committee on Municipal Corporations reported as amended, House Bill No. 631, entitled:

An Act to amend section twenty-four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing additional powers for a sequestrator of property appointed by court under the provisions of the act.

ANNOUNCEMENTS

Mr. Conner, Chairman of the Legislative Sons of St. Patrick, directs the attention of members to invitations to the biennial dinner of this organization, to be held in the Penn Harris Hotel on Tuesday, March 26, 1935. Tickets are now available and may be obtained from Mr. Conner, Mr. Hart, the Secretary, or at the office of the State Treasurer, Charles A. Waters.

NEW COMMITTEE ROOMS

Rooms Nos. 541 and 542 are on the "E" floor, North wing of the Capitol building. These rooms are reached by going through the main entrance to the Department of Mines.

COMMITTEE MEETINGS

The Committee on Forestry will meet in Room 324 on Thursday, March 14th, 1935 at 9 A. M.

The Committee on Health and Sanitation will meet in Room 541, on Tuesday, March 12th, 1935, at 9:30 A. M.

The Committee on Highways will meet in the House Caucus Room, on Tuesday, March 12th, 1935, at 10:00 A. M.

The Committee on Game will meet in Room 324, on Tuesday, March 12th, 1935, at 10:30 A. M.

The Committee on Judiciary General will meet in Room 325, on Tuesday, March 12th, at 10:00 A. M.

ADJOURNMENT

Mr. KLINGLER. Mr. Speaker, I move that this House do now adjourn until Tuesday morning, at 11:00 o'clock.

The motion was agreed to, and (at 12:13 o'clock A. M.) the House adjourned until Tuesday, March 12, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., TUESDAY, MARCH 12, 1935 No. 27

SENATE

TUESDAY, March 12, 1935.

The Senate met at 10:30 o'clock A. M.

The PRESIDENT (Pro Tempore John G. Homsher) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Our Heavenly Father, we thank Thee for friendship—for the ties of consideration, fellowship and love which bind together the hearts of men. The associations we have each with the other tend to cement our lives into mutual brotherhood. This, we believe is well-pleasing in Thy sight for Thou hast given us a "Friend that sticketh closer than a brother." Thy love which sent Him into the world touches and enriches the race; through Him we hear the message, "one is your Father, even God, and all ye are brethren."

May this friendship be not only a high ideal of which to dream but also an impulse driving us to unselfish consideration for one another and all mankind. May the acts of this Senate be the embodiment of this type of brotherhood.

At this time we pray especially for Thy blessing to rest upon a distinguished member of this body, and a former President Pro Tempore, who lies upon a bed of serious illness, whose life hangs by an uncertain thread. Be Thou very near to him to comfort and sustain him. Add to the skill of the physician, the skill of the Great Physician who went about doing good. Comfort his family. We pray this in the name of our great Elder Brother. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. CLARK, the further reading was dispensed with, and the Journal was approved.

LEAVE OF ABSENCE

Mr. NORTON asked and obtained leave of absence for the Senator from Schuylkill, Mr. Staudenmeier.

PETITIONS

FAVORING HOUSE BILL No. 864.

The Chair cleared his table and laid before the Senate petition signed by numerous retail merchants of Central North Philadelphia favoring House Bill No. 864.

Which was referred to the Committee on Finance.

OPPOSING HOUSE BILL No. 864.

The Chair also laid before the Senate petition from Joseph Rasponti of Carnegie opposing House Bill No. 864.

Which was referred to the Committee on Finance.

FAVORING SENATE BILL No. 141.

The Chair also laid before the Senate petition from George Delost, McKees Rocks, favoring Senate Bill No. 141.

Which was referred to the Committee on County Government.

OPPOSING HOUSE BILL No. 143.

Mr. OWLETT presented to the Senate petition from numerous residents of South Delmar opposing House Bill No. 143.

Which was referred to the Committee on Law and Order.

HOUSE MESSAGE

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 318 (Senate Bill No. 549), entitled:

An Act to amend sections ten and fourteen of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "Uniform Primary Election Law" as amended; by substituting additional copies of the general return sheet for the triplicate party return sheets in the preparation for, conduct of, and returning, canvassing, and computing the vote cast at primary elections; regulating the form of the numbered lists of voters; regulating the duties of election officers in calling and tabulating the votes; and regulating return board procedure.

Which was committed to the Committee on Elections.

House Bill No. 337 (Senate Bill No. 550), entitled:

An Act to amend section one hundred and forty-eight of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "Crimes Act of 1860," extending the provisions of said act to fixtures, hunting lodges, cabins, cottages and barns.

Which was committed to the Committee on Judiciary General.

House Bill No. 433 (Senate Bill No. 551), entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth

of Pennsylvania, with interest, which monies, including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

Which was committed to the Committee on Appropriations.

House Bill No. 462 (Senate Bill No. 552), entitled:

An Act to validate and confirm certain contracts, expenditures or payments heretofore made, ratified or approved by councils of cities of the third class; and to direct payments thereunder by the fiscal officers of such cities in certain cases.

Which was committed to the Committee on Municipal Government.

House Bill No. 493 (Senate Bill No. 553), entitled:

An Act to amend section thirty-seven of the act, approved the thirty-first day of March, one thousand eight hundred and sixty (P. L. 382), entitled "Crimes Act of 1860," providing for the sentence of one convicted of fornication and bastardy to pay funeral expenses of infant.

Which was committed to the Committee on Judiciary General.

House Bill No. 515 (Senate Bill No. 544), entitled:

An Act declaring persons receiving retirement allowances or pensions from funds to which the Commonwealth or political subdivisions contribute ineligible to hold certain public offices and positions.

Which was committed to the Committee on State Government.

House Bill No. No. 519 (Senate Bill No. 555), entitled:

An Act to amend section four of the act, approved the seventeenth day of March, one thousand eight hundred and sixty-nine, (P. L. 8), entitled "An act relative to fraudulent debtors," changing the time in certain cases of attachment proceedings when the plaintiff may proceed in his action.

Which was committed to the Committee on Judiciary General.

House Bill No. 522 (Senate Bill No. 556), entitled:

An Act to amend section fifty-three of the act approved the thirteenth day of June, one thousand eight hundred and thirty-six, (P. L. 572), entitled "An act relating to the commencement of actions," as amended, changing the time in foreign attachment proceedings when judgment may be taken against the defendant for want of an appearance.

Which was committed to the Committee on Judiciary General.

House Bill No. 873 (Senate Bill No. 557), entitled:

An Act to amend subdivision (d) of article six of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "Insurance Company Law of 1921," by withdrawing from the assets of certain companies and associations carrying workmen's compensation insurance which have become insolvent a sum sufficient to pay all claims which may arise under policies issued by them, and providing for the handling of such fund.

Which was committed to the Committee on Insurance.

House Bill No. 933 (Senate Bill No. 558), entitled:

An Act to repeal the act approved the second day of May, one thousand nine hundred and twenty-nine, (P. L. 1271), entitled "An act providing for the payment to the prothonotary of a jury fee at the time of demanding a jury trial, in the county court for the county of Allegheny.

Which was committed to the Committee on Judiciary General.

BILLS SIGNED

The PRESIDENT (Pro Tempore John G. Homsher) announced that the Chief Clerk having reported that the following bills had passed both Houses of the General Assembly and the same being correct, the titles were publicly read as follows:

Senate Bill No. 25, entitled:

An Act to amend section nine of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled, "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

Senate Bill No. 118, entitled:

An Act to authorized cities of the third class, boroughs and townships to sue out writs of scire facias on certain municipal claims, or to revive judgments on such claims, where more than five years have elapsed since said claims were filed, or such judgments were entered or revived, and to reduce such claims to judgment or to revive such judgment and providing for the revival and collection of such judgments.

Whereupon,

The PRESIDENT (Pro Tempore John G. Homsher) in the presence of the Senate signed the same.

REPORTS FROM COMMITTEES

Mr. CLARK, from the Committee on Appropriations, reported as committed, Senate Bill No. 518, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 524, entitled:

An Act making an appropriation to the Saint Luke's and Children's Homeopathic Hospitals, of Philadelphia, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 527, entitled:

An Act making an appropriation to the Harrisburg Hospital, Harrisburg, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 528, entitled:

An Act making an appropriation to the several fire companies of the city of Harrisburg, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 529, entitled:

An Act making an appropriation to the Harrisburg Polyclinic Hospital, of Harrisburg, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 530, entitled:

An Act making an appropriation to the Children's Home of Harrisburg, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 531, entitled:

An Act making an appropriation to the Home for the Friendless of Harrisburg, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 532, entitled:

An Act making an appropriation to the Paoli Monument Association Trustees, Paoli, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 533, entitled:

An Act making a deficiency appropriation to the West Chester State Teachers College in West Chester, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 534, entitled:

An Act making an appropriation to the Taylor, Ridley Park, Delaware County, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 535, entitled:

An Act making an appropriation to The Glen Mills Schools, situated in Delaware County, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 536, entitled:

An Act making an appropriation to the Delaware County Hospital, Lansdowne Avenue and Garrett Road, Upper Darby, Delaware County, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 537, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 538, entitled:

An Act making an appropriation to the Chester Hospital, in the city of Chester, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 539, entitled:

An Act making an appropriation to the Sleighton Farm School for Girls, situated in Delaware County, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 540, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home at Chester, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 541, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 542, entitled:

An Act making an appropriation to the Mercy Hospital, Wilkes-Barre, Pennsylvania.

Also from the Committee on Appropriations, reported as committed, Senate Bill No. 546, entitled:

An Act making an appropriation to the Easton Hospital, at Easton, Pennsylvania.

BILLS INTRODUCED

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 559, entitled:

An Act making an appropriation to the Suburban General Hospital, of Bellevue, Allegheny County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 560 entitled:

An Act authorizing the court of common pleas in each county of the second class to order and direct the prothonotary of such county to keep two separate indexes or dockets for judgments or liens, one to be known as the general judgment or lien index or docket, and the other to be known as the in rem judgment or lien index or docket.

Which was committed to the Committee on County Government.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for fifteen minutes.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

PHILADELPHIA COUNTY

Miss Emma C. Drzymalla, Philadelphia, March 6, 1935.
Benjamin Friedman, Philadelphia, March 6, 1935.
John H. Shmidheiser, Philadelphia, March 6, 1935.

ALLEGHENY COUNTY

Miss Victoria P. Wajert, Pittsburgh, March 7, 1935.

CRAWFORD COUNTY

Mrs. Rosanna G. Bodamer, Titusville, March 7, 1935.

ALLEGHENY COUNTY

Henry S. Bepler, Pittsburgh, March 9, 1935.
S. Arthur Carrabotta, Clairton, March 9, 1935.

CAMBRIA COUNTY

Miss Sarah E. Bernet, Johnstown, March 9, 1935.

CLINTON COUNTY

Miss Pauline F. Mack, Lock Haven, March 9, 1935.

CRAWFORD COUNTY

Mrs. Gertrude Sheldon, Conneautville, March 9, 1935.

DAUPHIN COUNTY

Mrs. Mildred Good Connor, Harrisburg, March 9, 1935.
Joseph J. Parialo, Harrisburg, March 9, 1935.

ERIE COUNTY

Miss Agatha M. Grate, Albion, March 9, 1935.

FAYETTE COUNTY

Miss Mary A. Slinger, Connellsville, March 9, 1935.

FRANKLIN COUNTY

Miss Adelia R. Gift, Waynesboro, March 9, 1935.

LANCASTER COUNTY

Miss Alice W. Kreiner, Lancaster, March 9, 1935.

LUZERNE COUNTY

George S. Kautter, Wilkes-Barre, March 9, 1935.

MERCER COUNTY

John F. Gilbert, Sharon, March 9, 1935.

NORTHAMPTON COUNTY

M. B. Yotter, Easton, March 9, 1935.

PHILADELPHIA COUNTY

Harry Itzkovitch, Philadelphia, March 9, 1935.
O. B. Quinto, Philadelphia, March 9, 1935.

SOMERSET COUNTY

Mrs. Nellie G. Barnett, Somerset, March 9, 1935.

TIOGA COUNTY

Clive S. Burtch, Tioga, March 9, 1935.

WESTMORELAND COUNTY

Miss Julia M. Joyce, Greensburg, March 9, 1935.

NORTHUMBERLAND COUNTY

Chas. Ermert, Mt. Carmel, March 10, 1935.

ALLEGHENY COUNTY

George R. Jacob, Pittsburgh, March 24, 1935.

CARBON COUNTY

J. Monroe Miller, Summit Hill, March 24, 1935.

CLARION COUNTY

Leland T. Sheffer, Knox, March 24, 1935.

FRANKLIN COUNTY

Harlan J. Mentzer, Summit, March 31, 1935.

SCHUYLKILL COUNTY

Allen S. Paul, Pottsville, March 31, 1935.

DELAWARE COUNTY

Floyd I. Doherty, Glenolden, April 1, 1935.

LACKAWANNA COUNTY

Archie E. Britton, Scranton, April 1, 1935.

LANCASTER COUNTY

C. R. Weaver, New Holland, April 1, 1935.

PHILADELPHIA COUNTY

Frank J. Kerigan, Philadelphia, April 1, 1935.

ALLEGHENY COUNTY

Robbin B. Wolf, Pittsburgh, April 6, 1935.
Louis D. Vockel, Bellevue, April 9, 1935.
R. S. Nash, Coraopolis, April 13, 1935.

PHILADELPHIA COUNTY

Miss Pearl Surkin, Philadelphia, April 20, 1935.

ALLEGHENY COUNTY

Miss Florence P. Stroud, Pittsburgh, March 9, 1935.

CAMBRIA COUNTY

Miss Violet R. Hogue, Johnstown, March 9, 1935.
Andrew King, Scalp Level, March 10, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

ERIE COUNTY

William Stirling, Erie, March 6, 1935.

PHILADELPHIA COUNTY

Howard J. Moore, Philadelphia, March 7, 1935.
Miss Rissie Wernick, Philadelphia, March 7, 1935.

ALLEGHENY COUNTY

Miss Jane E. Brown, Pittsburgh, March 9, 1935.
Miss Mary M. Moore, Pittsburgh, March 9, 1935.
James H. Rose, Braddock, March 9, 1935.

BUTLER COUNTY

Edwin J. Hughes, Butler, March 9, 1935.

FAYETTE COUNTY

Thomas Malpass, Jr., Belle Vernon, March 9, 1935.

LAWRENCE COUNTY

Tarquin Marziano, Ellwood City, March 9, 1935.

McKEAN COUNTY

Vic Samuelson, Bradford, March 9, 1935.

NORTHUMBERLAND COUNTY

M. Herbert Bower, Sunbury, March 9, 1935.

TIOGA COUNTY

Joseph Clemons, Blossburg, March 9, 1935.

PHILADELPHIA COUNTY

Mrs. Addie W. Dickerson, Philadelphia, March 10, 1935.

BUTLER COUNTY

J. H. B. Black, Bruin, April 1, 1935.

LACKAWANNA COUNTY

Roswell Phillips, Scranton, April 1, 1935.

LUZERNE COUNTY

T. P. Dolan, Wilkes-Barre, April 1, 1935.

SCHUYLKILL COUNTY

Arthur W. Granger, Frackville, April 1, 1935.

VENANGO COUNTY

Mrs. Ella C. McKee, Clintonville, April 13, 1935.

WASHINGTON COUNTY

Thos. H. Warrensford, Charleroi, April 19, 1935.

BEAVER COUNTY

J. E. Stauffer, Ambridge, April 20, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

John J. Alexander, 5146 Liberty Ave., Pittsburgh.
Mrs. Esther Azen, Koppers Bldg., Pittsburgh.
Charles McK. Moore, Clairton.
James W. Bridges, Dormont.

BEAVER COUNTY

Mrs. Leona H. Green, Midland.
William M. Wylie, Beaver.

BRADFORD COUNTY

Mrs. Mary A. Mulligan, Athens.

BUCKS COUNTY

Miss Marie E. Gaffney, Bristol.

BUTLER COUNTY

Samuel W. Greer, Butler.

CAMBRIA COUNTY

William J. Blimmel, Johnstown.
Mrs. Margaret Kinney, Johnstown.

CLINTON COUNTY

W. B. Cook, Beech Creek.

CUMBERLAND COUNTY

Lynn McCrea Irvine, Mechanicsburg.

DAUPHIN COUNTY

Mrs. Daisy C. Craft, Harrisburg.
Chas. E. Webster, Harrisburg.

DELAWARE COUNTY

R. J. Owens, Media.
Mrs. Elizabeth D. Ruby, Chester.
David C. Shropshire, Woodlyn.

FAYETTE COUNTY

Mrs. Cecelia Aston, Brownsville.
Edgar J. Smutz, Connellsville.

JEFFERSON COUNTY

C. E. Wells, Jr., Brockway.

LACKAWANNA COUNTY

Albert M. Bronson, Scranton.
Mrs. Henrietta Duggan, Scranton.
Richard B. Gilligan, Scranton.
Henry W. Loveland, Moscow.
Miss Mary S. Norton, Scranton.
Michael Solomon, Archbald.

LANCASTER COUNTY

John S. Martin, New Holland.

LAWRENCE COUNTY

Miss M Belle Dillan, Ellwood City.
Edw. E. McConahy, New Castle.

LEBANON COUNTY

W. Ray Clawser, Campbelltown.

LUZERNE COUNTY

Mrs. Ethel Oliver, Dallas.

McKEAN COUNTY

L. E. Smith, Bradford.

NORTHAMPTON COUNTY

Miss Frances M. Fritch, Bethlehem.
Miss Frances E. Shumbat, Easton.

PHILADELPHIA COUNTY

Mrs. Anna L. Barwick, 1330 Land Title Bldg., Philadelphia.
Miss Irene Bernstein, 257 N. Broad St., Philadelphia.
Harris M. Burton, 6427 Torresdale Ave., Philadelphia.
Arthur Ettelson, 520 Lewis Tower, Philadelphia.
Wm. H. Grub, 1013 S. Frazier St., Philadelphia.
Miss Gedney Gruninger, 1416 Chestnut St., Philadelphia.
James A. Holt, 352 S. 15th St., Philadelphia.
Hyman Jage, 1955 N. 19th St., Philadelphia.
Meyer Kraus, Real Estate Trust Bldg., Philadelphia.
Louis J. McGrath, 4637 N. Hurley St., Philadelphia.
Anthony Paranzino, 107 W. Sedgwick St., Philadelphia.
Charles S. Paxson, Jr., 230 N. Broad St., Philadelphia.
Miss Marie C. Schambers, 2066 E. Allegheny Ave., Philadelphia.
Floyd W. Shockley, 854 N. Broad St., Philadelphia.
W. Gordon Smith, 2135 N. 63rd St., Philadelphia.
Frank Stornantis 1308 Dickinson St., Philadelphia.
Louis Trachtman, 4525 N. Broad St., Philadelphia.

SCHUYLKILL COUNTY

Mrs. Pearl K. Karpowicz, Shenandoah.

SNYDER COUNTY

Ralph T. McCreary, Selinsgrove.

SOMERSET COUNTY

Geo. E. Tempest, Jerome.

WASHINGTON COUNTY

John F. Carmichael, Washington.

YORK COUNTY

William P. Stoner, Hanover.

GEORGE H. EARLE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public,

for terms of four years to compute from the date set opposite their names:

ELK COUNTY

LaRue M. Thompson, Ridgway, March 14, 1935.

DELAWARE COUNTY

Albert E. Holl, Media, March 16, 1935.

ERIE COUNTY

Mrs. Gladys A. Riede, Erie, March 16, 1935.

SUSQUEHANNA COUNTY

John A. Dutchman, Forest City, March 16, 1935.

ALLEGHENY COUNTY

John A. Tannehill, Pittsburgh, March 18, 1935.
William E. Metz, Pittsburgh, March 21, 1935.

LUZERNE COUNTY

Miss M. Alice Thomas, Hazleton, March 22, 1935.

ALLEGHENY COUNTY

Mrs. Hilda Bernstein, Pittsburgh, March 23, 1935.

JUNIATA COUNTY

Walter S. Mingle, Mifflintown, March 23, 1935.

PHILADELPHIA COUNTY

Joseph D Cicco, Philadelphia, March 23, 1935.
Thos. J. Mallon, Philadelphia, March 23, 1935.

NORTHAMPTON COUNTY

P. S. Weiss, Easton, March 26, 1935.

ALLEGHENY COUNTY

O. S. Richardson, Pittsburgh, March 29, 1935.

LAWRENCE COUNTY

Miss Alice Sedgwick, New Castle, March 29, 1935.

PHILADELPHIA COUNTY

H. S. Engle, Philadelphia, March 30, 1935.
Matthew H. McEniry, Philadelphia, March 30, 1935.

VENANGO COUNTY

Mrs. Mary Weikal, Polk, March 30, 1935.

ALLEGHENY COUNTY

A. D. Feeman, Carnegie, April 1, 1935.
Howard C. Glosser, Pittsburgh, April 1, 1935.
James Hull, Munhall, April 1, 1935.
H. H. Montgomery, Pittsburgh, April 1, 1935.
Miss B. N. Remington, Braddock, April 1, 1935.
W. A. Stoehr, Pittsburgh, April 1, 1935.

CHESTER COUNTY

Henry D. Rankin, Phoenixville, April 1, 1935.

ERIE COUNTY

E. P. Beard, Erie, April 1, 1935.

LAWRENCE COUNTY

Roy C. Miller, New Castle, April 1, 1935.

LUZERNE COUNTY

H. J. Steinhauer, Wilkes-Barre, April 1, 1935.

PHILADELPHIA COUNTY

Mrs. J. L. Flamm, Philadelphia, April 1, 1935.
Benjamin M. Kline, Philadelphia, April 1, 1935.
Henry Ripkee, Philadelphia, April 1, 1935.
Miss Ada M. Thomas, Philadelphia, April 1, 1935.

VENANGO COUNTY

Mrs. Hattie B. Hepner, Franklin, April 1, 1935.

WASHINGTON COUNTY

C. A. Hamilton, Langeloth, April 1, 1935.

DELAWARE COUNTY

Miss Nellie A. Caballero, Media, April 2, 1935.

LACKAWANNA COUNTY

John E. Bradley, Scranton, April 2, 1935.

PHILADELPHIA COUNTY

H. G. Weaver, Philadelphia, April 4, 1935.

ALLEGHENY COUNTY

Andrew Kvasnak, Clairton, April 5, 1935.

BUTLER COUNTY

Miss Jane M. Cornelius, Butler, April 5, 1935.

PHILADELPHIA COUNTY

Mrs. Beatrice P. Briggs, Philadelphia, April 6, 1935.

WARREN COUNTY

Miss Marion A. Bryan, Warren, April 7, 1935.

ALLEGHENY COUNTY

Emil B. Ertzman, Pittsburgh, April 9, 1935.
John G. Gill, Pittsburgh, April 9, 1935.

LANCASTER COUNTY

Miss Anna Dearbeck, Mount Joy, April 9, 1935.

YORK COUNTY

H. M. Raab, Dallastown, April 9, 1935.

BEAVER COUNTY

Albert B. Ruhe, Beaver Falls, April 10, 1935.

ALLEGHENY COUNTY

Howard G. Rice, Pittsburgh, April 12, 1935.
John W. Williams, Pittsburgh, April 12, 1935.

CLEARFIELD COUNTY

Earle G. Boose, DuBois, April 12, 1935.

ALLEGHENY COUNTY

Victor C. Viskochil, Pittsburgh, April 13, 1935.

WESTMORELAND COUNTY

H. H. Cochran, Greensburg, April 15, 1935.

ALLEGHENY COUNTY

James R. Bell, Pittsburgh, April 23, 1935.

MONTGOMERY COUNTY

John J. Lynch, Conshohocken, April 28, 1935.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

Clifford N. Bauer, 860 Spring Garden Ave., Pittsburgh.
Charles L. Brinkman, 427 Washington Road, Pittsburgh.

Salvatore Cirapompa, 607 Webster Ave., Pittsburgh.
Edward J. Cox, Wilkinsburg.
Mrs. T. S. Crouch, 212 Wood St., Pittsburgh.
H. C. Curtis, 1344 Oliver Bldg., Pittsburgh.
Miss Betty E. Frishman, William Penn Hotel, Pittsburgh.
Albert J. Martin, Turtle Creek.
Miss Helen E. Stencel, 1700 Grant Bldg., Pittsburgh.
Mrs. Hilda M. Warner, Duquesne.

CHESTER COUNTY

Mrs. Ida S. Dotts, West Chester.
Mrs. Harriet E. Huggler, Paoli.

DAUPHIN COUNTY

Ira B. Basehore, Hershey.
David Carr, Jr., Harrisburg.
Harry J. Loughney, Harrisburg.
N. A. Sheesley, Harrisburg.

DELAWARE COUNTY

Wallace Lippincott, Chester.
Miss Marion M. Livington, Chester.

ERIE COUNTY

R. C. Bloomstine, Erie.
William J. Robinson, Erie.
Miss W. A. Zeiser, Erie.

HUNTINGDON COUNTY

David P. Miller, Huntingdon.

LACKAWANNA COUNTY

Miss Loretta A. Burke, Scranton.
Everett H. Cooke, Scranton.
Wilbur C. Eshleman, Dunmore.
Miss Anna M. Gibbons, Scranton.

LANCASTER COUNTY

Clarence T. Grinman, Lancaster.
H. K. Ober, Elizabethtown.

LEBANON COUNTY

L. F. Grimes, Lebanon.

MONTGOMERY COUNTY

Miss Katherine J. Laffen, Narberth.

PHILADELPHIA COUNTY

Lionel E. Backus, 4827 Frankford Ave., Philadelphia.
Charles Bernstein, 1008 Lafayette Bldg., Philadelphia.
Mrs. Anna O'Drain Bradley, 1011 Chestnut St., Philadelphia.
William F. Callaghan, P. O. Box 1567, Philadelphia.
John J. Costello, 119 W. Lehigh Ave., Philadelphia.
Frank J. De Waele, 6852 Elmwood Ave., Philadelphia.
Mrs. E. Freedman, 2639 S. Buelah St., Philadelphia.
Miss Esther K. Gallagher, 12 S. 12th St., Philadelphia.
Mrs. Louise C. Hague, 123 S. Broad St., Philadelphia.
Miss Hazel E. Hirsch, 15th and Chestnut Sts., Philadelphia.
J. Elmer Lutz, 7220 Bingham St., Philadelphia.
Charles R. Mason, 5612 McMahon Ave., Philadelphia.
Joseph T. Riday, 4222 Old York Road, Philadelphia.
Harold Rodgers, N. W. Cor. 20th St. and Erie Ave., Philadelphia.
William Russell Rorer, 1120 Harrison St., Philadelphia.
J. O. Stiteler, 4928 Larchwood Ave., Philadelphia.
Miss Belle A. Tzirlin, 815 N. Broad St., Philadelphia.
William H. Undedrhill, S. E. Cor. 23rd and Walnut Sts.,
Mrs. Elizabeth K. Weaver, Lankenau Hospital, Philadelphia.

SCHUYLKILL COUNTY

G. T. Burd, Pottsville.
R. Frank Heiser, Mahanoy City.

SOMERSET COUNTY

Miss Gertrude Lintz, Meyersdale.
John Torquato, Windber.

UNION COUNTY

William E. Roth, Lewisburg.

WASHINGTON COUNTY

J. Porter Hoxworth, Canonsburg.
Mrs. Lida C. Stevens, Washington.

YORK COUNTY

Miss Mattie P. Snyder, York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 6, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ALLEGHENY COUNTY

W. A. Bennett, Union Trust Bldg., Pittsburgh.
Miss Isabella Murphy, County Office Bldg., Pittsburgh.
Terence A. Murphy, Dormont.
Hubert A. Tyler, Wilkinsburg.

CARBON COUNTY

R. R. Gallagher, Mauch Chunk.

CRAWFORD COUNTY

Charles B. Stegner, Titusville.

DELAWARE COUNTY

Mrs. Lucy N. Brighton, Norwood.
Peter E. Told, Swarthmore.

LEBANON COUNTY

J. Paul Enck, Lebanon.

LUZERNE COUNTY

Miss Theresa Casey, Pittston.

MONTGOMERY COUNTY

Nelson J. Tarbotton, Ardmore.

PHILADELPHIA COUNTY

Miss Kay A. Bott, 4233 Frankford Ave., Philadelphia.
Chas. F. Kolb, 150 N. 52nd St., Philadelphia.
Mrs. T. S. Thompson, Bankers Securities Bldg., Philadelphia.

GEORGE H. EARLE.

COMMISSIONER OF DEEDS

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 5, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the appointment of Louis Gould, 117 East Maple Avenue, Wildwood, New Jersey, as Commissioner of Deeds for Pennsylvania with residence in Wildwood, New Jersey, for a term of five years to compute from the date of confirmation.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 11, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania.

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following nominations:

JUSTICE OF THE PEACE

William O. Moyer, 3313 Jonestown Road, Harrisburg, Dauphin County, as Justice of the Peace in the Township of Susquehanna, Dauphin County, vice Amos Snyder, resigned, until the first Monday in January, 1936.

ALDERMAN

James L. Gaffney, of Easton, Northampton County, as Alderman of the 11th Ward of the City of Easton, Northampton County, until the first Monday in January, 1936.

TRUSTEES MOTHERS' ASSISTANCE FUND

Mrs. Ethel Belford, of Renovo, Clinton County, as a member of the Board of Trustees of the Mothers' Assistance Fund of Clinton County, vice Mrs. Anna C. McFarland, resigned, until June 1, 1935, and until her successor is duly appointed and qualified.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. RICE,

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations

Which was agreed to.

Whereupon,

A motion was made by Mr. RICE,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Harris,	Norton,	Rupp,
Batchelor,	Harvey,	Owlett,	Salus,
Baumer,	Howell,	Prince,	Shapiro,
Bennett,	Hunsicker,	Pytko,	Thompson,
Buckman,	Kahle,	Rankin,	(Centre)
Cavalcante,	Lanius,	Reed,	Thompson,
Chapman,	Law,	(Dauphin)	(Westmoreland)
Clark,	Mallery,	Reed,	Trainer,
Coyne,	McClure,	(Washington)	Woodward,
Ealy,	McCreesh,	Rice,	Ziesenheim,
Frey,	McGinnis,	Roberts,	Homsher,
Gelder,	Miller,	Rodgers,	Pres. Pro. Tem.
Graff,			

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HARRIS. Mr. President, I move that the Executive Session do now rise.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

RECESS

Mr. CLARK. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. GELDER. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK, from the Committee on Elections, reported as committed, Senate Bill No. 71, entitled:

An Act to amend section forty-two of, and to add section thirty-five A to, the act, approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 250, 1933-1934), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and boards of school directors; and imposing penalties," adding certain provisions relating to the conduct of elections and primaries and the challenge and proof of qualifications of electors, and changing certain penalties.

Mr. GRAFF. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GRAFF from the Committee on Aeronautics reported as committed, Senate Bill No. 519, entitled:

An Act regulating the erection and maintenance of obstructions dangerous to aerial transport adjacent to or near an airport, landing field, or intermediate landing field.

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN from the Committee on Education reported as committed, Senate Bill No. 68, entitled:

An Act to amend sections five and nine of the act, approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended; changing the time for filing nomination papers and the time when the official list of candidates so nominated are sent by the Secretary of the Commonwealth to the respective county commissioners and sheriffs.

Mr. McCREESH. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. McCREESH from the Committee on Pensions reported as amended, Senate Bill No. 147, entitled:

An Act providing for the granting of pensions by the Commonwealth to certain blind persons; creating and imposing duties upon the Board of Blind Pensions in the Department of Internal Affairs; and providing penalties.

Mr. HARRIS. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HARRIS from the Committee on Elections reported as committed, Senate Bill No. 70, entitled:

An Act to amend sections one, seven, fifteen and twenty-three, as amended, and sections twenty-four and twenty-six of the act approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts; providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by making provisions for voting machines designed to be made secure by the use of two or more seals; changing the requirements as to the printing of return sheets and statements; providing the requirements of, and rules and regulations for, the conduct of elections held with voting machines equipped with mechanism for printing paper proof-sheets; providing for the printing and distribution of said proof-sheets; providing for their use in canvassing the vote, making them part of the election returns; defining their probative value and effect; and enlarging the powers of return boards.

BILL INTRODUCED

Mr. HOWELL. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOWELL read in his place and presented to the Chair, Senate Bill No. 561, entitled:

An Act to promote uniformity in the assessment and taxation of properties and persons within the territorial limits of cities of the second class A by providing that city and school taxes within such territorial limits shall be assessed, levied and collected upon the basis of the assessments for taxation for county purposes, and requiring the furnishing of tax duplicates by the county taxing authorities to such cities and to school districts co-terminous therewith; abolishing the department of assessors in cities of the second class A; consolidating tax statements covering city, school, county and poor taxes therein, and making uniform the time for levy and collection of said taxes respectively, and regulating the discounts therefrom and penalties thereon.

Which was committed to the Committee on Municipal Government.

BILL ON FINAL PASSAGE

Agreeably to order,

The Senate resumed the consideration of Senate Bill No. 256, as follows:

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners or a resident who becomes a nonresident and conceals his whereabouts of aircraft operated within or above the Commonwealth of Pennsylvania and making the operation of such an aircraft within or above the Commonwealth of Pennsylvania the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and providing for further notice to the defendant in any such suit

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the passage of this act any non-resident of this Commonwealth being the operator or owner of any aircraft who shall accept the privilege extended by the laws of this Commonwealth to nonresident operators and owners of operating an aircraft or of having the same operated over or above the lands and waters of the Commonwealth of Pennsylvania or of using its aviation facilities or both or any resident of this Commonwealth who shall subsequently become a nonresident or shall conceal his whereabouts shall by the operation of an aircraft over or above the lands and waters of the Commonwealth of Pennsylvania make and constitute the Secretary of Revenue of the Commonwealth of Pennsylvania his her or their agent for the service of process in any civil suit or proceeding instituted in the courts of the Commonwealth of Pennsylvania against such operator or owner of such aircraft arising out of or by reason of any accident or collision occurring within or above the Commonwealth in which such aircraft is involved

Section 2 Such process shall be served by the officers to whom the same shall be directed or by the sheriff of Dauphin County who may be deputized for such purposes by the officer to whom the service is directed upon the Secretary of Revenue of the Commonwealth of Pennsylvania by leaving at the office of said secretary at least fifteen (15) days before the return day of such process a true and attested copy thereof and by sending to the defendant by registered mail postage prepaid a like true and attested copy with an endorsement thereon of the service upon said Secretary of Revenue addressed to such defendant at his last known address The registered mail return receipt of such defendant shall be attached to and made a part of the return of service of such process

Section 3 The officers serving such process upon the Secretary of Revenue shall pay to said Secretary at the time of service a fee of two dollars ($2.00) which fee shall be taxed as costs in the case The Secretary of Revenue shall keep a record of each such process and the day and hour of the service thereof upon him

Section 4 This act shall be construed to extend the right of service or process upon nonresidents and upon residents who subsequently become residents or who conceal their whereabouts and shall not be construed as limiting any provisions for the service of process now or hereafter existing

Section 5 This act shall become effective immediately upon its final enactment

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure,	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	McGinnis,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 42 as follows:

A Supplement to the act approved the eighteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred forty) entitled "An act concerning declaratory judgments and decrees and to make uniform the law relating thereto" prescribing the practice to be pursued in such proceedings

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That (a) Every proceeding for a declaratory judgment shall be commenced by a petition filed in a court of record having jurisdiction over causes of action complaints or subject matters of the kind involved in the controversy alleged

(b) The petition shall be as brief as the nature of the case will admit and shall be drawn in paragraphic form the paragraphs to be numbered consecutively and each to contain but one material allegation It shall have attached as exhibits copies of all writings depended upon by the petitioner or the construction of which he desires determined and shall conclude with a prayer for the declaratory judgment or decree the petitioner asks to be entered

Section 2 (a) The petition shall have endorsed thereon a notice to the defendant or defendants as follows "You are required to file an answer within fifteen days from the service of this copy upon you and to enter a written appearance in the court named to the term and number stated hereon specifying a person and a place within the county where service may be made upon you of all other papers processes and notices in the case If you fail in either respect a declaratory judgment or decree may be entered against you in your absence

(b) Petitions for declaratory judgments shall be served and return made in the same manner as in the case of summons

Section 3 If no answer is filed within the specified fifteen days the facts averred in the petition shall be taken as admitted and the court may if it deems the case a proper one for such relief enter an appropriate declaratory judgment or decree If the court reaches a contrary conclusion it may dismiss the petition or make such other order as right and justice may demand

Section 4 If the court finds that any person who has claims or might claim an interest which would be affected by the judgment or decree prayed for has not been served with a copy of the petition it may require the petitioner to bring in such person or persons by serving a copy of the petition on it him her or them with an endorsement thereon as provided for in section two of this act and such service shall make all persons so brought in parties to the proceeding

Section 5 A defendant may by his answer without first replying to the averments of fact in the petition raise any question of law which goes either to the jurisdiction of the court or to petitioner's legal right to have the disputed matter determined in this character of proceeding and any such question of law may be set down for hearing and disposed of in limine If in the opinion of the court the decision of the question thus set for hearing requires the determination against the petitioner of the point or points there raised the court may make such order thereon as the situation demands If the court shall decide such points so raised against a defendant he may within fifteen days file an answer to the averments of fact in the petition and the case shall be set down for a hearing on the merits of the controversy

Section 6 If the petitioner or a defendant desires any issue of fact to be tried and determined by a jury he shall so demand in his petition or answer and if no such demand is made its absence shall be treated as equivalent to an agreement to dispense with trial by jury and that all issues of fact as well as those of law may be determined and found by the court subject to exceptions and appeal as in equity cases

Section 7 Nothing in this act shall prevent a court from entering a declaratory judgment or decree in any civil proceeding suit or action no matter how commenced where all parties to be affected are actually in court or have had such notice of the proceeding suit or action as is required by law and where the court is convinced that such a judgment or decree is appropriate and proper to be entered

Section 8 The provisions of this act shall become effective immediately upon its final enactment

And said bill having been read at length the third time, and agreed to,

And the amendments made thereto having been printed as required by the Constitution,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure,	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	McGinnis,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 372, entitled:

An Act making an appropriation to the Canonsburg General Hospital Association, at Canonsburg, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure,	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	McGinnis,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 377, entitled:

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure,	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	McGinnis,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 483, entitled:

An Act making an appropriation to the Somerset Community Hospital, at Somerset, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure.	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	McGinnis,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 485, entitled:

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—45

Aron,	Graff,	Miller,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure,	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	McGinnis,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILL ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 276, as follows:

An Act making an appropriation to the Brookville Hospital Brookville Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of ten thousand dollars ($10,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Brookville Hospital Brookville Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

HOUSE MESSAGES

TIME OF NEXT MEETING

The Clerk of the House of Representatives being introduced informed the Senate that the House had concurred in Resolution from the Senate as follows:

In the Senate, March 11, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 18, 1935, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, March 18, 1935, at nine o'clock.

BILLS INTRODUCED

Mr. THOMPSON (Westmoreland). Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. THOMPSON, read in place and presented to the Chair Senate Bill No. 562, entitled:

An Act to amend the title and the act, approved the seventh day of April, one thousand nine hundred and thirty-three (P. L. 26), entitled "An act empowering counties, cities, boroughs, towns and townships to borrow money from the Reconstruction Finance Corporation to finance certain projects, and prescribing the manner of such borrowing," extending the provisions of said act to include borrowings from the Public Works Administration and other Federal agencies.

Which was referred to the Committee on County Government.

Also read in place and presented to the Chair Senate Bill No. 563, entitled:

An Act providing for the acquisition and maintenance by the Department of Forests and Waters, with the advice of the Bushy Run Battlefield Commission, of lands adjacent to and including the place where fifty soldiers killed in the battle of Bushy Run are buried, as well as other portions of said battlefield; and making an appropriation.

Which was referred to the Committee on Forests and Waters.

Mr. GELDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objecion? The Chair hears none.

Mr. GELDER read in place and presented to the Chair, Senate Bill No. 564, entitled:

An Act making an appropriation to The Robert Packer Hospital of Sayre, Pennsylvania.

Which was referred to the Committee on Appropriations.

Mr. KAHLE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KAHLE read in place and presented to the Chair, Senate Bill No. 565, entitled:

An Act making an appropriation to the Elk County General Hospital, Ridgway, Pennsylvania.

Which was referred to the Committee on Appropriations.

REPORTS FROM COMMITTEES

Mr. ARON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. ARON from the Committee on Municipal Government reported as committed, Senate Bill No. 561, entitled:

An Act to promote uniformity in the assessment and taxation of properties and persons within the territorial limits of cities of the second class A by providing that city and school taxes within such territorial limits shall be assessed, levied and collected upon the basis of the assessments for taxation for county purposes, and requiring the furnishing of tax duplicates by the county taxing authorities to such cities and to school districts co-terminous therewith; abolishing the department of assessors in cities of the second class A; consolidating tax statements covering city, school, county and poor taxes therein, and making uniform the time for levy and collection of said taxes respectively, and regulating the discounts therefrom and penalties thereon.

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK from the Committee on State Government reported as committed, Senate Bill No. 355, entitled:

An Act to further amend section twenty of the act approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of birth and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violation of this act," by providing that the fees due certain registrars, be paid by the State, instead by the respective counties.

Mr. WOODWARD. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD, from the Committee on State Government, reported as committed, Senate Bill No. 522, entitled:

An Act to amend clause two of section eleven of the act approvad the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858) enttiled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, increasing the length of time within which State employes may return to service and receive credit for former service.

Mr. PIERSON. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. PIERSON, from the Committee on State Government, reported as committed, Senate Bill No. 486, entitled:

An Act to amend section six of article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expenses and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the Commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said Commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation in consistent with or supplied by this act," providing that the counsel for the Commission shall be appointed by the Governor with the advice and consent of the Senate.

Mr. HUNSICKER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HUNSICKER, from the Committee on State Government, reported as amended, Senate Bill No. 445, entitled:

An Act to further amend section two thousand four hundred and four of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" requiring the Department of Property and Supplies to procure insurance and surety bonds by contract.

Mr. FREY, from the Committee on State Government, reported as committed the following Resolution:

STATE EMERGENCY RELIEF BOARD REQUESTED TO PURCHASE PENNSYLVANIA PRODUCTS

In the Senate, March 6, 1935.

Whereas, The State Emergency Relief Board expends large sums of money for the purchase of supplies, which if expended for Pennsylvania products will afford work for the unemployed and lessen expenditures for unemployment relief, therefore be it

Resolved, That the Senate requests the State Emergency Relief Board to specify, wherever possible, in its purchase of supplies for distribution to the unemployed, products of Pennsylvania manufacture where such products are equal in quality and not in excess of the price of products manufactured in other states.

Mr. FREY. Mr. President, I ask unanimous consent that Rule 39, which requires resolutions reported from Committee to lie on the table one day be suspended and that the Senate do now proceed to the immediate consideration of the resolution just read.

Mr. PRESIDENT. Is their objection? The Chair hears none.

On the question,

Will the Senate agree to the resolution?

It was agreed to.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 228 (Senate Bill No. 566), entitled:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one or article one of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "Public Service Company Law," by exempting the conveyance of perishable food products from regulation by the commission.

Which was committed to the Committee on Public Utilities.

House Bill No 321 (Senate Bill No. 567), entitled:

An Act to amend section six as amended, section eight, and section ten as amended, of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "Uniform Primary Election Law," providing that only registered and enrolled members of political parties shall be qualified to sign nomination petitions, and limiting the number of specimen ballots to be given candidates at primaries.

Which was committed to the Committee on Elections.

House Bill No. 454 (Senate Bill No. 568), entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities, townships and boroughs for payment of firemen's relief pension and retirement funds.

Which was committed to the Committee on Insurance.

House Bill No. 651 (Senate Bill No. 569), entitled:

An Act to amend section one of the act, approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1029), entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants," by changing the period for which rent shall be given preference.

Which was committed to the Committee on Judiciary General.

House Bill No. 654 (Senate Bill No. 570), entitled:

An Act to amend section one of the act, approved the twenty-sixth day of May, one thousand eight hundred and ninety-one (P. L. 122), entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors," by changing the period for which rent shall be given preference.

Which was committed to the Committee on Judiciary General.

House Bill No. 656 (Senate Bill No. 571), entitled:

An Act to amend section eighty-three of the act, approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by changing the period for which rent shall be given preference.

Which was committed to the Committee on Judiciary General.

House Bill No. 657 (Senate Bill No. 572), entitled:

An Act to amend section twenty-eight of the act, approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 729), entitled "An act relating to insolvent debtors," by changing the period for which rent shall be given preference.

Which was committed to the Committee on Judiciary General.

House Bill No. 942 (Senate Bill No. 573), entitled:

An Act abolishing the office of Resident Clerk of the House of Representatives, and transferring the powers and duties of said officer including appointments to the Chief Clerk.

Which was committed to the Committee on State Government.

House Bill No. 1006 (Senate Bill No. 574), entitled:

An Act making a deficiency appropriation to the Treasury Department for the refunding of moneys escheated to the Commonwealth.

Which was committed to the Committee on Appropriations.

House Bill No. 1220 (Senate Bill No. 575), entitled:

An Act to amend clause (e) of section five of the act approved the eighteenth day of July, one thousand nine hundred and nineteen, (P. L. 1045), entitled "Industrial Rehabilitation Law," by providing for furnishing artificial limbs to children over ten years of age.

Which was committed to the Committee on Labor and Industry.

House Bill No. 1256 (Senate Bill No. 576), entitled:

An Act to repeal the act approved the ninth day of July, one thousand eight hundred and eighty-one (P. L. 162), entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors, lessees, keepers or managers of theatres or other places of amusement."

Which was committed to the Committee on Law and Order.

House Bill No. 1281 (Senate Bill No. 577), entitled:

An Act to further amend section two thousand four hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (P. L. 177), entitled "Administrative Code of 1929," by adding thereto clause (k) providing for the leasing or sale of mineral rights in certain State owned lands.

Which was committed to the Committee on State Government.

NOMINATIONS BY THE GOVERNOR

The Secretary to the Governor being introduced, presented communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows, and referred to the Committee on Executive Nominations.

JUJDGE OF THE COURT OF COMMON PLEAS OF THE 15TH JUDICIAL DISTRICT.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Ernest Harvey, 125 North High Street, West Chester, Chester County, as Judge of the Court of Common Pleas of the 15th Judicial District, composed of the County of Chester, vice J. Frank E. Hause, resigned, to serve until the first Monday in January, 1936.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Miss Syril B. Haugh, Kittanning.

BERKS COUNTY

Adam L. Gaul, Wernersville.
Norman Kaplan, Reading.
Jacob B. Ketner, Wernersville.
Raymond H. Strausser, Hamburg.
Geo. C. Welker, Reading.

BUCKS COUNTY

Samuel F. Stover, Perkasie.

CAMBRIA COUNTY

Miss Hazel R. Plough, Johnstown.
Miss Frances W. Pardoe, Cresson.
H. O. Winslow, Patton.

CLINTON COUNTY

Charles E. Messner, Jersey Shore.

CRAWFORD COUNTY

J. Albin Carlson, Titusville.
Mrs. Mildred L. Dodge, Conneautville.

DAUPHIN COUNTY

Mrs. Valeria W. Hollern, Harrisburg.

DELAWARE COUNTY

Miss M. Violet Schmeltzer, Chester.

ERIE COUNTY

L. F. Smith, Erie.
Miss Anna M. Tanner, Erie.

LANCASTER COUNTY

T. B. Jackson, Christiana.
Paul A. Miller, Terre Hill.

LEBANON COUNTY

Miss Ruth Reed, Lebanon.

LEHIGH COUNTY

Miss Dorothy E. Clewell, Allentown.

LUZERNE COUNTY

Anthony S. Dobkowski, Nanticoke.
Mrs. Veronica C. Halliday, Wilkes-Barre.
Miss Mary Moore, Wilkes-Barre.
Robert F. Smith, Wilkes-Barre.

MERCER COUNTY

James A. Stranahan, Mercer.

MONTGOMERY COUNTY

Harry C. Geckle, Jr., Gladwyne.
Joseph A. McElhatton, West Conshohocken.
Geo. H. Weidner, Jenkintown.
Morris W. Wilson, Elkins Park.

NORTHUMBERLAND COUNTY

Miss Elizabeth C. Burdish, Shamokin.

PHILADELPHIA COUNTY

Joseph L. Devine, 2651 N. Franklin St., Philadelphia.
Joseph A. Gormley, 308 Bourse Bldg., Philadelphia.
Miss Elizabeth Joseph, Lewis Tower Bldg., Philadelphia.
Marcus Laster, 214 S. 5th St., Philadelphia.
Harold T. Milliken, Broad and Vine Sts., Philadelphia.
Miss Peg O'Hara, Elverson Bldg., Philadelphia.
Earl Okun, 1523 Belmont Ave., Philadelphia.
John M. Shields, 650 Drexel Bldg., Philadelphia.
Miss Marie O. Vourion, City Line, Philadelphia.

WESTMORELAND COUNTY

Joseph M. Loughran, Greensburg.

YORK COUNTY

John S. Garber, York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BUTLER COUNTY

Harry L. Graham, Butler, March 14, 1935.

LACKAWANNA COUNTY

P. A. Calvey, Scranton, March 14, 1935.
Miss Rosemarie Koos, Erie, March 16, 1935.

LEHIGH COUNTY

Linn H. Schantz, Allentown, March 16, 1935.
William H. Schneller, Catasauqua, March 17, 1935.

SCHUYLKILL COUNTY

William M. Marsh, Gordon, March 20, 1935.

LANCASTER COUNTY

Edgar L. Matterer, Lancaster, March 21, 1935.

CRAWFORD COUNTY

Miss Margaret M. Addle, Meadville, March 22, 1935.

LANCASTER COUNTY

Edward P. DeHaven, Kinzer, March 25, 1935.

DELAWARE COUNTY

David F. Kohler, Eddystone, March 29, 1935.

LAWRENCE COUNTY

Quincy A. McBride, New Castle, March 30, 1935.

MONTGOMERY COUNTY

Daniel E. Biddle, Ambler, March 30, 1935.

ELK COUNTY

Bernard E. Willard, St. Marys, March 31, 1935.

PHILADELPHIA COUNTY

Raymond S. Erb, Philadelphia, March 31, 1935.

ALLEGHENY COUNTY

Miss M. A. Driscoll, Pittsburgh, April 1, 1935.

CAMBRIA COUNTY

B. J. Waltz, Hastings, April 1, 1935.

WESTMORELAND COUNTY

C. M. McClune, Ligonier, April 1, 1935.
F. P. Underwood, Latrobe, April 1, 1935.

JEFFERSON COUNTY

Mrs. Blanche B. Wilson, Big Run, April 2, 1935.

MONTGOMERY COUNTY

John L. Dimmig, East Greenville, April 2, 1935.

ALLEGHENY COUNTY

Miss Laura E. Hubbard, Pittsburgh, April 3, 1935.

LEHIGH COUNTY

Thomas W. Nagle, Allentown, April 4, 1935.

PHILADELPHIA COUNTY

Lewis Hornick, Philadelphia, April 6, 1935.

VENANGO COUNTY

C. J. First, Oil City, April 7, 1935.

YORK COUNTY

Miss Catherine B. Frey, York, April 14, 1935.

LEHIGH COUNTY

Miss Mary E. Zimmerman, Allentown, April 28, 1935.

GEORGE H. EARLE.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Edward L. Showalter, of York, York County, as Alderman of the 13th Ward of the City of York, York County, vice Reuben R. Kaylor, deceased, until the first Monday in January, 1936.

GEORGE H. EARLE.

COMMUNICATION FROM THE GOVERNOR

The Chair cleared his table and laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows:

APPROVAL OF SENATE BILL NO. 449.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed Senate Bill No. 449, Printer's No. 94, entitled, "An Act Transferring money from the Fire Insurance Tax Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money."

GEORGE H. EARLE.

APPROVAL OF SENATE BILLS 448, 450, 451, 452

Commonwealth of Pennsylvania
Governor's Office Harrisburg March 11, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed the following:

Senate Bill No. 448, Printer's No. 93, entitled, "An Act transferring money from the Motor License Fund to the General Fund and providing for the subsequent return from the General Fund of the transferred money."

Senate Bill No. 450, Printer's No. 95, entitled, "An Act making an appropriation to the Department of Welfare for Old Age Assistance."

Senate Bill No. 451, Printer's No. 96, entitled, "An Act making an appropriation to the Department of Welfare for Pensions for the Blind."

Senate Bill No. 452, Printer's No. 97, entitled, "An Act for the payment of the cost of administering the laws making an appropriation to the Department of Welfare providing for Pensions for the Blind and Old Age Assistance."

GEORGE H. EARLE.

REPORT FROM COMMITTEE

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on Executive Nominations, reported with a favorable recommendation the following nominations by His Excellency, the Governor of the Commonwealth.

Commonwealth of Pennsylvania,

JUDGE OF THE COURT OF COMMON PLEAS OF THE 15TH JUDICIAL DISTRICT.

Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advise and consent of the Senate the following appointment:

Ernest Harvey, 125 North High Street, West Chester, Chester County, sa Judge of the Court of Common Pleas of the 15th Judicial District, composed of the County of Chester, vice J. Frank E. Hause, resigned, to serve until the first Monday in January, 1935.

GEORGE H. EARLE.

ALDERMAN

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Edward L. Showalter, of York, York County, as Alderman of the 13th Ward of the City of York, York County, vice Reuben R. Kaylor, deceased, until the first Monday in January, 1936.

GEORGE H. EARLE.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointment as Notaries Public, for terms of four years to compute from the date of confirmation:

ARMSTRONG COUNTY

Miss Syril B. Haugh, Kittanning.

BERKS COUNTY

Adam L. Gaul, Wernersville.
Norman Kaplan, Reading.
Jacob B. Ketner, Wernersville.
Raymond H. Strausser, Hamburg.
Geo. C. Welker, Reading.

BUCKS COUNTY

Samuel F. Stover, Perkasie.

CAMBRIA COUNTY

Miss Hazel R. Blough, Johnstown.
Miss Frances W. Pardoe, Cresson.
H. O. Winslow, Patton.

CLINTON COUNTY

Charles E. Messner, Jersey Shore.

CRAWFORD COUNTY

J. Albin Carlson, Titusville.
Mrs. Mildred L. Dodge, Conneautville.

DAUPHIN COUNTY

Mrs. Valeria W. Hollern, Harrisburg.

DELAWARE COUNTY

Miss M. Violet Schmeltzer, Chester.

ERIE COUNTY

L. F. Smith, Erie.
Miss Anna M. Tanner.

LANCASTER COUNTY

T. B. Jackson, Christiana.
Paul A. Miller, Terre Hill.

LEBANON COUNTY

Miss Ruth Reed, Lebanon.

LEHIGH COUNTY

Miss Dorothy E. Clewell, Allentown.

LUZERNE COUNTY

Anthony S. Dobkowski, Nanticoke.
Mrs. Veronica C. Halliday, Wilkes-Barre.
Miss Mary Moore, Wilkes-Barre.
Robert F. Smith, Wilkes-Barre.

MERCER COUNTY

James A. Stranahan, Jr., Mercer.

MONTGOMERY COUNTY

Harry C. Geckle, Jr., Gladwyne.
Joseph A. McElhatton, West Conshohocken.
Geo. H. Weidner, Jenkintown.
Morris W. Willson, Elkins Park.

NORTHUMBERLAND COUNTY

Miss Elizabeth C. Burdish, Shamokin.

PHILADELPHHIA COUNTY

Joseph L. Devine, 2651 N. Franklin St., Philadelphia.
Joseph A. Gormley, 308 Bourse Bldg., Philadelphia.
Miss Elizabeth Joseph, Lewis Tower Bldg., Philadelphia.
Marcus Laster, 214 S. 5th St., Philadelphia.
Harold T. Milliken, Broad and Vine Sts., Philadelphia.
Miss Peg O'Hara, Elverson Bldg., Philadelphia.
Earl Okum, 1523 Belmont Ave., Philadelphia.
John M. Shields, 650 Drexel Bldg., Philadelphia.
Miss Marie O. Vourion, City Line, Philadelphia.

WESTMORELAND COUNTY

Joseph M. Loughran, Greensburg.

YORK COUNTY

John S. Garber, York.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BUTLER COUNTY

Harry L. Graham, Butler, March 14, 1935.

LACKAWANNA COUNTY

P. A. Calvey, Scranton, March 14, 1935.

ERIE COUNTY

Miss Rosemarie Koos, Erie, March 16, 1935.

LEHIGH COUNTY

Linn H. Schantz, Allentown, March 16, 1935.
William H. Schneller, Catasauqua, March 17, 1935.

SCHUYLKILL COUNTY

William M. Marsh, Gordon, March 20, 1935.

LANCASTER COUNTY

Edgar L. Matterer, Lancaster, March 21, 1935.

CRAWFORD COUNTY

Miss Margaret M. Addle, Meadville, March 22, 1935.

LANCASTER COUNTY

Edward P. DeHaven, Kinzer, March 25, 1935.

DELAWARE COUNTY

David F. Kohler, Edystone, March 29, 1935.

LAWRENCE COUNTY

Quincy A. McBride, New Castle, March 30, 1935.

MONTGOMERY COUNTY

Daniel E. Biddle, Ambler, March 30, 1935.

PHILADELPHIA COUNTY

Bernard E. Willard, St. Marys, March 31, 1935.

ELK COUNTY

Raymond S. Erb, Philadelphia, March 31, 1935.

ALLEGHENY COUNTY

Miss M. A. Driscoll, Pittsburgh, April 1, 1935.

CAMBRIA COUNTY

B. J. Waltz, Hastings, April 1, 1935.

WESTMORELAND COUNTY

C. M. McClune, Ligonier, April 1, 1935.
F. P Underwood, Latrobe, April 1, 1935.

JEFFERSON COUNTY

Mrs. Blanche R. Wilson, Big Run, April 2, 1935.

MONTGOMERY COUNTY

John L. Dimig, East Greenville, April 2, 1935.

ALLEGHENY COUNTY

Miss Laura E. Hubbard, Pittsburgh, April 3, 1935.

LEHIGH COUNTY

Thomas W. Nagle, Allentown, April 4, 1935.

PHILADELPHIA COUNTY

Lewis Hornick, Philadelphia, April 6, 1935.

VENANGO COUNTY

C. J. First, Oil City, April 7, 1935.

YORK COUNTY

Miss Catherine B. Frey, York, April 14, 1935.

LEHIGH COUNTY

Miss Mary E. Zimmerman, Allentown, April 28, 1935.

GEORGE H. EARLE.

EXECUTIVE SESSION

By unanimous consent,

A motion was made by Mr. RICE,

That Rule 38, which requires nominations made by the Governor, to lie on the table one day be dispensed with, and the Senate do now resolve itself into Executive Session, for the purpose of acting upon the foregoing nominations,

Which was agreed to.

Whereupon,

A motion was made by Mr. RICE,

That the Senate do advise and consent to the nominations reported.

On the question,

Will the Senate agree to the motion?

The yeas and nays were taken agreeably to the provisions of the Constitution, were as follows, viz:

YEAS—45

Aron,	Graff,	McGinnis,	Rodgers,
Batchelor,	Harris,	Norton,	Rupp,
Baumer,	Harvey,	Owlett,	Salus,
Bennett,	Howell,	Prince,	Shapiro,
Buckman,	Hunsicker,	Pytko,	Thompson,
Cavalcante,	Kahle,	Rankin,	(Centre)
Chapman,	Lanius,	Reed,	Thompson,
Clark,	Law,	(Dauphin)	(Westmoreland)
Coyne,	Mallery,	Reed,	Trainer,
Ealy,	McClure,	(Washington)	Woodward,
Frey,	McCreesh,	Rice,	Ziesenheim,
Gelder,	Miller,	Roberts,	Homsher,
			Pres. Pro. Tem.

NAYS—0

Two-thirds of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Governor be informed accordingly.

Mr. HUNSICKER. Mr. President, I move that the Executive Session do now rise.

Mr. RANKIN Mr. President, I second the motion.

The motion was agreed to.

REPORTS FROM COMMITTEES

Mr. CLARK. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK from the Committee on Appropriations reported as committed, Senate Bill No. 551 (House Bill No. 433) entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City t othe Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania with interest which monies including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 559 entitled:

An Act making an appropriation to the Suburban General Hospital, of Bellevue, Allegheny County, Pennsylvania.

Also from the Committee on Appropriations reported as committed, Senate Bill No. 564, entitled:

An Act making an appropriation to The Robert Packer Hospital of Sayre, Pennsylvania.

Mr. HOWELL. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. HOWELL from the Committee on County Government reported as committed, Senate Bill No. 58, entitled:

An Act creating in counties of the fourth class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities.

Mr. BATCHELOR. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BATCHELOR from the Committee on Constitutional Changes reported as committed, Senate Bill No. 29, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding section eight.

Mr. REED (Dauphin). Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. REED (Dauphin), from the Committee on County Government, reported as committed, Senate Bill No. 543, entitled:

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

Mr. TRAINER. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. TRAINER, from the Committee on County Government, reported as committed, Senate Bill No. 482, entitled:

An Act providing for the filling of vacancies in certain county offices in counties of the first class, and that such appointees shall hold office for the unexpired term.

Mr. COYNE. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. COYNE, from the Committee on County Government, reported as committed, Senate Bill No. 221, entitled:

An Act providing for appeals from assessments in counties of the second class and cities of the second class in years other than the triennial year.

BILLS INTRODUCED

Mr. WOODWARD. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. WOODWARD read in place and presented to the Chair, Senate Bill No. 578, entitled:

A Joint Resolution proposing an amendment to section one, article eight of the Constitution of the Commonwealth of Pennsylvania.

Which was referred to the Committee on Constitutional Changes.

Mr. CLARK. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CLARK read in place and presented to the Chair, Senate Bill No. 579, entitled:

An Act authorizing the transfer to and the acceptance by the Commonwealth of the Chester County Hospital for the Insane at Embreeville, including the grounds annexed thereto and the buildings thereon; providing for the development, improvement and enlargement thereof for use as a State mental hospital; permitting the Chester county and poor district authorities to continue to use said hospital or other buildings for certain purposes for a limited time, and making an appropriation.

Which was referred to the Committee on Appropriations.

Mr. GELDER. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. GELDER read in place and presented to the Chair, Senate Bill No. 580, entitled:

An Act making an appropriation to the Simon H. Barnes Memorial Hospital, of Susquehanna, Pennsylvania.

Which was referred to the Committee on Appropriations.

Mr. MALLERY. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. MALLERY read in place and presented to the Chair, Senate Bill No. 581, entitled:

An Act creating a Local Government Commission to study and report on functions of local government, their allocation and elimination, the cost of local government and means of reducing it and the consolidation of local government; and making an appropriation.

Which was referred to the Committee on County Government.

Mr. KAHLE. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. KAHLE read in place and presented to the Chair, Senate Bill No. 582, entitled:

An Act making an appropriation to the Lock Haven Hospital, Lock Haven, Pennsylvania.

Which was referred to the Committee on Appropriations.

Also, read in place and presented to the Chair Senate Bill No. 583, entitled:

An Act making an appropriation to the Renovo Hospital, Renovo, Pennsylvania.

Which was referred to the Committee on Appropriations.

Also read in place and presented to the Chair, Senate Bill No. 584, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways, authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Clarion.

Which was referred to the Committee on Highways.

RESOLUTION RELATIVE TO USE OF SENATE CHAMBER FOR PUBLIC HEARINGS

Mr. GELDER. Mr. President, I ask unanimous consent to offer a resolution at this time.

The PRESIDEDNT. Is there objection? The Chair hears none.

Mr. GELDER offered the following resolution, which was twice read considered and agreed to:

In the Senate, March 12, 1935.

Resolved, That the use of the Senate Chamber be granted to the Senate Committee on Finance, Tuesday, March 19th, between the hours of 8 P. M. and 12 P. M., and on Tuesday, March 26th, between the hours of 8 P. M. and 12 P. M., for the purpose of public hearings.

MOTION TO READ BILLS THE FIRST TIME

Mr. GELDER. Mr. President, I move that all bills reported from committees at today's session be read the first time.

Mr. CLARK. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 29, entitled:

A Joint Resolution proposing an amendment to article fourteen of the Constitution of the Commonwealth of Pennsylvania by adding section eight.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 58, entitled:

An Act creating in counties of the fourth class a board for the assessment and revision of taxes; providing for the appointment of the members of such board by the county commissioners; providing for their salaries, payable by the county; abolishing existing boards; defining the powers and duties of such board; regulating the assessment of persons, property and occupations for county, borough, town, township, school and poor purposes; authorizing the appointment of subordinate assessors and clerks; providing for their compensation payable by such counties; abolishing the office of ward, borough and township assessors, so far as the making of assessments and valuations for taxation is concerned; and providing for the acceptance of this act by cities.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 68, entitled:

An Act to amend sections five and nine of the act, approved the tenth day of June, one thousand eight hundred and ninety-three (P. L. 419), entitled "An act to regulate the nomination and election of public officers, requiring certain expenses incident thereto to be paid by the several counties, and punishing certain offenses in regard to such elections," as amended; changing the time for filing nomination papers and the time when the official list of candidates so nominated are sent by the Secretary of the Commonwealth to the respective county commissioners and sheriffs.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 70, entitled:

An Act to amend sections one, seven, fifteen and twenty-three, as amended and sections twenty-four and twenty-six of the act, approved the eighteenth day of April, one thousand nine hundred and twenty-nine (P. L. 549), entitled "An act to permit the use of voting machines for recording and computing the vote at all elections, including primaries in any county, city, borough or township of the Commonwealth, at the option of the electors thereof; prescribing regulations with reference to the adoption, requirements, examination, purchase, installation, preparation, custody and demonstration of use of voting machines; providing rules and regulations for the conduct of elections held with voting machines; prescribing the qualifications, number and duties of election officers in election districts in which voting machines may be used; placing duties upon county commissioners and the Secretary of the Commonwealth; providing for redivision of wards of cities and boroughs into election districts, and the consolidation of election districts, providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used; and providing penalties for violation of the provisions of this act," by making provisions for voting machines designed to be made secure by the use of two or more seals; changing the requirements as to the printing of return sheets and statements; providing for the requirements of, and rules and regulations for, the conduct of elections held with voting machines equipped with mechanism for printing paper proof-sheets; providing for the printing and distribution of said proof-sheets; providing for their use in canvassing the vote, making them part of the election returns; defining their probative value and effect; and enlarging the powers of return boards.

And said bill having read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 71, entitled:

An Act to amend section forty-two of, and to add section thirty-five A to, the act, approved the eighteenth day of January, one thousand nine hundred and thirty-four (P. L. 250, 1933-1934), entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries, and their enrollment as members of political parties as a further condition of their right to vote at primaries; prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors; and prescribing the powers and duties of citizens, parties, bodies of electors, registration commissions, commissioners, registrars, inspectors of registration and other appointees of registration commissions, election officers, municipal officers, departments and bureaus, police officers, courts, judges, prothonotaries, sheriffs, county commissioners, peace officers, county treasurers, county controllers, registrars of vital statistics, and boards of school directors; and imposing penalties," adding certain provisions relating to the conduct of elections and primaries and the challenge and proof of qualifications of electors, and changing certain penalties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 147, entitled:

An Act providing for the granting of pensions by the Commonwealth to blind persons destitute of the sense of seeing; creating and imposing duties upon the Board of Blind Pensions in the Department of Internal Affairs; and providing penalties.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 221, entitled:

An Act providing for appeals from assessments in counties of the second class and cities of the second class in years other than the triennial year.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 355, entitled:

An Act to further amend section twenty of the act, approved the seventh day of June, one thousand nine hundred and fifteen (P. L. 900), entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania, by means of certificates of birth and deaths, and burial or removal permits; requiring prompt returns to the Central Bureau of Vital Statistics, as required to be established by the State Department of Health; and, in order to secure prompt and faithful registration of births, marriages, deaths, and diseases, of practitioners of medicine and surgery, of midwives, nurses, and undertakers, and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births, deaths, marriages, and diseases throughout the State, as provided in section ten of an act, entitled 'An act creating the Department of Health and defining its powers and duties,' approved the twenty-seventh day of April, nineteen hundred and five, and providing penalties for violations of this act,' " by providing that the fees due certain registrars be paid by the State, instead of by the respective counties.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 445, entitled:

An Act to further amend section two thousand four hundred and four of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" requiring the Department of Property and Supplies to procure insurance and surety bonds by contract.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 482, entitled:

An Act providing for the filling of vacancies in certain county offices in counties of the first class, and that such appointees shall hold office for the unexpired term.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 486, entitled:

An Act to amend section six of article four of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (P. L. 1374), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, defining and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expenses and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the Commission, and to restrain such order, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," providing that the counsel for the Commission shall be appointed by the Governor with the advice and consent of the Senate.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 518, entitled:

An Act making an appropriation to the Home for Widows and Single Women of Reading, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 519, entitled:

An Act regulating the erection and maintenance of obstructions dangerous to aerial transport adjacent to or near an airport, landing field, or intermediate landing field.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 522, entitled:

An Act to amend clause two of section eleven of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties;" as amended, increasing the length of time within which State employes may return to service and receive credit for former service.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 524, entitled:

An Act making an appropriation to the Saint Luke's and Children's Homeopathic Hospitals, of Philadelphia, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 527, entitled:

An Act making an appropriation to the Harrisburg Hospital, Harrisburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 528, entitled:

An Act making an appropriation to the several fire companies of the city of Harrisburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 529, entitled:

An Act making an appropriation to the Harrisburg Polyclinic Hospital, of Harrisburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 530, entitled:

An Act making an appropriation to the Children's Home of Harrisburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 531, entitled:

An Act making an appropriation to the Home for the Friendless of Harrisburg, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 532, entitled:

An Act making an appropriation to the Paoli Monument Association Trustees, Paoli, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 533, entitled:

An Act making a deficiency appropriation to the West Chester State Teachers College in West Chester, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 534, entitled:

An Act making an appropriation to the Taylor Hospital, Ridley Park, Delaware County, Pennsylvania.

And said bill having been read at length the first time Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 535, entitled:

An Act making an appropriation to the Glen Mills Schools, situated in Delaware County, Pennsylvania.

And said bill having been read at length the first time. Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 536, entitled:

An Act making an appropriation to the Delaware County Hospital, Lansdowne Avenue and Garrett Road, Upper Darby, Delaware County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 537, entitled:

An Act making an appropriation to the Elwyn Training School at Elwyn, in the County of Delaware, Commonwealth of Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 538, entitled:

An Act making an appropriation to the Chester Hospital, in the city of Chester, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 539, entitled:

An Act making an appropriation to Sleighton Farm School for Girls, situated in Delaware County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 540, entitled:

An Act making an appropriation to the Chester Day Nursery and Children's Home at Chester, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 541, entitled:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital, at Wilkes-Barre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 542, entitled:

An Act making an appropriation to the Mercy Hospital, Wilkes-Barre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 543, entitled:

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 546, entitled:

An Act making an appropriation to the Easton Hospital, at Easton, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 551 (House Bill No. 433), entitled:

An Act making an appropriation to the City of Philadelphia, for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania with interest which monies including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 559, entitled:

An Act making an appropriation to the Suburban General Hospital, of Bellevue, Allegheny County, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 561, entitled:

An Act to promote uniformity in the assessment and taxation of properties and persons within the territorial limits of cities of the second class A by providing that city and school taxes within such territorial limits shall be assessed, levied and collected upon the basis of the assessments for taxation for county purposes, and requiring the furnishing of tax duplicates by the county taxing authorities to such cities and to school districts co-terminous therewith; abolishing the department of assessors in cities of the second class A; consolidating tax statements covering city, school, county and poor taxes therein, and making uniform the time for levy and collection of said taxes respectively, and regulating the discounts therefrom and penalties thereon.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The Senate proceeded to the first reading and consideration of Senate Bill No. 564, entitled:

An Act making an appropriation to the The Robert Packer Hospital of Sayre, Pennsylvania.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

ADJOURNMENT

Mr. CLARK. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. WOODWARD. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 5:02 P. M. until tomorrow morning, March 13, 1935, at 11 o'clock.

HOUSE OF REPRESENTATIVES

TUESDAY, March 12, 1935

The House met at 11:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard, a member of the House, offered the following prayer.

Great, omnipotent, all-wise God our Father, we thank Thee for the blessings that Thou hast vouchsafed unto us. We are grateful for the cheering news of recovery that comes to us from the bedside of our stricken colleague, the Rev. Frank W. Ruth. We hail these tidings as an answer to our prayers, the fulfillment of our hopes. May his restoration be speedy and complete.

As we face the difficult and baffling problems of this session we are conscious of our weakness, our lack of strength to adequately deal with them, but may we be much more aware of the sufficiency of Thy wisdom and its availability for each of us.

Bless the heads of our government, the officers and Members of this House. In His name and for His sake, Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Ferko, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. PETERS. HOUSE BILL No. 1425.

An Act to amend section one thousand two hundred and seven of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds;" as amended, including townships of the first class among the recipients of certain fines.

Referred to the Committee on Highways.

By Mr. PETERS. HOUSE BILL No. 1426.

An Act to amend section one thousand seven hundred and nine of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," authorizing taxation upon either real property or occupations or both.

Referred to the Committee on Boroughs and Townships.

By Mr. STOTT. HOUSE BILL No. 1427.

An Act to further amend section four of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1229), entitled as amended "An act to safeguard human health and life by providing for the licensing and regulation of persons and entities dealing in milk; conferring powers and imposing duties on the Secretary of Health and the Advisory Health Board, and otherwise providing for the administration of the act; and imposing penalties."

Referred to the Committee on Agriculture.

By Mr. SOWERS. HOUSE BILL No. 1428

An Act making it unlawful to inquire or transmit information concerning the religion or religious affiliation of persons seeking certain employment.

Referred to the Committee on Judiciary Special.

By Mr. CONDON. HOUSE BILL No. 1429.

An Act limiting the damages recoverable in suits for breach of promise of marriage.

Referred to the Committee on Judiciary General.

By Mr. STOCKHAM. HOUSE BILL No. 1430.

An Act making an appropriation to the Working Men's Home for the Aged, located at Warrington, Bucks County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BARNHARDT. HOUSE BILL No. 1431.

An Act to amend section eight hundred and seven of, and to add section eight hundred and eighteen to, the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by providing for the optional election of councilmen at large in boroughs divided into wards.

Referred to the Committee on Boroughs and Townships.

By Mr. HOLSTROM. HOUSE BILL No. 1432.

An Act regulating the use of the public highways of this Commonwealth for the transportation of anthracite coal thereover by motor vehicle; requiring a permit from the Public Service Commission in certain cases; requiring committees to establish ability to pay damages for personal injuries and property damage; authorizing the Public Service Commission to make rules and regulations, including the hours of service of operators of motor vehicles so used; and prescribing penalties.

Referred to the Committee on Highways.

By Mr. ALTENBURG. HOUSE BILL No. 1433.

An Act making an appropriation to the Meadville Children's Aid Society and Home for the Aged, Meadville, Crawford County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BAINE. HOUSE BILL No. 1434.

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HERMANSEN. HOUSE BILL No. 1435.

An Act to amend section eight hundred and five of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by making townships liable for payment of compensation to persons injured while employed under a contract executed in violation of provisions of this act.

Referred to the Committee on Municipal Corporations.

By Mr. HERMANSEN. HOUSE BILL No. 1436.

An Act to amend section one thousand nine hundred and seven of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," by making city liable for payment of compensation to persons injured while employed under a contract executed in violation of provisions of this act.

Referred to the Committee on Municipal Corporations.

By Mr. HERMANSEN. HOUSE BILL No. 1437.

An Act to amend section three of the act approved the eighteenth day of July, one thousand nine hundred and seventeen (P. L. 1083), entitled "An act requiring all persons contracting with the Commonwealth, or any department or officer thereof, or any municipal corporation, division or subdivision of the Commonwealth, to accept the provisions of the State Workmen's Compensation Act, and to insure the said contractor's liability thereunder, or secure an exemption from insurance in accordance with the terms of the said act in respect to such contract," by making Commonwealth or municipality or division of subdivision thereof liable for payment of compensation to persons injured while employed under a contract executed in violation of provisions of this act.

Referred to the Committee on Municipal Corporations.

By Mr. JOHN J. BAKER, (By Request) HOUSE BILL No. 1438.

An Act making an appropriation out of the Motor License Fund to pay the claim of a sub-contractor on State highway work where the contractor and his surety are both insolvent.

Referred to the Committee on Appropriations.

By Mr. SCHWARTZ. HOUSE BILL No. 1439.

An Act requiring insurance companies, after receiving notices of loss or damage from policy holders, to furnish them forms for filing proofs of claims.

Referred to the Committee on Insurance.

By Mr. SCHWARTZ. HOUSE BILL No. 1440.

An Act to amend sections two and nine of the act approved the thirtieth day of March, one thousand nine hundred and seventeen (P. L. 21), entitled "An act defining optometry; and relating to the right to practice optometry in the Commonwealth of Pennsylvania, and making certain exceptions; and providing a Board of Optometrical Education, Examination, and Licensure, and means and methods whereby the right to practice optometry may be obtained; and providing for the means to carry out the provisions of this act; and providing for revocation or suspension of licenses given by said board, and providing penalties for violations thereof; and repealing all acts or parts of acts inconsistent therewith," as amended; defining that which constitutes engaging in the practice of optometry; providing penalties for illegal practice; and further regulating the revocation and suspension of licenses of optometrists.

Referred to the Committee on Education.

By Mr. CASTOR. HOUSE BILL No. 1441.

An Act requiring cities of the first class to allow park guards twenty-four consecutive hours of rest each week, except in emergency cases.

Referred to the Committee on Cities.

By Mr. FLANAGAN. HOUSE BILL No. 1442.

An Act to exempt part of the assessed value of homesteads from taxation.

Referred to the Committee on Municipal Corporations.

By Mr. CAPUTO. HOUSE BILL No. 1443.

An Act making an appropriation to the Beaver County Children's Home of New Brighton, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DENNING. HOUSE BILL No. 1444.

An Act to amend sections one and two of the act approved the seventh day of June, one thousand nine hundred and eleven (P. L. 671), entitled "An act prohibiting pawnbrokers or any employee from making loans to or receiving pledges from minors under the age of sixteen years," raising the age limit of borrowers.

Referred to the Committee on Judiciary Special.

By Mr. WELLIVER. HOUSE BILL No. 1445.

An Act to amend section one thousand and one as amended, and sections one thousand and two and one thousand and three of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," placing a reward or bounty on the killing of crows.

Referred to the Committee on Game.

By Mr. EROE. HOUSE BILL No. 1446.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Lawrence.

Referred to the Committee on Highways.

By Mr. SHEPARD. HOUSE BILL No. 1447.

An Act making an appropriation to the Frederick Douglass Memorial Hospital and Training School, at Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Messrs. MORAN and BAINE. HOUSE BILL No. 1448.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," by adding thereto route 02203 in Wilmerding Borough, Allegheny County.

Referred to the Committee on Highways.

By Mr. SHEPARD. HOUSE BILL No. 1449.

An Act making an appropriation to the Mercy Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. WELLIVER. HOUSE BILL No. 1450.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Montour.

Referred to the Committee on Highways.

By Mr. DENNING. HOUSE BILL No. 1451.

An Act making it unlawful to disseminate certain propaganda or statements concerning the race, color, creed or manner of worship of others.

Referred to the Committee on Judiciary Special.

By Mr. WILLIAM G. SMITH. HOUSE BILL No. 1452.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the Counties of Mercer and Venango.

Referred to the Committee on Highways.

By Mr. WILLIAM G. SMITH. HOUSE BILL No. 1453.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the Counties of Mercer and Butler.

Referred to the Committee on Highways.

By Mr. WELLIVER. HOUSE BILL No. 1454.

An Act to amend section fifty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as amended; permitting the use of out-lines when fishing in the north branch of the Susquehanna River.

Referred to the Committee on Fisheries.

By Mr. BRUMBAUGH. HOUSE BILL No. 1455.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the county of Jefferson.

Referred to the Committee on Highways.

By Mr. BRUMBAUGH. HOUSE BILL No. 1456.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Jefferson.

Referred to the Committee on Highways.

By Mr. CAPUTO. HOUSE BILL No. 1457.

An Act making it unlawful for high school or elementary bands or orchestras, whose school district receives a Commonwealth subsidy, to render instrumental musical services for any person or persons, other than their respective schools; and providing penalties.

Referred to the Committee on Education.

By Mr. DENNING. HOUSE BILL No. 1458.

An Act requiring dealers in junk to take the finger prints of persons in certain cases before buying junk from them.

Referred to the Committee on Judiciary Special.

By Mr. PARKS. HOUSE BILL No. 1459.

An Act to further amend sections one and two, and to add sections two A, two B, two C and two D, to the act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 900), entitled "An act relating to eggs, prohibiting the sale, offering for sale, exposing for sale, or having in possession with intent to sell, eggs for and as fresh, that are not fresh eggs, or of branding or of labeling or marking eggs as being fresh eggs that are not fresh eggs; prescribing certain duties of the Dairy and Food Commissioner in reference thereto; and providing penalties for the violation thereof," providing standards for fresh eggs and prohibiting illegal sales and misbranding.

Referred to the Committee on Agriculture.

By Mr. JOHN E. BROWN. HOUSE BILL No. 1460.

An Act providing for the levy and collection of a tax for State purposes upon sales of tangible personal property at retail; requiring vendors to be licensed, and imposing duties on vendors; and prescribing penalties.

Referred to the Committee on Ways and Means.

By Mr. FLINCHBAUGH. HOUSE BILL No. 1461.

An Act to further amend section six hundred and fourteen of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties, providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," by extending the period of revocation of operating privilege for operating while under the influence of intoxicating liquor or narcotic or habit producing drugs.

Referred to the Committee on Highways.

By Mr. WEIDEMANN. HOUSE BILL No. 1462.

An Act to amend sections one thousand three hundred and fourteen, one thousand three hundred and fifteen, and clause twenty-three of section one thousand five hundred and two of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," increasing the penalty for failure to register the transfer of real estate, and prohibiting the recording of instruments in such cases; and extending the right to execute insurance contracts.

Referred to the Committee on Boroughs and Townships.

By Mr. NOTHNAGLE. HOUSE BILL No. 1463.

An Act to amend part of section one hundred and two and clause (a) of section four hundred and two, as amended, and section four hundred and one and clause (a) of section four hundred and five of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by changing certain definitions; limiting service of commercial vehicles to classification in which licensed; requiring the supplying of certain information; and classifying school buses as commercial vehicles.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 1464.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways and providing for their construction and maintenance at the expense of the Commonwealth;" establishing certain streets in the Borough of Taylor, Lackawanna County.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 1465.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain townships roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Lackawanna.

Referred to the Committee on Highways.

By Mr. DAVIES. HOUSE BILL No. 1466.

An Act to amend section two of the act, approved the twenty-fourth day of April, one thousand nine hundred and thirteen (P. L. 114), entitled "An act regulating the time of payment of wages and earnings, and providing a penalty for violation hereof," by increasing the penalties; and providing for appeals.

Referred to the Committee on Labor.

By Mr. DAVIES. HOUSE BILL No. 1467.

An Act authorizing and directing the Department of Highways to erect and construct a bridge over the Lackawanna River, between the Borough of Taylor and the township of Lackawanna in the County of Lackawanna, and making an appropriation.

Referred to the Committee on Highways.

By Mr. HIRSCH. HOUSE BILL No. 1468.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act; establishing an additional route in the County of Schuylkill.

Referred to the Committee on Highways.

By Mr. HIRSCH. HOUSE BILL No. 1469.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Schuylkill.

Referred to the Committee on Highways.

By Mr. HIRSCH. HOUSE BILL No. 1470.

A Supplement to the act, approved the twenty-second day of June, one thousand nine hundred and thirty-one Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Schuylkill.

Referred to the Committee on Highways.

By Mr. HIRSCH. HOUSE BILL No. 1471.

An Act to establish as a State highway a certain section of public roads in the Counties of Schuylkill and Columbia, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. HIRSCH. HOUSE BILL No. 1472.

An Act to establish as a State highway a certain section of public roads in the Counties of Schuylkill and Luzerne, and providing for its construction and maintenance, at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. SCHROPE. HOUSE BILL No. 1474.

An Act making an appropriation to the Ashland State Hospital, Ashland, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. ACHTERMAN. HOUSE BILL No. 1475.

An Act to amend section one hundred and fifty of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," fixing the commissions of the county treasurer in certain counties for receiving and paying over malt liquor license moneys.

Referred to the Committee on Counties.

By Mr. ACHTERMAN. HOUSE BILL No. 1476.

An Act to amend section forty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," as amended; changing the number of trout allowed to be caught in one day.

Referred to the Committee on Fisheries.

By Mr. SPROUL. HOUSE BILL No. 1477.

An Act providing for the eradication of mosquitoes; authorizing the establishment of county mosquito extermination commissions by popular election, and for the appointment of their members by the courts of common pleas; and prescribing the powers and duties of such commissions, the county commissioners and the State Secretary of Agriculture.

Referred to the Committee on Counties.

By Mr. SPROUL. HOUSE BILL No. 1478.

An Act to amend section one thousand seven hundred and four of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," providing authority to township commissioners, by resolution, to issue certificates of indebtedness.

Referred to the Committee on Boroughs and Townships.

By Mr. STEVENS. HOUSE BILL No. 1479.

An Act to amend the title and section three of the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1667), entitled "An act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real and personal property included in the Conrad Weiser Memorial Park, in Heidelberg Township, Berks County, from the Conrad Weiser Memorial Park Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation therefor," by transferring the control, management, supervision, restoration and improvement of said park, and the power to make and enforce rules and regulations for the preservation and visitation thereof to the Department of Forests and Waters.

Referred to the Committee on Forestry.

By Mr. STEVENS. HOUSE BILL No. 1480.

An Act to amend the title and section one as amended, and section three, of the act approved the tenth day of April, one thousand nine hundred and thirty-one (P. L. 23), entitled as amended, "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek, in Oil Creek Township or Cherry Tree Township, or both, Venango County, to establish the Drake Well Memorial Park, under the control and supervision of the Pennsylvania Historical Commission; providing for cooperation by the Department of Forests and Waters; empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth; and making an appropriation," by transferring the control and supervision of said park to the Department of Forests and Waters.

Referred to the Committee on Forestry.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 53. (HOUSE BILL No. 1481).

An Act to amend section eight of the act approved the fourteenth day of May, one thousand nine hundred and fifteen (P. L. 483), entitled "An act relating to practice in the courts of common pleas in actions of assumpsit and trespass, except actions for libel and slander; prescribing the pleadings and procedure to be observed therein; and giving the courts power to enforce its provisions," as amended, further regulating pleadings where a party to an action requires proof of the opposite party of facts which are under the exclusive control of the opposite party or the truth of which cannot be ascertained after reasonable investigation.

Referred to the Committee on Judiciary General.

SENATE BILL No. 100. (HOUSE BILL No. 1482).

An Act to further amend section one of the act approved the seventeenth day of June, one thousand nine hundred and thirteen (P. L. 507), entitled "An act to provide revenue for State and county purposes, and, in cities coextensive with counties, for city and county purposes; imposing taxes upon certain classes of personal property, providing for the assessment and collection of the same; providing for the duties and compensation of prothonotaries and recorders in connection therewith; and modifying existing legislation which provided for raising revenue for State purposes," providing for taxation for county and city and county purposes of shares of stock of any bank, corporation, association, company or limited partnership which does not employ a substantial portion of its property in this Commonwealth

Referred to the Committee on Ways and Means.

SENATE BILL No. 123. (HOUSE BILL No. 1483).

An Act making an appropriation to the Boy's Industrial Home of Western Pennsylvania located at Oakdale, Allegheny County.

Referred to the Committee on Appropriations.

SENATE BILL No. 124. (HOUSE BILL No. 1484).

An Act making an appropriation to the Pennsylvania Association for the Blind Incorporated, at Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 152. (HOUSE BILL No. 1485).

An Act authorizing the exoneration of taxes assessed or levied against any property, purchased for hospital uses, upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

Referred to the Committee on Municipal Corporations.

SENATE BILL No. 183. (HOUSE BILL No. 1486).

An Act making an appropriation to the Shirtridge Clinic, the Out-Patient Department of the Hahnemann Medical College and Hospital of Philadelphia, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 189. (HOUSE BILL No. 1487).

An Act to authorize the purchase of historical works, relative to the services of Pennsylvania volunteers and making an appropriation.

Referred to the Committee on Appropriations.

SENATE BILL No. 201. (HOUSE BILL No. 1488).

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

Referred to the Committee on Counties.

SENATE BILL No. 202. (HOUSE BILL No. 1489).

An Act authorizing and empowering the board of county commissioners of counties of the second class to appropriate monies toward the maintenance of the Organized Reserve of the Army of the United States, and validating, ratifying and approving all such appropriations heretofore made.

Referred to the Committee on Counties.

SENATE BILL No. 223. (HOUSE BILL No. 1490).

An Act to establish jurisdiction in cases of kidnapping and murder perpetrated in kidnapping.

Referred to the Committee on Judiciary General.

SENATE BILL No. 261. (HOUSE BILL No. 1491).

An Act to amend section seven hundred and one of the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1001), entitled "An act providing for the regulation of aeronautics within this Commonwealth; conferring powers and imposing duties upon the Department of Revenue in respect thereto; providing for the licensing and registration of airmen and aircraft; establishing the legal status of air navigation; providing for sovereignty in, and ownership of, space; providing for lawfulness of flights; regulating civil causes of action arising out of operation of aircraft; fixing the status of contracts, crimes, and torts in, by, or by means of operation of aircraft; imposing duties upon officers, burgesses, magistrates, aldermen, justices of the peace, the courts and clerks thereof; providing for denial or revocation of licenses; providing for certain penalties and their disposition; and repealing certain existing laws," by providing that repeals of acts therein contained shall not be construed to revive acts theretofore repealed.

Referred to the Committee on Aeronautics.

SENATE BILL No. 303. (HOUSE BILL No. 1492).

An Act making an appropriation to the Saint Luke's Hospital, Bethlehem, Lehigh County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 304. (HOUSE BILL No. 1493).

An Act making an appropriation to the Allentown Hospital, of Allentown, Lehigh County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 307. (HOUSE BILL No. 1494).

An Act providing for the payment of costs of prosecution in all cases where fines or forfeited bail is payable to the Commonwealth; and imposing duties on the fiscal officers of the Commonwealth.

Referred to the Committee on Judiciary General.

SENATE BILL No. 308. (HOUSE BILL No. 1495).

An Act making an appropriation to the Ohio Valley General Hospital, at McKees Rocks, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 344. (HOUSE BILL No. 1496).

An Act to amend the title, and sections one and two of the act approved the twenty-fifth day of May, one thousand nine hundred and thirty-three (P. L. 1019), entitled "An act relating to seated lands purchased by county commissioners at county treasurer's sale of seated lands for collection of taxes; authorizing the county commissioners to sell the same at private sale under the circumstances," by extending the provisions thereof to unseated lands.

Referred to the Committee on Counties.

SENATE BILL No. 358. (HOUSE BILL No. 1497).

An Act making an appropriation to the Home for the Aged and Infirm Colored Women, of Pittsburgh, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 359. (HOUSE BILL No. 1498).

An Act making an appropriation to the Ladies of the Grand Army of the Republic Home, Department of Pennsylvania, at Hawkins Station, Allegheny County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 360. (HOUSE BILL No. 1499).

An Act making an appropriation to the Colored Women's Relief Association of Western Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 361. (HOUSE BILL No. 1500).

An Act making an appropriation to the Braddock General Hospital, Braddock, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 399. (HOUSE BILL No. 1501).

An Act to amend sections two and fifteen of the act approved the twenty-fifth day of April, one thousand nine hundred and twenty-seven (P. L. 381), entitled "An Act Concerning Arbitration, and to make valid and enforceable written provisions and agreements for the arbitration of disputes in certain contracts, including contracts to which the State or any municipal subdivision thereof may be a party; regulating the procedure under such provisions and agreements; and conferring certain powers and imposing certain duties upon the courts with reference thereto"; by prescribing the time for making application to stay proceedings pending arbitration, by authorizing appeals from orders granting or refusing such stays, or from orders directing or refusing to direct the parties to proceed to arbitration, and regulating such appeals.

Referred to the Committee on Judiciary General.

SENATE BILL No. 435. (HOUSE BILL No. 1502).

An Act making an appropriation to the Beaver County Sanatorium for Tuberculosis, Monaca, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 437. (HOUSE BILL No. 1503).

An Act making an appropriation to the Adrian Hospital Association, of Punxsutawney, Jefferson County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 438. (HOUSE BILL No. 1504).

An Act making an appropriation to the Indiana Hospital, of Indiana County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 453. (HOUSE BILL No. 1505).

An Act to repeal the act approved the fifth day of April, one thousand eight hundred and sixty-two (P. L. 270), entitled "An act relating to the commencement of actions in Chester County."

Referred to the Committee on Judiciary General.

SENATE BILL No. 459. (HOUSE BILL No. 1506).

An Act making an appropriation to the Scranton State Hospital.

Referred to the Committee on Appropriations.

SENATE BILL No. 460. (HOUSE BILL No. 1507).

An Act making an appropriation to the West Side Hospital Association, Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 461. (HOUSE BILL No. 1508).

An Act making an appropriation to the Hahnemann Hospital, City of Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 462. (HOUSE BILL No. 1509).

An Act making an appropriation to the Carbondale General Hospital, Carbondale, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 463. (HOUSE BILL No. 1510).

An Act making an appropriation to the Taylor Hospital Association of the Borough of Taylor, Lackawanna County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 464. (HOUSE BILL No. 1511).

An Act making an appropriation to the Saint Joseph's Hospital, Carbondale, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 465. (HOUSE BILL No. 1512).

An Act making an appropriation to the Mid-Valley Hospital Association, Blakely, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 466. (HOUSE BILL No. 1513)

An Act making an appropriation to the Johnson Industrial School of Scranton, Pennsylvania.

Referred to the Committee on Appropriations.

RESOLUTION INTRODUCED AND REFERRED

By Mr. CORDIER (Concurrent) RESOLUTION No. 84.

In the House of Representatives, March 11, 1935.

Whereas, Thousands of Pennsylvania citizens are directly and acutely interested in the passage of a bank payoff bill; and

Whereas, Such a measure is at present before the Congress of the United States; and

Whereas, This bank payoff bill, known as the Goldsborough Bill, provides that the Federal Government take over the assets of all closed banks in the country immediately, pay in full the depositors and liquidate the assets in the closed banks in an orderly way during a period of twenty years; and

Whereas, Such a method of orderly liquidation will greatly enhance the value of frozen assets and will stop deflation of values in real estate and many other bank holdings; and

Whereas, The Federal Government by thawing out the impounded life savings of ten million Americans will promote business confidence and activity will diminish relief payrolls and will be dealing justly with the depositors in closed banks; therefore, be it

Resolved, (if the Senate concur), That the General Assembly memorialize the Congress of the United States to enact the Goldsborough Bill.

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House of Representatives to the presiding officer of the Senate and Speaker of the House of Representatives of the United States.

Referred to the Committee on Banking.

SENATE MESSAGE

RESOLUTION CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, informed that the Senate has concurred in the resolution from the House of Representatives, as follows:

In the House of Representatives, March 6, 1935.

Resolved (if the Senate concur), That House Bill No. 120, Printer's No. 119, entitled "An act to amend section one thousand two hundred and two of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (Pamphlet Laws, five hundred nineteen), entitled 'An act concerning boroughs; and revising, amending and consolidating the law relating to boroughs,' authorizing boroughs to acquire, maintain and operate inclined plane passenger and vehicular traffic transportation facilities," be recalled from the Governor for the purpose of amendment.

SENATE MESSAGE

AMENDED SENATE BILL CONCURRED IN BY SENATE

The Clerk of the Senate being introduced informed that the Senate has concurred in the amendments made by the House of Representatives to Senate Bill numbered and entitled as follows, viz:

SENATE BILL No. 118.

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims or to revive judgment on such claims where more than five years have elapsed since said claims were filed or such judgments were entered or revived and to reduce such claims to judgment or to revive such judgment and providing for the revival and collection of such judgments.

SENATE MESSAGE

RESOLUTION FOR CONCURRENCE

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 11, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 18, 1935, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, March 18, 1935, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in.

Ordered, That the Clerk inform the Senate accordingly.

BILL SIGNED BY THE SPEAKER

Bills numbered and entitled as follows having been prepared for presentation to the Governor, and the same being correct, the titles were publicly read as follows:

SENATE BILL No. 25.

An Act to amend section nine of the act approved the fifth day of January, one thousand nine hundred and thirty-four (P. L. 223), entitled "An act providing compensation to certain persons who served in the military or naval forces of the United States during the World War, the war between the United States and Spain, the China Relief Expedition, or in the Philippines or Guam; providing the method of making payment to representatives of persons who, because of death or incapacity, cannot personally receive compensation; imposing certain duties on the Adjutant General; making an appropriation; and repealing inconsistent legislation; and providing penalties," providing for the payment of compensation of veterans hospitalized for nervous or mental diseases.

SENATE BILL No. 118.

An Act to authorize cities of the third class boroughs and townships to sue out writs of scire facias on certain municipal claims, or to revive judgment on such claims where more than five years have elapsed since said claims were filed or such judgments were entered or revived, and to reduce such claims to judgment or to revive such judgment; and providing for the revival and collection of such judgments.

Whereupon,

The SPEAKER, in the presence of the House, signed the same.

LEAVE OF ABSENCE

Mr. Coakley asked and obtained leave of absence for Mr. SINWELL for the balance of the week on account of illness.

USE OF HALL OF HOUSE GRANTED

Mr. FURMAN. Mr. Speaker, I ask that the use of this House be granted to the Committee on Ways and Means tomorrow afternoon from two to five o'clock for the purpose of a public hearing on House Bills.

The SPEAKER. If there are no objections, the request will be granted. The Chair hears none, and the request is granted.

ANNOUNCEMENT

The SPEAKER. There has been posted a schedule of the regular committee meetings. If for any reason Committees are not ready to meet at the regular scheduled time, if they will please send notice to the desk, it will be read along with the other announcements. Unless notice is served at the desk that there will be no meeting of the Committees, it is understood that all Committees will meet at the regular scheduled time named on the schedule on the Bulletin Board.

REPORTS FROM COMMITTEES

Mr. VAN SICKLE, from the Committee on Counties reported as committed, House Bill No. 225, entitled:

An Act to amend section eight, sections two hundred and twenty-five, eight hundred, and eight hundred and one as amended, sections eight hundred and two and eight hundred and three, and section one thousand and three as amended of the act, approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto," authorizing county commissioners to loan money from the county funds to poor districts; changing the conditions under which non-residents may acquire legal settlements in this Commonwealth; providing that certain differences between poor districts may be settled by arbitration instead of petition to court; and changing the procedure whereby poor directors become guardians of any person becoming a public charge.

Mr. FINNERTY, from the Committee on Public Health and Sanitation reported as committed, House Bill No. 909, entitled:

An Act to provide reimbursement for hospitals on account of expenses of the care of indigent persons injured in motor vehicle accidents; imposing powers and duties upon certain State departments; and making an appropriation from the Motor License Fund.

Mr. RUFFENNACH, from the Committee on Judiciary General reported as committed, House Bill No. 78, entitled:

An Act to amend section one of an act approved the ninth day of April, one thousand eight hundred and forty-nine (P. L. 533), entitled "An act to exempt property to the value of three hundred dollars from levy and sale on execution and distress for rent," declaring persons incapable of waiving their right to an exemption.

Mr. DIEHL, from the Committee on Highways reported as committed, House Bill No. 501, entitled:

An Act authorizing the Department of Highways to build, construct and maintain sidewalks along State highways in townships of the second class, for the protection of public school pupils; requiring townships of the second class to contribute to the cost of such building and construction; and appropriating moneys from the Motor License Fund.

Mr. ZAPPALA, from the Committee on Judiciary General, reported as committed, House Bill No. 885, entitled:

An Act to amend section one of the act, approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 1013), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," by requiring three days to elapse between the application for, and the issuance of, the license.

Mr. ZAPPALA, from the Committee on Judiciary General reported as committed, House Bill No. 1209, entitled:

An Act prohibiting collection agencies, as herein defined, from representing creditors or taking an assignment for the purpose of representing creditors in any action or proceeding, or in settlement or adjustment of the affairs of a debtor; from soliciting business for attorneys at law, and from threatening the debtor with legal proceedings; and providing penalties.

Mrs. LILITH WILSON, from the Committee on Public Health and Sanitation reported as committed, House Bill No. 180, entitled:

An Act to provide for wash rooms in connection with certain employments, to protect the health of employes and secure their comfort.

Mr. CLIFF PATTERSON, from the Committee on Public Health and Sanitation reported as committed, House Bill No. 1023, entitled:

An Act prohibiting the sale and distribution of medicines, drugs, poisons and articles intended for use in the cure, mitigation, treatment or prevention of disease in man or animal by means of vending machines.

Mr. McDERMOTT, from the Committee on Appropriations reported as committed, House Bill No. 902, entitled:

An Act making deficiency appropriation to the Department of Military Affairs.

Mr. PETERS, from the Committee on Highways reported as committed, House Bill No. 977, entitled:

An Act to amend section three of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1520), entitled "An act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to and expenditure in the various political subdivisions of the Commonwealth for the maintenance of certain streets and roads during the calendar years one thousand nine hundred and thirty-four and one thousand nine hundred and thirty-five, and requiring political subdivisions to reduce their tax rates

for road and street purposes for said years; providing for certification of mileage of public roads and streets by municipal authorities to the Department of Highways; and providing for the use and maintenance of road building machinery and equipment belonging to such political subdivisions by the Department of Highways in carrying out the purposes of this act," providing for the allocation of the unexpended appropriation among townships of the second class, and the expenditure of such appropriation by such townships.

Mr. HIRSCH, from the Committee on Highways reported as amended, House Bill No. 357, entitled:

An Act to amend clause (b) of section eight hundred and one of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by requiring front registration plates to be illuminated.

Mr. NOTHNAGLE, from the Committee on Game reported as committed, House Bill No. 1022, entitled:

An Act to amend sections seven hundred and two, seven hundred and three and seven hundred and four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, by prohibiting the trapping of raccoons.

Mr. FRANCIS T. BAKER, from the Committee on Highways reported as committed, House Bill No. 1092, entitled:

An Act to amend section one of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 409), entitled "An act authorizing the Secretary of Highways to join two or more State highway routes, by the construction of connecting roads, under certain conditions, and providing for the payment of damages for land taken in the construction of such connecting roads," extending the permissive length of roads affected by the act.

Mr. BLUMBERG, from the Committee on Judiciary General reported as amended, House Bill No. 1300 (Senate Bill No. 149), entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

Mr. FLANAGAN, from the Committee on Appropriations reported as committed, Resolution No. 61.

Mr. MOOMAW, from the Committee on Agriculture, reported as committed, Resolution No. 65.

MOTION TO DISCHARGE COMMITTEE

Mr. DENNING. Mr. Speaker, I move that the Committee on Law and Order be discharged from further consideration of House Bill No. 87, entitled:

An Act to amend section four eleven of the act approved the twenty-ninth day of November A. D. one thousand nine hundred and thirty-three, pamphlet laws, extraordinary session nineteen hundred and thirty-three, page fifteen, entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State Government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in connection with; and transactions in, such beverages by licensees and others; making disposition of the receipts from State stores and of license fees and imposing penalties" fixing times for selling and distributing liquor and malt liquors.

which was offered January 14, 1935 and referred on January 15, 1935 and that the same be placed upon the House Calendar.

On the question,

Will the House agree to the motion?

Mr. COHEN. Mr. Speaker and Members of the House, the subject matter contained in this Bill is one of the matters which has been the subject of inquiry and which is still the subject of inquiry of the Liquor Control Board Investigating Committee. At the end of that investigation we will have ready to submit to the members of this House our recommendations to be acted upon by this House.

Those recommendations will include both the findings of the Committee and the recommendations of the Liquor Control Board itself as to the remedial legislation necessary to meet the objections or the purpose of this bill, or any other liquor bill that is at present in the House, and I, therefore, ask until your Committee reports to you that all liquor bills be held in Committee, and I request that the motion to discharge the Committee on Law and Order from further consideration of this bill be defeated.

Mr. SOWERS. Mr. Speaker and members of the House, the bill which is the subject matter of the motion to discharge the Committee was offered on January 14 and was referred to the Committee on January 15. It is the bill relating to the selling of liquor by clubs, and I was informed just a moment or two ago that the Law and Order Committee will meet probably this week, and with the consent of the Sponsor of the motion I ask to withdraw the motion.

The SPEAKER. Will the sponsor agree to the withdrawal of the motion?

Mr. DENNING. I will Mr. Speaker.

The motion was withdrawn.

RESOLUTION NO. 62

Mr. SCHROPE. Mr. Speaker, I desire to call up at this time Resolution No. 62, Printer's No. 257.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 18, 1935.

Whereas, The press recently carried a report that a Committee of Anthracite Mine Operators had conferred with the Governor to induce him to stop the mining and selling of so-called "Boot-leg Coal"; and

Whereas, The same article stated that there was being mined and placed on the market approximately 3,000,000 tons annually, or at the rate of 10,000 tons per day; and

Whereas, The average person engaged in mining this "Boot-leg Coal" is able to produce about one ton of coal per day, thus were these men compelled to cease mining coal, it would throw 10,000 men out of employment and add a like number to the State relief rolls; and

Whereas, Practically all "Boot-leg Coal" is taken from places that were formerly mined by the coal companies and these same companies have deemed it unprofitable to mine the coal that remains in many of these workings; and

Whereas, Most of the mines and colleries in the territory where "Boot-leg Coal" is at present being mined have been closed for a period of five years and longer and the men engaged in this hazardous work are honest, thrifty and progressive and at all times prefer employment to relief; therefore be it

Resolved, That the members of the House of Representatives believe that the proper way to overcome the present mining and marketing of "Bootleg Coal" is to equalize work throughout the anthracite coal fields and to cease the present policy of centralizing the mining industry in certain communities which has resulted in the closing of mines in other communities, depriving the workers in such communities of any opportunity for honest employment.

On the question,

Will the House adopt the resolution?

It was adopted.

QUESTION OF PERSONAL PRIVILEGE

Mr. SCANLON. Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Philadelphia, Mr. Scanlon, will state his question of personal privilege.

Mr. SCANLON. Mr. Speaker, It is in reference to a statement made in a certain Philadelphia evening newspaper on the chain store tax. They stated that five city Republicans joined fifteen of the sixteen Democrats present. It infers further in the story that I was present and did not vote. I want to state that if I had been present I was positively in favor of the chain store tax, and the reason I was not voting was due to the fact that I was ill and not present at the time.

The SPEAKER. The remarks of the gentleman under the question of personal privilege will be spread upon the Journal.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 927, entitled:

An Act to preserve the purity of the waters of the Commonwealth, and to avoid the danger of fire by requiring the owners, operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof, and conferring powers upon the Department of Mines to carry into effect the provisions of this act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1028, entitled:

An Act relating to collections of county and poor taxes in counties of third class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 132, entitled:

An Act prohibiting the employment of miners in the bituminous coal mines unless certificated after examination by a miners examining board; providing for the appointment of such boards, and defining their powers and duties; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1243, entitled:

An Act to amend title of and to add section three to the act approved the first day of June, one thousand eight hundred and eighty-three (P. L. 52), entitled "An act to protect miners in the bituminous coal regions of this Commonwealth" so as to protect miners from fraudulent deprivation of wages providing standard measurements for coal mined and prohibiting the use of other standards providing methods for the ascertainment of proper measurements and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1127, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine (P. L. 420), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies, and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax; and increasing the rate of tax imposed by the act.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 936, entitled:

An Act to provide revenue by imposing a State tax upon the privilege to attend or engage in amusements, including every form of entertainment, diversion, sport, recreation and pastime; requiring persons, partnerships, associations, or corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Department of Revenue; prescribing the method and manner of collecting the tax and its payment into the State Treasury; permitting refunds of the tax in certain instances and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 862, entitled:

An Act to provide revenue by imposing a State tax upon sales of tobacco by dealers, as herein defined; requiring persons engaged in the sale of tobacco at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons, as herein defined, engaged in the sale of tobacco at retail, or wholesale; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 839, entitled:

An Act to amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (Pamphlet Laws, one hundred forty-nine), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing said tax and providing for the distribution thereof.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 924, entitled:

An Act to further amend section one of the act approved the thirteenth day of June, one thousand nine hundred and seven (P. L. 640), entitled "An act to provide revenue by levying a tax upon the shares of stock of companies incorporated under the provisions of section twenty-nine of an act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved April twenty-ninth, one thousand eight hundred and seventy-four, and the supplements thereto; for the insurance of owners of real estate, mortgages, and others interested in real estate, from loss by reason of defective titles, liens, and encumbrances; and of companies entitled to the benefits of, and of companies having any of the powers of, companies entitled to the benefits of an act, entitled 'An act conferring upon certain fidelity, insurance, safety deposit, trust, and savings companies the powers and privileges of companies incorporated under the provisions of section twenty-nine of an act, entitled "An act to provide for the incorporation and regulation of certain corporations," approved April twenty-ninth, Anno Domini one thousand eight hundred and seventy-four, and of the supplements thereto,' approved June twenty-seventh, one thousand eight hundred and ninety-five, commonly known as title insurance or trust companies," by further modifying the procedure for the settlement, collection, and payment of the State tax on the stock of title insurance and trust companies.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. FURMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 840, entitled:

An Act to further amend section twenty-four of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by imposing upon certain domestic insurance companies and associations a gross premiums tax on business for the year ending one thousand nine hundred and thirty-four, and every year thereafter, and requiring such companies and associations to make reports in writing to the Department of Revenue.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. FURMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 948, entitled:

An Act imposing a State excise tax on electric power and current generated, manufactured and sold within this Commonwealth; providing for the collection of the tax and the disposition of the revenue derived therefrom; imposing certain costs on counties; conferring powers and imposing duties on certain persons, associations, partnerships, corporations, and State departments; and imposing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. FURMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 923, entitled:

An Act to further amend section one of the act approved the fifteenth day of July, one thousand eight hundred ninety-seven (P. L. 292), entitled "An act to provide revenue by taxation," by increasing the rate of tax imposed by this act on the shares of stock of banks and savings institutions.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. FURMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 841, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred and eighty-nine (Pamphlet Laws, four hundred and twenty), entitled "A further supplement to an act entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. FURMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILL ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1192, entitled:

An Act to provide revenue for State purposes by imposing an excise tax on the net incomes of certain corporations, joint-stock associations, and limited partnerships; providing for the assessment and collection of the tax; conferring powers and imposing duties on certain persons, corporations, joint-stock associations, limited partnerships, State and county officers, boards and departments; and providing penalties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. FURMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of a public hearing.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 871, entitled:

An Act providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county, city of the second class, borough, township, school and poor purposes in counties of the second class; and abolishing the existing board for the assessment and revision of taxes and the department of assessors in cities of the second class in such counties.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 631, entitled:

An Act to amend section twenty-four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing additional powers for a sequestrator of property appointed by court under the provisions of the act.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

SENATE MESSAGE

The Clerk of the Senate being introduced, presented extracts from the Journal of the Senate which were laid upon the table.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 182, as follows:

An Act exempting household goods furniture and wearing apparel to a certain amount from execution and sale under a bond accompanying a mortgage

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That no bond accompanying a mortgage hereafter executed shall confer upon the obligee therein the right to levy upon and sell by legal process any household goods household furniture or wearing apparel to the amount of five hundred dollars ($500) Provided however That nothing herein contained shall apply to household goods furniture or wearing apparel in the possession of dealers therein

Section 2 Any levy made contrary to the provisions of this act shall upon petition setting forth the facts to the court of common pleas of the county wherein such levy is made be set aside

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1156, as follows:

An Act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the Bureau of Police in cities of the second class providing a pension fund for said employes and providing for the payment of certain dues fees assessments fines and appropriations thereto regulating membership therein creating a Board for the management thereof providing the amount mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds organizations corporations or associations having the same or similar purposes and of of such additional monies as may be necessary to carry out the provisions of this Act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the

authority of the same That there is hereby created and established in every city of the second class in this Commonwealth a fund for the care maintenance and relief of aged retired and disabled employes of the Bureau of Police of such city which fund shall be known as the "Policemen's Relief and Pension Fund of the City of ....."

Section 2 Such fund shall consist of and to it shall be transferred and paid

(1) All disciplinary fines imposed upon the policemen of such city

(2) The income from any and all trust funds which may hereafter be established by gift for the benefit of such persons as are eligible to be beneficiaries under this fund

(3) The dues of the members of the fund as hereinafter stipulated

(4) All donations of money from whatever source which shall be made to the fund

(5) All monies heretofore required to be paid by cities of the second class to the organization or association constituting and having in charge the distribution of police pension funds in such cities

(6) Sums to be annually paid into said fund by each city of the second class in amounts sufficient to maintain the pensions or compensations due under this Act The public authorities of every city of the second class charged with the disbursements expenditures and appropriations thereof shall annually set aside apportion and appropriate out of all taxes and income of the said cities unto the fund hereby created a sum sufficient to maintain the pensions or compensations due under this Act and to carry out the provisions of this Act

Section 3 There is hereby created for the care management and control of such fund a board of managers consisting of eleven members to be known as the "Policemen's Pension Fund Board of the City of ....." The personnel thereof shall be as follows the president of council the city controller and the director of the department of public safety who shall be ex-officio members and eight elective members from among the following classes of the members and beneficiaries of such fund one member to be elected from among the inspectors captains and lieutenants of both police and detectives one member to be elected from among the sergeants and detectives two members to be elected from among the beneficiaries of the fund and four members to be elected from among the active members of the fund who are of the rank and file and not classified in any of the foregoing groups

The first board of managers the members of which shall hold office until the first day of February one thousand nine hundred and thirty-six shall consist of those persons who at the effective date of this Act shall be the members of the board of directors or managers of the organization or association which is designated as the official and authorized organization or association to hold receive and distribute the funds for the purpose of pensioning the police officers of said cities of the second class under the provisions of the Act of Assembly of April fifth one thousand nine hundred and seventeen Pamphlet Laws thirty-nine

The Board is hereby authorized to make and establish such rules and regulations for the care management and operation of the fund created by this Act as shall not be inconsistent with the provisions of this Act

Section 4 Elections of the eight elective members of the Board shall be held annually on the second Monday of January of each year beginning with the year one thousand nine hundred and thirty-six and the said members so elected shall take office on the first day of February following their elections

Vacancies among the elective members of the board shall be filled by the board at its next meeting for the unexpired term

The time and place of holding the annual elections shall be designated and fixed by the board herein created

Section 5 The president and the vice-president of the Board shall be elected by the members of the Board The Board shall elect a secretary-treasurer from the members of the fund and may elect or appoint a solicitor and such other employes as the Board may deem necessary and shall fix the salary or compensation of all officers and employes elected or appointed by the Board

Section 6 The president shall preside at all meetings of the Board He shall sign all necessary papers approved by the Board requiring his signature and perform such other duties as may be required by his office

The secretary-treasurer shall keep minutes of all meetings of the Board receive and receipt for all payments to the fund and keep accurate accounts between the fund and its members All checks shall be signed by the secretary-treasurer and countersigned by the president or vice-president of the Board

The Board shall hold regular monthly meetings at a time and place to be fixed by the Board Special meetings of the Board shall be called by the president whenever he deems it necessary or upon written request of five members of the Board or twenty-one members of the fund

Section 7 The Board shall designate and choose the bank or banks trust company or trust companies in such city in which the monies of the fund shall be deposited

The Board may invest the monies of the fund in such State County or Municipal bonds of the State of Pennsylvania or in bonds of the United States Government as they may deem to the best interest of the fund The accounts of the fund shall be audited annually by the city controller or oftener if the Board requests the same to be done and a copy of the audit shall be furnished to the council of the city and copies to the members of the board

Section 8 The membership of the fund shall consist of

(1) All persons who shall after the effective date of this Act become employes of the Bureau of Police as uniformed policemen or as detectives including all substitute uniformed employes of the Bureau of Police superintendent of police assistant superintendent of police inspector of police inspector of traffic inspector of detectives captain of police captain of detectives lieutenant of police lieutenant of detectives lieutenant of traffic lieutenant of motorcycles detective sergeant of police turnkey patrolman cornerman motorcycle patrolman radio patrolman Morals Court officer Traffic Court officer and precinct detectives provided that the membership of any person who shall become a member of the fund under and by virtue of the provisions of this subsection shall be in no way affected or impaired by the fact that he thereafter becomes a chief Bertillon operator or Bertillon operator who shall have come from the ranks and provided further that membership under this sub-section shall exist solely by virtue of the provisions of this sub-section and without the making of any application

(2) Each present employe of the Bureau of Police as classified by part (1) of this Section who at the effective date of this Act is a member of any Employes' Pension Fund created under the Act of May twenty-eight one thousand nine hundred and fifteen Pamphlet Laws five hundred ninety-six if and only if he elects to withdraw and resign from the said Employes' Pension Fund and to apply for membership in the fund created by this Act

(3) Each person who at the effective date of this Act is a member of any other association corporation or fund in the same city constituted for and having in charge the distribution of police pension funds but to whom a pension has not yet been granted by said other association corporation or fund if and only if he waives his right to receive any other pension than a death benefit from the said other association corporation or fund and applies for membership in the fund created by this Act and assigns to the fund created by this Act whatever amount of his contributions to the said other association corporation or fund of which he is a member at the effective date of this Act he is permitted to withdraw from the said association corporation or fund by the laws and rules thereof now or hereafter in effect

(4) Each member of any other association corporation or fund in the same city existing or created for purposes similar to the purposes of the fund created by this Act to whom prior to the effective date of this Act a pension has been granted by the said other associations corporation or fund and who has not forfeited his right to receive the said pension whether at the effective date of this Act he is

receiving the said pension or not if and only if he waives his right to receive from the said other association corporation or fund any other pension than a death benefit and applies for membership in the fund created by this Act The waiver in such case is only to take effect as of the date that the member first receives pension payments from the fund created by this Act

Section 9 The forms for application for membership required under sub-sections (2) (3) and (4) of Section 8 hereof shall be determined by the board of managers These forms shall include the waivers and assignments required under the provisions of Section 8 hereof Upon the filing with the secretary-treasurer of the fund of an application properly filled out and executed on the form prescribed by this Section an applicant shall automatically become a member of the fund created by this Act

Section 10 Each member in active service shall be required

(1) To contribute to said fund three percentum of his rated monthly salary or wages which shall be deducted from his salary or wages by the city controller from the payroll for the last half of each month and paid into the fund

(2) Substitute employes of the Bureau of Police as classified under sub-section (1) of Section 8 hereof shall be credited for pension and paid on the basis of actual days served in the Bureau of Police

(3) Regular and substitute employes shall serve at least one day in each month in order to be credited for one month's service for pension under this Act

Section 11 When any member of the fund shall resign or be dismissed from service or shall die while in active service there shall be paid to him or to his executor or administrator if his service has been terminated by death from the fund all dues paid by him into the fund without interest and all monies which the fund may have received under any assignment made by the said member to the fund at the time of his admission to membership under the provisions of sub-section (3) of Section 8 hereof

Section 12 A member of the fund who has severed his connection therewith and has subsequently again become a member thereof shall be required to pay a re-admission fee of $5.00 and to return to the fund such monies as were paid to him from the fund when his membership in the fund was terminated

Such re-admission fee and refund shall be collected from the monthly salary or wages of the reinstated member over the period of a year in the manner provided for in sub-section (1) of Section 10 hereof or in such manner and period as the board of managers may determine Full payment thereof shall be a condition precedent to the member being eligible to receive the benefits of the fund

If however any such reinstated member shall be injured in the line of duty before he shall have made such full restitution and if the disability caused by such injury shall continue beyond the period during which compensation shall be paid to him under the provisions of the Workmen's Compensation Act of Pennsylvania he shall be eligible to pension under this Act but any amount in which he shall have been indebted to the fund at the date of his injury shall be repaid if the board in its discretion shall so require in such monthly payments as said board may determine which amounts shall be deducted from his pension as and when monthly payments thereof shall be made

Section 13 Members of the fund shall be eligible to receive pensions from said fund as follows

(1) A member who has been admitted into membership under the provisions of sub-section (4) of Section 8 hereof shall at once and automatically be entitled to receive a pension as hereinafter stipulated

(2) A member who has been admitted to membership in this fund within sixty days from the effective date of this Act under the provisions of subsection (2) or subsection (3) of Section 8 hereof shall be entitled to receive a pension from this fund upon written application of such member stating his desire to withdraw from service in said city or that his employment by the said city has been terminated and showing that such member has rendered at least twenty years' service to the said city at least one year of which was immediately prior to his application but which need not have been otherwise continuous service Such service shall total twenty years and shall include service in the armed forces of the United States in times of war provided that the Board of Managers for good cause shown to their satisfaction may permit a member who has been admitted to membership more than sixty days after the effective date of this Act to go on pension upon filing a written application containing the statements prescribed by this sub-section

(3) Any member who has become a member of this fund under the provisions of sub-section (1) of Section 8 hereof or who has been admitted to membership under the provisions of sub-section (2) or subsection (3) of Section 8 hereof more than sixty days after the effective date of this Act shall be entitled to receive a pension from said fund upon written application of such member stating his desire to withdraw from service in said city or that his employment by the said city has been terminated and showing that such member has rendered at least twenty-five years' service to the said city at least one year of which was immediately prior to his application but need not have been otherwise continuous service Such service shall total twenty-five years and shall include service in the armed forces of the United States in times of war

(4) Any member who while a member of the fund is injured in the line of duty and disabled through such injury shall be entitled to receive a pension from the fund created by this Act upon written application of such member stating such facts and further showing that such disability continues and that the applicant is no longer entitled to payments from the city under the provisions of the Workmen's Compensation Act and its amendments Upon approval by the Board such member of the fund shall become a beneficiary thereunder

Section 14—Beneficiaries under said fund shall be rated and classified and shall be entitled to receive from the fund per month the amounts indicated in the following table to-wit

Classification	Monthly Payments
Superintendent of Police	$125.00
Assistant Superintendent of Police	115.00
Insjector of Police	100.00
Inspector of Traffic	100.00
Inspector of Detectives	100.00
Captain of Detectives	95.00
Captain of Police	95.00
Lieutenant of Detectives	95.00
Lieutenant of Police	90.00
Lieutenant of Traffic	90.00
Lieutenant of Motorcycles	90.00
City Detective	90.00
Sergeant of Police	85.00
Chief Bertillon Operator	85.00
Turnkey	85.00
Patrolman	80.00
Cornerman	80.00
Motorcycle Patrolman	80.00
Morals Court Officer	80.00
Traffic Court Officer	80.00
Precinct Detective	80.00
Bertillon Operator	80.00
Radio Patrolman	80.00

The pensions for members holding positions not included in the above table shall be rated classified and determined by the Board of Managers in amounts proportionate to the pensions listed in the above table

No pension shall be granted or paid to any member based on the rank or position which he holds at the time of making application for pension unless he has held such rank or position for a period of one (1) year prior to the date of making such application

The first pension payments to be made under this Act shall be those for the month of October one thousand nine hundred and thirty-five which shall be payable on the third working day of November one thousand nine hundred and thirty-five Pension payments thereafter shall always be payable on the third working day of each month and shall be for the preceding month

Section 15 If any beneficiary of the fund shall be

awarded a pension and shall thereafter be convicted of felony or shall become an habitual drunkard or shall cease to care for and support his wife and family then and in any such case the Board shall have power by a two-thirds vote to revoke the pension or to suspend the payment thereof or to direct payment of the pension to the family of such beneficiary and in such case the family shall be considered the beneficiary within the meaning of Section 18 hereof

Section 16 Any beneficiary of the fund who may obtain employment in the service of the City itself or County or State or any political sub-division whereof shall suffer suspension of his pension from the fund during the time of such employment

Section 17 The provisions of this Act so far as they are the same as those of existing laws are intended as a continuation of such laws and not as new enactments

Section 18 The compensation or pension herein provided for shall not be subject to attachment execution levy garnishment or other legal process and shall be payable only to the beneficiary designated by this Act in person and shall not be subject to assignment or transfer

Section 19 The provisions of this Act shall be severable and if any of the provisions thereof shall be held to be unconstitutional the decision so holding shall not be construed to affect or impair any of the remaining provisions of this Act It is hereby declared as the legislative intent that this Act would have been adopted had such unconstitutional provisions not been included herein

Section 20 The following Acts and parts of Acts of Assembly are repealed so far as they apply to cities of the second class viz

"An act entitled "An Act to empower boroughs and cities to establish a Police Pension Fund to take property in trust therefor and regulating and providing for the regulation of the same" approved the 24th day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine)

An Act entitled "An Act to amend section one of the Act approved the twenty-fourth day of May one thousand eight hundred and ninety-three (Pamphlet Laws one hundred twenty-nine) entitled 'An Act to empower boroughs and cities to establish a police pension fund to take property in trust therefor and regulating and providing for the regulation of the same' directing the establishment of such funds by cities" approved the second day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand two hundred seventy-two)

Section 21 This act shall take effect on the first day of September one thousand nine hundred and thirty-five

Approved the ..... day of .....19.....

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 671, as follows:

An Act to amend sections three thousand five hundred and thirty and three thousand five hundred and forty of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" providing for the acquisition of competing water companies operating wholly without the city limits and authorizing a city to extend its waterpipes or supply water in territory outside the boundaries of said city

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections three thousand five hundred and thirty and three thousand five hundred and forty of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" are hereby amended to read as follows

Section 3530 Power to Acquire Companies Operating in [Same] Territory Within or Without the City Limits Any city owning operating or controlling a system of water-works for the supplying of water to persons partnerships and corporations residing therein and for fire protection whether the title to the said waterworks be in the name of commissioners of water-works or in the city itself or otherwise may acquire all the water-works including water pipes mains service attachments fire hydrants and improvements of any water corporation or private individual operating wholly without the limits of the said city or operating partly within and partly without the limits of the said city both so much as is included within the limits of the said city and so much as is without the limits of the said city serving the territory adjacent thereto and acquire and exercise all of the franchises and powers of said prior owner both within and without the city limits

No such municipal acquisition shall be valid until upon application filed by the city and formally joined in by the proposed vendor water company the Public Service Commission of the Commonwealth of Pennsylvania shall have found and determined after public hearing that the granting of such application and the service contemplated by the city is necessary or proper for the service accommodation and convenience of the public wholly within or without as well as within the city limits as the case may be In any such proceeding the entire matter shall be before the commission and no further specific approvals of the said commission which might otherwise be required shall be necessary

Section 3540 All cities wherein the title to the water-works therein located is in the name of the city and the commissioners of water-works of any city wherein the title to the water-works is in the name of the commissioners of water-works may extend the water-pipes and improvements of any such water-works beyond the bounds of the cities wherein they are located into the county and municipalities of the county in the vicinity of such cities and furnish water to any and all corporations institutions persons and municipalities in the counties in which said cities are located in accordance with law and the rules and regulations of the Public Service Commission [This section does not authorize a city to extend water-pipes or supply water in territory outside the boundaries of such cities which territory is being supplied with water by a private company]

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 755 as follows:

An Act to amend section eleven of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled "An act relating to roads highways and bridges" as amended providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officer of any executive or administrative department

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eleven of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (Pamphlet Laws five hundred fifty-one) entitled "An act relating to roads highways and bridges" which was last amended by the act approved the twenty-eighth day of April one thousand nine hundred

and twenty-seven (Pamphlet Laws four hundred eighty-five) is hereby further amended to read as follows

Section 11 The several courts of quarter sessions shall in open court as aforesaid upon the petition of one or more persons associations partnerships stock companies or corporations for a road from their respective lands or leaseholds to a highway or place of necessary public resort or to any private way leading to a highway or upon the petition of the chief executive officer of any executive or administrative department of the State Government for a road from any public highway across any land or any person association or corporation to the boundary line of any lands owned controlled or administered by the Commonwealth or for a forest protection road or roads or fire lane or lanes on or across any lands of any person association or corporation direct a view to be had of the place where such road or lane is requested and a report thereof to be made in the same manner as is directed by the said act of thirteenth of June one thousand eight hundred and thirty-six

Section 2 This act shall become effective immediately upon its final enactment.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 941, as follows:

An Act to amend clause fifty-four of section two thousand four hundred three of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" decreasing the maximum fine and penalty which may be imposed by ordinance

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause fifty-four of section two thousand four hundred three of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws nine hundred thirty-two) entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" is hereby amended to read as follows

54 Local Self-Government In addition to the powers and authority vested in each city by the provisions of this act to make and adopt all such ordinances by-laws rules and regulations not inconsistent with or restrained by the Constitution and laws of this Commonwealth as may be expedient or necessary for the proper management care and control of the city and its finances and the maintenance of the peace good government safety and welfare of the city and its trade commerce and manufactures and also all such ordinances by-laws rules and regulations as may be necessary in and to the exercise of the powers and authority of local self-government in all municipal affairs and the said ordinances by-laws rules and regulations to alter modify and repeal at pleasure and to enforce all ordinances inflicting penalties upon inhabitants or other persons for violations thereof not exceeding [three] one hundred dollars for any one offense recoverable with costs together with judgment of imprisonment not exceeding [ninety] thirty days if the amount of said judgment and costs shall not be paid Provided however That no ordinance by law rule or regulation shall be made or passed which contravenes or violates any of the provisions of the Constitution of the United States or of this Commonwealth or of any act of Assembly heretofore or that may be hereafter passed and in force in said city

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1012, as follows:

An Act fixing rate of penalty and interest collectible on delinquent taxes on real estate and abating other penalties and interest under existing law except in cities of the first and second class and school districts of the first class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That when any tax levied upon real estate by any political division of this Commonwealth except a city of the first or second class or a school district of the first class shall or has become delinquent the said tax shall be subject to a penalty of one per centum on the first day of the month after the date when the same shall become due and payable and to an additional penalty of one per centum per month thereafter until a total penalty of six per centum has accrued thereon All such taxes which shall remain or have remained unpaid after the full penalty of six per centum accrued thereon shall thereafter bear interest at the rate of six per centum per annum upon the full amount of such taxes plus the penalty from the date when the last of the said original penalty shall have accrued until the first of the month next after the payment of the said tax

Section 2 All collectors of taxes levied by any political division of this Commonwealth except a city of the first or second class or a school district of the first class and all persons charged with the collection of such taxes shall be required to accept and give receipts for any partial payment of such tax at any time which partial payment shall amount to twenty per centum or more of the original amount of the said tax plus the interest on the amount so paid and all accrued costs on such taxes

Section 3 All penalties and interest which shall have heretofore accrued upon any tax levied upon real estate by any political division of this Commonwealth except a city of the first or second class or a school district of the first class in excess of the penalties and interest provided by section one hereof are hereby abated and annuled and it shall not hereafter be lawful for any such political division to collect any penalty or interest in excess of the amount provided for in section one of this act upon taxes that are levied upon real estate

Section 4 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 843, as follows:

An Act to amend section three of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred and ninety-four) entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire" by removing deductions from and eliminating credits against the tax imposed by the act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred and ninety-four) entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transport-

ing passengers and property for hire" is hereby amended to read as follows

Section 3 The amount of excise tax semiannually to be paid by each company specified in section one of this act shall be as follows (1) In case of a company operating routes which are entirely within the limits of this Commonwealth eight (8) mills upon the dollar upon the gross receipts of such company from all operations for the period covered by such report and (2) in case of a company operating over routes when only a part of such routes lies within this Commonwealth eight (8) mills upon the dollar upon such portion of the gross receipts of such company as is represented by the ratio that the number of miles of routes operated in this Commonwealth by such company during the period for which the report is filed bears to the total number of miles of all routes operated by such company during said period The provisions hereof shall not be construed as exempting any company from complying with the laws relating to fees payable to the Department of Revenue for the registration of motor vehicles [in the event however that an excise tax shall be paid by any company to any city of this Commonwealth for the use of its highways during the period for which the report is filed the amount of such tax so paid may be deducted from the amount of tax payable to the Commonwealth as above computed upon satisfactory proof to the Department of Revenue of such payment and in addition thereto where any such company shall have paid to the Department of Revenue a registration fee or fees as provided for by the laws of this Commonwealth upon any motor vehicle or motor vehicles used in the business of carrying passengers or property for hire over the highways of this Commonwealth it shall receive a credit in each settlement for gross receipts tax made hereunder to the extent of fifty per cent of the total amount of the registration fee or fees paid for the calendar year of which the period covered by the settlement was a part]

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1128, entitled:

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations county officers and the Department of Revenue and providing penalties

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senat and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as "The Documentary Stamp Tax Act"

Section 2 The following words when used in this act shall have the meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Association" A partnership limited partnership or any other form of unincorporated enterprise owned by two or more persons

"Corporation" A corporation or joint-stock association organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency

"Department" The Department of Revenue of this Commonwealth

"Document" A written instrument including the following

1 Any deed instrument or writing whereby any lands tenements or hereditaments or any interest therein shall be granted bargained sold or otherwise conveyed to the grantee purchaser or any other person

2 Any bond debenture or certificate or evidence of indebtedness of any person and any instrument however termed issued by any corporation with interest coupons attached or in registered form known generally as corporate securities except securities issed by this Commonwealth or any political subdivision thereof or by the United States Provided That every renewal of any of the foregoing documents shall constitute a new issue or document

3 Any written obligation to pay money including any promissory note (except bank notes issued for circulation) non-negotiable note judgment note and any executory contract for the payment of money which is executed or carried out in an instrument in writing and each renewal of any of the foregoing documents

4 Any mortgage which incorporates the certificate of indebtedness not otherwise shown in a separate instrument

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term person as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Value" (1) In the case of any document representing an obligation to pay money the full amount of such obligation Provided That where a document conditioned upon the repayment or payment of money is given in a penal sum greater than the full amount secured the term "value" shall mean the actual amount secured thereby

(2) In the case of any document granting bargaining selling or otherwise conveying any land tenement or hereditament or interest therein the amount of the actual consideration therefor exclusive of liens or other encumbranches thereon or exclusive of a commensurate part of the liens or other encumbrances thereon where such liens or other encumbrances also encumber other lands tenements or hereditaments Provided That where such document shall set forth a small or nominal consideration the "value" thereof shall be determined from the price set forth in or actual consideration for the contract of sale or in the case of a gift from the actual monetary worth of the property granted bargained sold or otherwise conveyed which in either event shall not be less than the amount of the highest assessment of such lands tenements or hereditaments for local tax purposes

The singular shall include the plural and the masculine shall include the feminine and neuter

The third section was read as follows:

Section 3 Every person who makes executes issues or delivers any document or in whose behalf any document is made executed issued or delivered shall be subject to pay for and in respect to such document or for or in respect of the vellum parchment or paper upon which such document is written or printed a State tax at the rate of two cents (2c) for each one hundred dollars ($100.00) or fraction thereof of the value represented by such document payable at the time of making execution issuance or delivery of such document

On the question,

Will the House agree to the section?

Mr. WEISS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 3, page 4, line 9 by striking out after the word "of" and before the word "for" the following:

[two cents 2c]

and inserting in lieu thereof the following:

five cents (5c)

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth, fifth, sixth, seventh, eighth, ninth, tenth and eleventh sections and title were separately read and agreed to as follows:

Section 4 The payment of the tax imposed by this act shall be evidenced by the affixing of a documentary stamp or stamps to every document by the person making executing issuing or delivering such document Such stamps shall be affixed in such manner that their removal will require the continued application of steam or water and the person using or affixing such stamps shall write or stamp or cause to be written or stamped thereon the initials of his name and the date upon which such stamps are affixed or used so that such stamps may not again be used Provided That the department may prescribe such other method of cancellation as it may deem expedient

Section 5 The department shall prescribe prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make provisions for the sale of such stamps in such places as it may deem necessary

The department may appoint persons within or without the Commonwealth as agents for the sale of stamps to be used in paying the tax herein imposed upon documents and whenever the department shall sell consign or deliver to any such agent any such stamps for sale or use such agent shall be entitled to receive as compensation for his services and expenses as such agent and to retain out of the moneys to be paid by him for such stamps a commission of two per centum on the face value thereof The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of such sale delivery or consignment to such agent of such stamps

Section 6 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and means to be used in affixing or cancelling of stamps in substitution for or in adition to the method and means provided in this act

(b) The denominations and sale of stamps

(c) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act

Section 7 No document upon which tax is imposed by this act shall be made the basis of any action or other legal proceeding nor shall proof thereof be offered or received in evidence in any court of this Commonwealth unless a documentary stamp or stamps as provided in this act have been affixed thereto

Section 8 Every document upon which tax is imposed by this act when lodged with or presented to any recorder of deeds or prothonotary in this Commonwealth for recording shall set forth therein and as a part of such document the true full and complete value thereof or shall be accompanied by an affidavit executed by a responsible person connected with the transaction showing such connection and setting forth the true full and complete value thereof

Any such recorder of deeds or prothonotary who shall record any document upon which tax is imposed by this act without the proper documentary stamp or stamps affixed thereto as required by this act as is indicated in such document or accompanying affidavit shall upon summary conviction before any magistrate alderman or justice of the peace or other officer having the powers of a committing magistrate be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution and in default of payment thereof undergo imprisonment for not more than ten (10) days Provided That when any document shall have been recorded it shall be presumed that all requirements of law affecting the title to any real property conveyed thereby have been complied with

Section 9 (a) It shall be unlawful for any person to

1 Make execute issue deliver or accept or cause to be made executed issued delivered or accepted any document without the full amount of tax thereon being duly paid or

2 Make use of any documentary stamp to denote payment of any tax imposed by this act without cancelling such stamp as required by this act or as prescribed by the department or

3 Fail neglect or refuse to comply with or violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act

Any person violating any of the provisions of this subsection (a) shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two hundred dollars ($200.00) and costs of prosecution or to undergo imprisonment of not more than sixty (60) days or both in the discretion of the court

(b) It shall be unlawful for any person to

1 Fraudulently cut tear or remove from a document and documentary stamp or

2 Fraudulently affix to any document upon which tax is imposed by this act any documentary stamp which has been cut torn or removed from any other document upon which tax is imposed by this act or any documentary stamp of insufficient value or any forged or counterfeited stamp or any impression of any forged or counterfeited stamp die plate or other article or

3 Wilfully remove or alter the cancellation marks of any documentary stamp or restore any such documentary stamp with intent to use or cause the same to be used after it has already been used or knowingly buy sell offer for sale or give away any such altered or restored stamp to any person for use or knowingly use the same or

4 Knowingly have in his possession any altered or restored documentary stamp which has been removed from any document upon which tax is imposed by this act Provided That the possession of such stamps shall be prima facie evidence of an intent to violate the provisions of this clause or

5 Knowingly or wilfully prepare keep sell offer for sale or have in his possession any forged or counterfeited documentary stamps

Any person violating any of the provisions of this subsection (b) shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment for not more than five (5) years or both in the discretion of the court

Section 10 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 11 This act shall become effective immediately upon its final enactment

An Act To provide revenue by imposing a State stamp tax upon certain documents and obligations prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations county officers and the Department of Revenue and providing penalties

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 991, as follows:

An Act to further amend section five hundred two of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailors and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailors providing that records are admissable as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" by increasing certain registration fees

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred two of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailors and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act confering powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailors providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailors imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) is hereby further amended to read as follows

Section 502 Trailors Trailors equipped with pneumatic or solid rubber or cushion rubber tires approved by the Secretary of Highways shall be divided into seven (7) classes and the fee for annual registration of such trailors in each of the respective classes based on the combined weight of chassis and body if so constructed or the gross weight of the trailor exclusive of the load to be transported shall be as follows

Two Wheeled Trailor

Class	Weight in Pounds	Fee Pneumatic Tire	Fee Equipment Cushion	Fee Solid
A	Less than 1000	$5.00	$6.00	$7.00
B	1000 and over but less than 2000	[8.00]	10.00	[10.00]
C	2000 and over but less than 3000	[15.00]	30.00	[20.00]
D	3000 and over but less than 4000	[25.00]	60.00	[30.00]
E	4000 and over but less than 5000	[30.00]	90.00	[40.00]
F	5000 and over but less than 6000	[45.00]	120.00	[60.00]
G	6000 and over	[75.00]	150.00	[85.00]

Four-Wheeled Trailer

Class (2 Axles)	Weight in Pounds	Fee Pneumatic Tire	Fee Equipment Cushion	Fee Solid
A	Less than 1000	$5.00	$6.00	$7.00
B	1000 and over but less than 2000	[8.00]	10.00	[10.00]
C	2000 and over but less than 3000	[15.00]	30.00	[20.00]
D	3000 and over but less than 4000	[25.00]	60.00	[30.00]
E	4000 and over but less than 5000	[30.00]	90.00	[40.00]
F	5000 and over but less than 6000	[45.00]	120.00	[60.00]
G	6000 and over	[75.00]	150.00	[85.00]

Six-Wheeled Trailer

Class (3 Axles)	Weight Pounds	Fee Pneumatic Tire	Fee Equipment Cushion	Fee Solid
AZ	Less than 3000	$40.00	$50.00	$45.00
BZ	3000 and over but less than 4000	[45.00]	75.00	[50.00]
CZ	4000 and over but less than 5000	[50.00]	100.00	[60.00]
DZ	5000 and over but less than 6000	[60.00]	125.00	[75.00]
EZ	6000 and over but less than 7000	[75.00]	150.00	[100.00]
FZ	7000 and over but less than 9000	[85.00]	175.00	[110.00]
GZ	9000 and over	[100.00]	200.00	[125.00]

Section 2 The provisions of this act shall apply to vehicles manufactured constructed or assembled prior to the first day of January one thousand nine hundred thirty-six and shall become effective on the first day of January one thousand nine hundred thirty-six

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 992, as follows:

An Act To further amend sections five hundred two six hundred seven and six hundred eight of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailors and their operation providing for their registration and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act confering powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailors providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailors imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds by revising certain registration fees and existing regulations for length and weight of certain vehicles

Section 1 Be it enacted by the Senate and House of

Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections five hundred two six hundred seven and six hundred eight of the act approved the first day of May one thousand nine hundred twenty-nine (P. L. 1005) entitled "An act relating to and regulating tractors and trailers and their operation providing for their registration and licensing of certain operators by the Department of Revenue upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of tractors and trailers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns and townships within the Commonwealth liability for damages caused by the negligent operation of tractors and trailers imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds "as amended by the act approved the twenty-second day of June one thousand nine hundred thirty-one (P. L. 815) are hereby further amended to read as follows

Section 502 Trailers Trailers equipped with pneumatic or solid rubber or cushion rubber tires approved by the Secretary of Highways shall be divided into [seven (7)] the following classes and the fee for annual registration of such trailers in each of the respective classes based on the combined weight of chassis and body if so constructed or the gross weight of the trailer exclusive of the load to be transported shall be as follows

Two-Wheeled Trailer Class	Weight in Pounds	Fee Tire Equipment Pneumatic		Cushion		Solid	
A	Less than 1000	$5.00	[$6.00]	$7.00			$8.00
B	1000 and over but less than 2000	[8.00]	10.00	[10.00]	14.00	[15.00]	16.00
C	2000 and over but less than 3000	[15.00]	30.00	[20.00]	42.00	[25.00]	48.00
D	3000 and over but less than 4000	[25.00]	60.00	[30.00]	84.00	[35.00]	96.00
E	4000 and over but less than 5000	[30.00]	90.00	[40.00]	126.00	[50.00]	144.00
F	5000 and over [but less than 6000]	45.00]	120.00	[60.00]	168.00	[75.00]	192.00
[G	6000 and over		75.00		85.00		100.00]

Four-Wheeled (2 Axles) Trailer Class	Weigh in Pounds	Fee Tire Equipment Pneumatic		Cushion		Solid	
A	Less than 1000	$5.00	[$6.00]	$7.00			$8.00
B	1000 and over but less than 2000	[8.00]	10.00	[10.00]	14.00	[15.00]	16.00
C	2000 and over but less than 3000	[15.00]	30.00	[20.00]	42.00	[25.00]	48.00
D	3000 and over but less than 4000	[25.00]	60.00	[30.00]	84.00	[35.00]	96.00
E	4000 and over [but less than 5000	30.00]	90.00	[40.00]	126.00	[50.00]	144.00
[F	5000 and over but less than 6000		45.00		60.00		75.00
[G	6000 and over		75.00		85.00		100.00]

Six Wheeled (3 Axles) Trailer Class	Weight in Pounds	Fee Tire Equipment Pneumatic		Cushion		Solid	
AZ	Less than 3000	[$40.00]	$50.00	[$45.00]	$70.00	[$50.00]	$80.00
BZ	3000 and over but less than 4000	[45.00]	75.00	[50.00]	105.00	[60.00]	120.00
CZ	4000 and over but less than 5000	[50.00]	100.00	[60.00]	140.00	[70.00]	160.00
DZ	5000 and over but less than 6000	[60.00]	125.00	[75.00]	175.00	[90.00]	200.00
EZ	6000 and over [but less than 7000]	75.00]	150.00	[100.00]	210.00	[125.00]	240.00
[FZ	7000 and over but less than 9000		85.00		110.00		135.00]
[GZ	9000 and over		100.00		125.00		150.00]

Section 607 Size of Vehicles and Load (a) No tractor except street sweeper road grader and snow removal equipment shall exceed a total maximum width including any load thereon of one hundred and ten (110) inches

(b) No trailer except fire department equipment shall exceed a total maximum width including load thereon of ninety-six (96) inches except that the limitations as to size of trailers in this act shall not apply to such vehicles loaded with hay or straw in bulk

(c) No tractor or trailer except fire department equipment shall exceed a total maximum length including load thereon of three hundred and ninety-six (396) inches and no combination of vehicles coupled together shall exceed a total maximum length of seventy (70) feet

1 No tractor of the second class shall be operated upon any highway drawing or having attached thereto more than one (1) other vehicle and the combination when coupled together shall not exceed forty-five (45) feet except a combination of vehicles transporting poles, pilings beams or other like structural units incapable of disemberment the total maximum length of which shall not exceed seventy (70) feet

2 The draw-bar or other connection between a tractor or trailer shall not exceed fifteen (15) feet in length from tractor to the trailer Whenever the connection consists of a chain rope bar or cable there shall be displayed upon such connection a flag not less than twelve (12) inches both in length and width

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days

Section 608 Weight of Tractor Trailer and Load (a) Tractors shall not be operated or moved upon any highway with gross weight in excess of twenty-eight thousand (28,000) pounds

(b) The width of tires on the wheels of tractors or trailers shall be sufficient so that including the load on the tractor or trailer the weight shall not be in excess of eight hundred (800) pounds on any wheel for each nominal inch of width of tire on each wheel

(c) Trailers shall not be operated or moved upon any highway with gross weight exceeding those specified for the several classes as follows

Two-Wheeled Trailer Class	Weight in Pounds	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	12000
E	4000 and over but less than 5000	14000
F	5000 and over [but less than 6000]	16000
[G	6000 and over	18000]

Four-Wheeled (2 Axles) Class	Trailer Weight in Pounds	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	16000
E	4000 and over [but less than 5000]	20000
[F	5000 and over but less than 6000	24000]
[G	6000 and over	26000]

Six-Wheeled (3 Axles) Class	Trailer Weight in Pounds	Maximum Gross Weight in Pounds
AZ	Less than 3000	12000
BZ	3000 and over but less than 4000	15000
CZ	4000 and over but less than 5000	20000
DZ	5000 and over but less than 6000	26000
EZ	6000 and over [but less than 7000	30000] 28000
[FZ	7000 and over but less than 9000	34000]
[GZ	9000 and over	36000]

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty ($50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 2 The provisions of this act are severable and if any provision thereof is held to be unconstitutional the decision so holding shall not be construed as affecting or impairing any other provision of this act or the act as a whole It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 3 The amendments made by this act to sections five hundred two and six hundred eight shall become effective on the first day of January one thousand nine hundred thirty-six as to vehicles manufactured constructed or assembled subsequent to such date and shall become effective as to all vehicles on the first day of January one thousand nine hundred forty-one As to vehicles manufactured constructed or assembled prior to the first day of January one thousand nine hundred thirty-six the weight limits shall remain as heretofore provided by law and the annual registration fees as to such vehicles shall be as provided by the act enacted at this session of the General Assembly The amendments made by this act to section six hundred seven (c) one shall become effective on the first day of January one thousand nine hundred thirty-six

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 969, as follows:

An act to amend the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by increasing certain registration fees

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections seven hundred three seven hundred four seven hundred five and seven hundred six of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws seven hundred fifty-one) are hereby further amended to read as follows

Section 703 Commercial Motor Vehicles and Truck Tractors with Pneumatic Tires Commercial motor vehicles and truck tractors with pneumatic tires other than those electrically operated shall be divided into eight (8) classes and the fee for annual registration of such vehicles in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

Four-Wheeled Class	Chassis Weight in Pounds		Fee
R	Less than 2000		$16.50
S	2000 and over but less than 3000		$26.00
T	3000 and over but less than 4000	[35.00]	$50.00
U	4000 and over but less than 5000	[45.00]	$100.00
V	5000 and over but less than 6000	[63.00]	$150.00
W	6000 and over but less than 7500	[90.00]	$200.00
Y	7500 and over but less than 9000	[110.00]	$250.00
Z	9000 and over	[155.00]	$300.00

Six-Wheeled (3 Axles) Class—Chassis Weight in Pounds			Fee
RZ	2000 and over but less than 3000	[$40.00]	$ 50.00
SZ	3000 and over but less than 4000	[50.00]	$ 75.00
TZ	4000 and over but less than 5000	[60.00]	$100.00
UZ	5000 and over but less than 6000	[90.00]	$150.00
VZ	6000 and over but less than 7500	[155.00]	$200.00
WZ	7500 and over but less than 9000	[175.00]	$250.00
YZ	9000 and over but less than 12000	[200.00]	$300.00
ZZ	12000 and over	[225.00]	$350.00

Section 704 Commercial Motor Vehicles and Truck Tractors with Solid Rubber or Cushion Rubber Tires Commercial motor vehicles and truck tractors with solid rubber or cushion rubber tires approved by the Secretary of Highways of this Commonwealth other than those electrically operated shall be divided into eight (8) classes and the fee for the annual registration of such vehicles in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

Four-Wheeled

Class	Chassis Weight in Pounds (Solid Rubber Tires)	Fee
R	Less than 2000	$28.00
S	2000 and over but less than 3000	$45.00
T	3000 and over but less than 4000 [60.00]	$80.00
U	4000 and over but less than 5000 [75.00]	$160.00
V	5000 and over but less than 6000 [105.00]	$240.00
W	6000 and over but less than 7500 [150.00]	$320.00
Y	7500 and over but less than 9000 [190.00]	$400.00
Z	9000 and over [300.00]	$480.00

Six-Wheeled (3 Axles)

Class	Chassis Weight in Pounds (Solid Rubber Tires)	Fee
RZ	2000 and over but less than 3000	$ 65.00
SZ	3000 and over but less than 4000 [75.00]	$ 80.00
TZ	4000 and over but less than 5000 [90.00]	$160.00
UZ	5000 and over but less than 6000 [150.00]	$240.00
VZ	6000 and over but less than 7500 [275.00]	$320.00
WZ	7500 and over but less than 9000 [300.00]	$400.00
YZ	9000 and over but less than 12000 [325.00]	$480.00
ZZ	12000 and over [350.00]	$560.00

Four-Wheeled

Class	Chassis Weight in Pounds (Cushion Rubber Tires)	Fee
R	Less than 2000	$ 25.00
S	2000 and over but less than 3000	$ 35.00
T	3000 and over but less than 4000 [50.00]	$ 70.00
U	4000 and over but less than 5000 [60.00]	$140.00
V	5000 and over but less than 6000 [85.00]	$210.00
W	6000 and over but less than 7500 [125.00]	$280.00
Y	7500 and over but less than 9000 [150.00]	$350.00
Z	9000 and over [200.00]	$420.00

Six-Wheeled (3 Axles)

Class	Chassis Weight in Pounds (Cushion Rubber Tires)	Fee
RZ	2000 and over but less than 3000	$ 55.00
SZ	3000 and over but less than 4000	$ 65.00
TZ	4000 and over but less than 5000 [70.00]	$140.00
UZ	5000 and over but less than 6000 [125.00]	$210.00
VZ	6000 and over but less than 7500 [200.00]	$280.00
WZ	7500 and over but less than 9000 [225.00]	$350.00
YZ	9000 and over but less than 12000 [250.00]	$420.00
ZZ	12000 and over [275.00]	$490.00

Two-Wheeled Semi-Trailer

Class	Weight in Pounds	Fee
A	Less than 1000	
B	1000 and over but less than 2000	
C	2000 and over but less than 3000	
D	3000 and over but less than 4000	
E	4000 and over but less than 5000	
F	5000 and over but less than 6000	
G	6000 and over	

Four-Wheeled (2 Axles) Trailer or Semi-Trailer

Class	Weight in Pounds	Fee
A	Less than 1000	
B	1000 and over but less than 2000	
C	2000 and over but less than 3000	
D	3000 and over but less than 4000	
E	4000 and over but less than 5000	
F	5000 and over but less than 6000	
G	6000 and over	

Six-Wheeled (3 Axles) Trailer

Class	Weight in Pounds	Fee
AZ	Less than 3000	
BZ	3000 and over but less than 4000	
CZ	4000 and over but less than 5000	
DZ	5000 and over but less than 6000	
EZ	6000 and over but less than 7000	
FZ	7000 and over but less than 9000	
GZ	9000 and over	

Section 705 Electrically Operated Commercial Motor Vehicles and Truck Tractors Electrically operated commercial motor vehicles and truck tractors shall be divided into eight (8) classes and the fee for annual registration of such vehicles in each of the respective classes based on the gross maximum weight of chassis battery body and load as given and certified to by the manufacturer shall be as follows

Four-Wheeled

Class	Weight of Chassis Battery Body and Load in Pounds	Fee
R	Less than 5001	$ 16.50
S	5001 and over but less than 7001	$ 26.00
T	7001 and over but less than 11001 [35.00]	$ 50.00
U	11001 and over but less than 15001 [45.00]	$100.00
V	15001 and over but less than 18001 [63 00]	$150.00
W	18001 and over but less than 22001 [90.00]	$200.00
Y	22001 and over but less than 25001 [110.00]	$250.00
Z	25001 and over but less than 26000 [155.00]	$300.00

Six-Wheeled (3 Axles) Weight of Chassis Battery Body and Load in Pound Fee

RZ	Less than 12001 [40.00]		$ 50.00
SZ	12001 and over but less than 14001	[50.00]	$ 75.00
TZ	14001 and over but less than 16001	[60.00]	$100.00
UZ	16001 and over but less than 22001	[90.00]	$150.00
VZ	22001 and over but less than 26001	[155.00]	$200.00
WZ	26001 and over but less than 30001	[175.00]	$250.00
YZ	30001 and over but less than 34001	[200.00]	$300.00
ZZ	34001 and over but less than 36000	[225.00]	$350.00

Section 706 Trailers and Semi-Trailers Trailers and semi-trailers equipped with pneumatic or solid rubber or cushion rubber tires approved by the secretary of Highways shall be divided into seven (7) classes and the fee for annual registration of such vehicles in each of the respective classes based on the combined weight of chassis and body if so constructed or the gross weight of the trailer or semi-trailer exclusive of the load to be transported shall be as follows

Two-Wheeled Semi-Trailer Class Weight in Pounds Fee Tire Equipment Pneumatic Cushion Solid

		Fee			
		Tire Equipment			
		Pneumatic		Cushion	Solid
A	Less than 1000	$5.00	[$6.00]	$7.00	$8.00
B	1000 and over but less than 2000	[8.00]	$10.00	[10.00]	$14.00	[15.00]	$16.00
C	2000 and over but less than 3000	[15.00]	$30.00	[20.00]	$42.00	[25.00]	$48.00
D	3000 and over but less than 4000	[25.00]	$60.00	[30.00]	$84.00	[35.00]	$96.00
E	4000 and over but less than 5000	[30.00]	$90.00	[40.00]	$126.00	[50.00]	$144.00
F	5000 and over but less than 6000	[45.00]	$120.00	[60.00]	$168.00	[75.00]	$192.00
G	6000 and over	[75.00]	$150.00	[85.00]	$210.00	[100.00]	$240.00

		Fee			
		Tire Equipment			
		Pneumatic		Cushion	Solid
A	Less than 1000	$5.00	[$6.00]	$7.00	$8.00
B	1000 and over but less than 2000	[8.00]	$10.00	[10.00]	$14.00	[15.00]	$16.00
C	2000 and over but less than 3000	[15.00]	$30.00	[20.00]	$42.00	[25.00]	$48.00
D	3000 and over but less than 4000	[25.00]	$60.00	[30.00]	$84.00	[35.00]	$96.00
E	4000 and over but less than 5000	[30.00]	$90.00	[40.00]	$126.00	[50.00]	$144.00
F	5000 and over but less than 6000	[45.00]	$120.00	[60.00]	$168.00	[75.00]	$192.00
G	6000 and over	[75.00]	$150.00	[85.00]	$210.00	[100.00]	$240.00

		Fee			
		Tire Equipment			
		Pneumatic		Cushion	Solid
AZ	Less than 3000	[$40.00]	$50.00	[$45.00]	$70.00	[$50.00]	$80.00
BZ	3000 and over but less than 4000	[45.00]	$75.00	[50.00]	$105.00	[60.00]	$120.00
CZ	4000 and over but less than 5000	[50.00]	$100.00	[60.00]	$140.00	[70.00]	$160.00
DZ	5000 and over but less than 6000	[60.00]	$125.00	[75.00]	$175.00	[90.00]	$200.00
EZ	6000 and over but less than 7000	[75.00]	$150.00	[100.00]	$210.00	[125.00]	$240.00
FZ	7000 and over but less than 9000	[85.00]	$175.00	[110.00]	$245.00	[135.00]	$280.00
GZ	9000 and over	[100.00]	$200.00	[125.00]	$280.00	[150.00]	$320.00

Section 2 The provisions of this act shall apply to vehicles manufactured constructed or assembled prior to the first day of January one thousand nine hundred thirty-six and shall become effective on the first day of January one thousand nine hundred thirty-six

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 970, as follows:

An Act to amend the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by revising certain registration fees and revising existing regulations for length height and weight of certain vehicles

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections seven hundred three seven hundred four seven hundred five seven hundred six nine hundred two and nine hundred three of the act approved the first day of May one thousand nine hundred twenty-nine (Pamphlet Laws nine hundred five) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates aldermen justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws seven hundred fifty-one) are hereby further amended to read as follows

Section 703 Commercial Motor Vehicles and Truck Tractors with Pneumatic Tires Commercial motor vehicles and truck tractors with pneumatic tires other than those electrically operated shall be divided into [eight (8)] the following classes and the fee for annual registration of such vehicles in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

Four-Wheeled

Class	Chassis Weight in Pounds				Fee
R	Less than 2000				$16.50
S	2000 and over	but less than	3000		26.00
T	3000 and over	but less than	4000	[35.00]	50.00
U	4000 and over	but less than	5000	[45.00]	100.00
V	5000 and over	but less than	6000	[63.00]	150.00
W	6000 and over	[but less than	7500	90.00]	200.00
[Y	7500 and over	but less than	9000		110.00
Z	9000 and over				155.00]

Six-Wheeled (3 Axles)

Class	Chassis Weight in Pounds				Fee
RZ	2000 and over	but less than	3000	[$40.00]	$50.00
SZ	3000 and over	but less than	4000	[50.00]	75.00
TZ	4000 and over	but less than	5000	[60.00]	100.00
UZ	5000 and over	but less than	6000	[90.00]	150.00
VZ	6000 and over	[but less than	7500	155.00]	200.00
[WZ	7500 and over	but less than	9000		175.00
YZ	9000 and over	but less than	12000		200.00
ZZ	12000 and over				225.00]

Section 704 Commercial Motor Vehicles and Truck Tractors with Solid Rubber or Cushion Rubber Tires Commercial motor vehicles and truck tractors with solid rubber or cushion rubber tires approved by the Secretary of Highways of this Commonwealth other than those electrically operated shall be divided into [eight (8)] the following classes and the fee for the annual registration of such vehicles in each of the respective classes based on the gross chassis weight as given and certified to by the manufacturer shall be as follows

Four-Wheeled

Class	Chassis Weight in Pounds (Solid Rubber Tires)				Fee
R	Less than 2000				$28.00
S	2000 and over	but less than	3000		$45.00
T	3000 and over	but less than	4000	[60.00]	80.00
U	4000 and over	but less than	5000	[75.00]	160.00
V	5000 and over	but less than	6000	[105.00]	240.00
W	6000 and over	[but less than	7500	150.00]	320.00
[Y	7500 and over	but less than	9000		190.00
Z	9000 and over				300.00]

Six-Wheeled (3 Axles)

Class	Chassis Weight in Pounds (Solid Rubber Tires)				Fee
RZ	2000 and over	but less than	3000		65.00
SZ	3000 and over	but less than	4000	[75.00]	80.00
TZ	4000 and over	but less than	5000	[90.00]	160.00
UZ	5000 and over	but less than	6000	[150.00]	240.00
VZ	6000 and over	but less than	7500	[275.00]	320.00
WZ	7500 and over	[but less than	9000	300.00]	400.00
[YZ	9000 and over	but less than	12000		325.00
ZZ	12000 and over				350.00]

Four-Wheeled

Class	Chassis Weight in Pounds (Cushion Rubber Tires)				Fee
R	Less than 2000				$25.00
S	2000 and over	but less than	3000		35.00
T	3000 and over	but less than	4000	[50.00]	70.00
U	4000 and over	but less than	5000	[60.00]	141.00
V	5000 and over	but less than	6000	[85.00]	210.00
W	6000 and over	[but less than	7500	125.00]	280.00
[Y	7500 and over	but less than	9000		150.00
Z	9000 and over				200.00]

Six-Wheeled (3 Axles)

Class	Chassis Weight in Pounds (Cushion Rubber Tires)				Fee
RZ	2000 and over	but less than	3000		$55.00
SZ	3000 and over	but less than	4000		65.00
TZ	4000 and over	but less than	5000	[70.00]	140.00
UZ	5000 and over	but less than	6000	[125.00]	210.00
VZ	6000 and over	but less than	7500	[200.00]	280.00
WZ	7500 and over	[but less than	9000	225.00]	350.00
[YZ	9000 and over	but less than	12000		250.00
ZZ	12000 and over				275.00]

Section 705 Electrically Operated Commercial Motor Vehicles and Trucks Tractors Electrically operated commercial motor vehicles and truck tractors shall be divided into [eight (8)] the following classes and the fee for annual registration of such vehicles in each of the respective classes based on the gross maximum weight of chassis battery body and load as given and certified to by the manufacturer shall be as follows

Four-Wheeled

Class	Weight of Chassis Battery Body and Load in Pounds			Fee
R	Less than 5001			$16.50
S	5001 and over but less than 7001			26.00
T	7001 and over but less than 11001		[35.00]	50.00
U	11001 and over but less than 15001		[45.00]	100.00
V	15001 and over but less than 18001		[63.00]	150.00
W	18001 and over but less than [22001]	20000	[90.00]	200.00
[Y	22001 and over but less than 25001			110.00
Z	25001 and over but less than 26000			155.00]

Six-Wheeled (3 Axles)

Class	Weight of Chassis Battery Body and Load in Pounds			Fee
RZ	Less than 12001		[$40.00]	$50.00
SZ	12001 and over but less than 14001		[50.00]	75.00
TZ	14001 and over but less than 16001		[60.00]	100.00
UZ	16001 and over but less than 22001		[90.00]	150.00
VZ	22001 and over but less than 26001		[155.00]	200.00
WZ	26001 and over but less than [30001]	28000	[175.00]	250.00
[YZ	30001 and over but less than 34001			200.00
ZZ	34001 and over but less than 36000			225.00]

Section 706 Trailers and Semi-Trailers Trailers and semi- trailers equipped with pneumatic or solid rubber or cushion rubber tires approved by the Secretary of Highways shall be divided into [seven (7)] the following classes and the fee for annual registration of such vehicles in each of the respective classes based on the combined weight of chassis and body if so constructed or the gross weight of the trailer or semi-trailer exclusive of the load to be transported shall be as follows

Two-Wheeled Semi-Trailer

Class	Weight in Pounds		Fee Tire Equipment Pneumatic		Cushion		Solid
A	Less than 1000		$5.00	[$6.00]	$7.00		$8.00
B	1000 and over but less than 2000	[8.00]	10.00	[10.00]	14.00	[15.00]	16.00
C	2000 and over but less than 3000	[15.00]	30.00	[20.00]	42.00	[25.00]	48.00
D	3000 and over but less than 4000	[25.00]	60.00	[30.00]	84.00	[35.00]	96.00
E	4000 and over but less than 5000	[30.00]	90.00	[40.00]	126.00	[50.00]	144.00
F	5000 and over [but less than 6000	45.00]	120.00	[60.00]	168.00	[75.00]	192.00
[G	6000 and over		75.00		85.00		100.00]

Four-Wheeled (2 Axles)
Trailer or Semi-Trailer

Class	Weight in Pounds		Fee Tire Equipment Pneumatic		Cushion		Solid
A	Less than 1000		$5.00	[$6.00]	$7.00		$8.00
B	1000 and over but less than 2000	[8.00]	10.00	[10.00]	14.00	[15.00]	16.00
C	2000 and over but less than 3000	[15.00]	30.00	[20.00]	42.00	[25.00]	48.00
D	3000 and over but less than 4000	[25.00]	60.00	[30.00]	84.00	[35.00]	96.00
E	4000 and over [but less than 5000	30.00]	90.00	[40.00]	126.00	[50.00]	144.00
[F	5000 and over but less than 6000		45.00		60.00		75.00
G	6000 and over		75.00		85.00		100.00]

Six-Wheeled (3 Axles)
Trailer

Class	Weight in Pounds		Fee Tire Equipment Pneumatic		Cushion		Solid
AZ	Less than 3000	[$40.00]	$50.00	[45.00]	$70.00	[$50.00]	$80.00
BZ	3000 and over but less than 4000	[45.00]	75.00	[50.00]	105.00	[60.00]	120.00
CZ	4000 and over but less thahn 5000	[50.00]	100.00	[60.00]	140.00	[70.00]	160.00
DZ	5000 and over but less than 6000	[60.00]	125.00	[75.00]	175.00	[90.00]	200.00
EZ	6000 and over [but less than 7000	75.00]	150.00	[100.00]	210.00	[125.00]	240.00
[FZ	7000 and over but less than 9000		85.00		110.00		135.00
GZ	9000 and over		[100.00		[125.00		150.00]

Section 902 Sizes of Vehicles and Loads (a) No vehicle except fire department equipment street sweepers and snow plows shall exceed a total maximum width including any load thereon of ninety-six (96) inches except that the limitations as to size of vehicles stated in this act shall not apply to vehicles loaded with hay or straw in bluk

(b) No vehicle except fire department equipment shall exceed a total maximum height including any load thereon of one hundred [seventy-four (174)] fifty (150) inches except motor buses and motor omnibuses operated exclusively in cities the total maximum height of which shall not exceed one hundred seventy-four (174) inches but nothing herein contained shall be construed to require the public authorities to provide sufficient vertical clearance to permit the operation of such vehicles

(c) No vehicle except fire department equipment shall exceed a total maximum length including any load thereon of three hundred ninety-six (396) inches and no combination of vehicles coupled together shall exceed a total maximum length of [seventy (70)] forty-five (45) feet except a combination of vehicles transporting poles pilings beams or other like structural units incapable of dismemberment the total maximum length of which shall not exceed seventy (70) feet

1 No motor vehicle shall be operated upon a highway drawing or having attached thereto more than one other vehicle [except that a truck trailer with semi-trailer attached may draw in addition thereto one (1) other vehicle]

2 The distance between any two vehicles one of which is towing or drawing the other shall not exceed fifteen (15) feet from one vehicle to the other except when the load on the towed vehicle is coupled directly to and is not more than five (5) feet from the towing vehicle Whenever the connection consists of a chain rope bar or cable there shall be displayed upon such connection a flag not less than twelve (12) inches in length and width Every trailer while being drawn upon the highway shall be so attached to the vehicle drawing the same as to prevent the wheels of such trailer from deflecting more than six (6) inches from the path of the drawing vehicle's wheels

(d) No vehicle except a trailer or semi-trailer shall carry any load or part thereof extending more than five (5) feet beyond the front extremity

(e) No vehicle except as herein provided shall carry any load extending beyond the line of the fenders on the left side of such vehicle nor extending more than six (6) inches beyond the line of the fender on the right side thereof

(f) It shall be unlawful for any person to transport on a motor vehicle trailer or semi-trailer operated for the carriage of passengers for hire a load in excess of twenty-five (25) per centum of the registered seating capacity or for any person to cause or permit any such operation Provided however That a child under the age of six years shall not be counted as a person when computing load on any such vehicle

Penalty Any person violating any of the provisions of subsections (a) (b) (c) (d) or (e) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of ten ($10) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than five (5) days Any person violating any of the provisions of subsection (f) of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of not less than ten ($10) dollars or more than twenty-five ($25) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days Such fine shall be in addition to any penalty imposed by any other section or subsection of this act

Section 903 Weight of Vehicles and Loads (a) Commercial motor vehicles and truck tractors other than those electrically operated shall not be used or operated on any highway with gross weight exceeding those specified for the several classes and weights of chassis as follows

Four-Wheeled Class	Chassis Weight in Pounds	Maximum Gross Weight in Pounds
R	Less than 2000	5000
S	2000 and over but less than 3000	7000
T	3000 and over but less than 4000	11000
U	4000 and over but less than 5000	13000
V	5000 and over but less than 6000	18000
W	6000 and over [but less than 7500	22000] 20000
[Y	7500 and over but less than 9000	25000
Z	9000 and over	26000]

Six-Wheeled (3 Axles) Class	Chassis Weight in Pounds	Gross Weight Maximum in Pounds
RZ	2000 and over but less than 3000	12000
SZ	3000 and over but less than 4000	14000
TZ	4000 and over but less than 5000	16000
UZ	5000 and over but less than 6000	22000
VZ	6000 and over but less than 7500	26000
WZ	7500 and over [but less than 9000	30000] 28000
[YZ	9000 and over but less than 12000	34000
ZZ	12000 and over	36000]

(b) Electrically operated commercial motor vehicles and truck tractors shall not be used or operated on any highways with gross weight exceeding those specified for the several classes as follows

Four-Wheeled Class	Maximum Gross Weight in Pounds
R	5000
S	7000
T	11000
U	15000
V	18000
W	[22000] 20000
[Y	25000
Z	26000]

Six-Wheeled (3 Axles) Class	Maximum Gross Weight in Pounds
RZ	12000
SZ	14000
TZ	16000
UZ	22000
VZ	26000
WZ	[30000] 28000
[YZ	34000
ZZ	36000]

(c) Trailers and semi-trailers shall not be used or operated on any highway with gross weight exceeding those specified for the several classes as follows

Four-Wheeled (2 Axles)

Class—Weight in Pounds	Trailer or Semi-Trailer	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	16000
E	4000 and over [but less than 5000]	20000
[F	5000 and over but less than 6000	24000
G	6000 and over	26000]

Six-Wheeled (3 Axles) Class—Weight in Pounds	Trailer	Maximum Gross Weight in Pounds
AZ	Less than 3000	12000
BZ	3000 and over but less than 4000	15000
CZ	4000 and over but less than 5000	20000
DZ	5000 and over but less than 6000	26000
EZ	6000 and over [but less than 7000	30000] 28000
[FZ	7000 and over but less than 9000	34000
GZ	9000 and over	36000]

Two-Wheeled Class—Weight in Pounds	Semi-Trailer	Maximum Gross Weight in Pounds
A	Less than 1000	3000
B	1000 and over but less than 2000	6000
C	2000 and over but less than 3000	10000
D	3000 and over but less than 4000	12000
E	4000 and over but less than 5000	14000
F	5000 and over [but less than 6000]	16000
[G	6000 and over	18000]

(d) No two-wheeled vehicle except fire department equipment shall be operated upon any highway with gross weight in excess of [eighteen] sixteen thousand [(18,000)] (16,000) pounds or in excess of [eight] seven hundred [(800)] (700) pounds on any one wheel for each nominal inch of width of tire

(e) No four-wheeled vehicle except fire department equipment shall be operated upon any highway with a gross weight in excess of [twenty-six] twenty thousand [(26,000)] (20,000) pounds or in excess of [eighteen] sixteen thousand [(18,000)] (16,000) pounds on any axle or in excess of [eight] seven hundred [(800)] (700) pounds on any one wheel for each nominal inch of width of tire on such wheel

(f) No six or more wheeled vehicle except fire department equipment shall be operated upon any highway with gross weight in excess of [thirty-six] twenty-eight thousand [(36,000)] (28,000) pounds or in excess of [eight] seven thousand [(8,000)] (7,000) pounds on the front axle or in excess of [sixteen] twelve thousand [five hundred (16,000)] (12,000) pounds on any one of the rear axles or in excess of [eight] seven hundred [(800)] (700) pounds on any one wheel for each nominal inch of width of tire on such wheel and the two rear axles shall be parallel and shall not be less than [thirty-six (36)] forty (40) inches apart

(g) No truck tractor and semi-trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of [thirty-nine] thirty thousand [(39,000)] (30,000) pounds or in excess of [eighteen] sixteen thousand [(18,000)] (16,000) pounds on any axle or in excess of [eight] seven hundred [(800)] (700) pounds on any one wheel for each nominal inch of width of tire on such wheel axle or axles of semi-trailer shall not be less than ninety-six (96) inches from the axle of the truck tractor

(h) No commercial motor vehicle and trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of [sixty-two] forty-eight thousand [(62,000)] (48,000) pounds or

in excess of [eight] seven hundred [(800)] (700) pounds on any one wheel for each nominal inch of width of tire on such wheel

[No truck tractor semi-trailer and trailer combined except fire department equipment shall be operated upon any highway with a gross weight in excess of sixty-five thousand (65,000) pounds or in excess of eight hundred (800) pounds on any one wheel for each nominal inch of width of tire on such wheel]

(i) Maximum gross weights provided in this section are permissible only under conditions where no other restrictions are provided in this act or in any other laws regulating the gross maximum weight of vehicles

Penalty Any person violating any of the provisions of this section shall upon summary conviction before a magistrate be sentenced to pay a fine of fifty (50) dollars and costs of prosecution and in default of the payment thereof shall undergo imprisonment for not more than ten (10) days

Section 2 The provisions of this act are severable and if any provision thereof is held to be unconstitutional the decision so holding shall not be construed as affecting or impairing any other provision of this act or the act as a whole It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included herein

Section 3 The amendments made by this act to sections seven hundred three seven hundred four seven hundred five seven hundred six nine hundred two (b) and nine hundred three (a) (b) (c) (d) (e) (f) (g) and the first paragraph of subsection (h) shall become effective on the first day of January one thousand nine hundred thirty-six as to vehicles manufactured constructed or assembled subsequent to said date and shall become effective as to all vehicles on the first day of January one thousand nine hundred forty-one As to vehicles manufactured constructed or assembled prior to the first day of January one thousand nine hundred thirty-six the weight and height limits shall remain as heretofore provided by law and the registration fee as to such vehicles shall be provided by the act enacted at this session of the General Assembly

The amendments made by this act to sections nine hundred two (c) nine hundred two (c) one and the second paragraph of subsection (h) of section nine hundred three shall become effective on the first day of January one thousand nine hundred thirty-six

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

BILL ON FINAL READING

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 228 as follows:

An Act to amend the definitions of "common carrier" and "conveyance of passengers or property" contained in section one of article one of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" by exempting the conveyance of perishable food products milk and furniture from regulation by the Commission in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the definitions of the term "common carrier" and the term "conveyance of passengers or property" contained in section one of article one of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilties of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expenses and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms

salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" are hereby amended to read as follows

The term "Common Carrier" as used in this act includes any and all common carriers whether corporations or persons engaged for profit in the conveyance of passengers or property or both except persons engaged occasionally in the conveyance of perishable food products and persons engaged occasionally or regularly in the conveyance of milk received from the producer thereof between points within this Commonwealth and except persons engaged occasionally in the conveyance of household furniture from point to point within one county by through over or under land or water or both

The term "Conveyance of passengers or property" as used in this act includes any and all service in connection with the receiving transportation elevation transfer in transit ventilation refrigeration icing storage handling and delivering of property baggage or freight except perishable food products furniture and milk as herein before excepted as well as any and all service in connection with the transportation or carrying of passengers

On the question

Shall the bill pass finally?

Mr. JOHN A. SMITH. Mr. Speaker and members of the House, by reason of a recent ruling of the Public Service Commission a great deal of inconvenience has been occasioned to the people of rural communities because of the necessity of truckers of milk and perishable products, food products, by order of the Public Service Commission, to take out certificates of public convenience. Those of you who have driven through the countryside at the time the fruits and vegetables are being marketed will very readily understand that at the time this marketing reaches its peak and these fruits and vegetables arrive at the peak of ripening, it is not possible for those farmers and fruit growers to secure enough certificated haulers to handle this crop.

If you see this peak of ripening, see the fields of ripened tomatoes, you will notice that it is a tremendous problem to get these tomatoes into the factories or canneries. You will likewise understand that when peaches ripen quickly, after several days of rain and a few days of hot sunshine, that it is a tremendous task to move all of this crop by the trucks of certificated haulers. You will likewise understand when this process is used as a means of discriminating against producers of milk, whereby farmers on certain routes are designated to certain truckers, it has become an extremely hard proposition for a farmer who wants to benefit himself by getting a better market by having a trucker from another route enter his farm, so that he may avail himself of that particular route, it then becomes necessary to go before the Public Service Commission, ask for a hearing, and have a certificate granted, so that he may transport that particular farmer's milk.

This bill is designed to take the movement of perishable foods out of the jurisdiction of the Public Service Commission, so that there will be no such thing as gerrymandering truck routes to the disadvantage of the milk producers. It is likewise intended to prevent the cluttering up of the records of the Public Service Commission with these detailed minutiae that are of no particular advantage to the Public Service Commission. According to the statement of the Public Service Commission on January 24, 1935, this entailed the necessity of sending out seventeen thousand applications for truckers' licenses. Members of the House, I ask you to support this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—197

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Furman,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Gates,	Merrell,	Smith, W. G.,
Baldi,	Gerard,	Moomaw,	Snyder, F. E.,
Barber,	Gillette,	Mooney,	Snyder, J. L.,
Barnhardt,	Green,	Moore,	Sowers,
Bernhard,	Greenstein,	Moran,	Sproul,
Blumberg,	Habbyshaw,	Moul,	Stank,
Boose,	Haberlen,	Muir,	Stevens,
Boyd, R.,	Hagerty,	Munley,	Stewart,
Boyer,	Haluska,	Murrin,	Stockham,
Bradley,	Hamilton, F. P.,	Nagel,	Stone,
Brancato,	Hamilton, R. S.,	Nothnagle,	Stott,
Brennan,	Harkins,	O'Keefe,	Sumney,
Brown, H. S.,	Harmuth,	Ominsky,	Surface,
Brown, J. E.,	Hart,	O'Neill,	Tahl,
Brownfield,	Hartman,	Panton,	Terry,
Brumbaugh,	Hefferon,	Parks,	Tronzo,
Burke,	Hermansen,	Patterson, C.,	Trout,
Cannon,	Hetrick,	Patterson, J. W.,	Tumelty,
Caputo,	Hindman,	Pearson,	Turner,
Carr,	Hirsch,	Perry,	Van Alisburg,
Carson,	Hoffner,	Peters,	Van Sickle,
Castor,	Holstrom,	Pfaff,	Walker,
Chervenak,	Hoopes,	Phillips,	Wall,
Coakley,	Horst,	Piole,	Wasserman,
Cochran,	Jackson,	Powers,	Weidemann,
Cohen,	Jones,	Reising,	Weiss,
Coleman,	Kane,	Reynolds,	Welliver,
Condon,	Kelso,	Rhys,	Welsh,
Conner,	Kilroy,	Rinn,	Westrick,
Coolahan,	Kinney	Roan,	White,
Cordier,	Klingler,	Robinson,	Wickersham,
Davies,	Kobelak,	Rooney,	Wilson,
Decker,	LaRue,	Root,	Witkin,
		Ruffennach,	Wood,

Denning,	Linderman,	Sarraf,	Woodside,
Dent,	Long,	Scanlon,	Yeakel,
Diehl,	Longaker,	Schrock,	Yourishin,
Dilley,	Lovett,	Schrope,	Zappala,
Downey, G. E.,	Lynch,	Schwab,	Zimmerman,
Downey, J. J.,	Male,	Schwartz,	Sarig,
Duffort,			

NAYS—2

Ederer,	Forrest,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 321, entitled:

An Act to amend section six as amended, section eight and section ten as amended of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to National party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend and revoke, rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," providing that only registered and enrolled members of political parties shall be qualified to sign nomination petitions, and limiting the number of specimen ballots to be given candidates at primaries.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Male,	Shaw,
Alexander,	Ederer,	Mallen,	Shepard,
Allen,	Eroe,	Mason,	Shortz,
Altenburg,	Falkenstein,	McCreary,	Shreiner,
Andrews,	Ferko,	McDermott,	Shugarts,
Arnold,	Finnerty,	McDevitt,	Siegel,
Atkins,	Fitch,	McElroy,	Simon,
Aukerman,	Flanagan,	McHenry,	Simpson,
Baine,	Flinchbaugh,	McKinney,	Sloan,
Baker, F. T.,	Flynn,	Melchiorre,	Smith, J. A.,
Baker, J. J.,	Forrest,	Mentzer,	Smith, W. G.,
Baldi,	Furman,	Merrell,	Snyder, F. E.,
Barber,	Gates,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Muir,	Stewart,
Boyer,	Haberlen,	Munley,	Stockham,
Bradley,	Hagerty,	Murrin,	Stone,
Brancato,	Haluska,	Nagel,	Stott,
Brennan,	Hamilton, F. P.,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Surface,
Brown, J. E.,	Harkins,	Ominsky,	Tahl,
Brownfield,	Harmuth,	O'Neill,	Terry,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Castor,	Hirsch,	Peters,	Walker,
Cherrenak,	Hoffner,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	LaRue,	Ruffennach,	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
		Schwartz,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 651, entitled:

An Act to amend section one of the act approved the seventeenth day of July, one thousand nine hundred and nineteen (P. L. 1029), entitled "An act to provide for payment of rent in receivership proceedings and insolvency proceedings against tenants," by changing the period for which rent shall be given preference.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—200

Achterman,	Eberharter,	Mallen,	Shaw,
Alexander,	Ederer,	Mason,	Shepard,
Allen,	Eroe,	McCreary,	Shortz,
Altenburg,	Falkenstein,	McDermott,	Shreiner,
Andrews,	Ferko,	McDevitt,	Shugarts,
Arnold,	Finnerty,	McElroy,	Siegel,
Atkins,	Fitch,	McHenry,	Simon,
Aukerman,	Flanagan,	McKinney,	Simpson,
Baine,	Flinchbaugh,	Melchiorre,	Sloan,
Baker, F. T.,	Flynn,	Mentzer,	Smith, J. A.,
Baker, J. J.,	Forrest,	Merrell,	Smith, W. G.,
Baldi,	Furman,	Moomaw,	Snyder, F. E.,
Barber,	Gates,	Mooney,	Snyder, J. L.,
Barnhardt,	Gerard,	Moore,	Sowers,
Bernhard,	Gillette,	Moran,	Sproul,
Blumberg,	Green,	Moul,	Stank,
Boose,	Greenstein,	Muir,	Stevens,
Boyd, R.,	Habbyshaw,	Munley,	Stewart,
Boyer,	Haberlen,	Murrin,	Stockham,
Bradley,	Hagerty,	Nagel,	Stone,
Brancato,	Haluska,	Nothnagle,	Stott,
Brennan,	Hamilton, F. P.,	O'Keefe,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Ominsky,	Surface,
Brown, J. E.,	Harkins,	O'Neill,	Tahl,
Brownfield,	Harmuth,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Cherrenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,

Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 654, entitled:

An Act to amend section one of the act approved the twenty-sixth day of May, one thousand eight hundred and ninety-one (P. L. 122), entitled "An act to provide for payment of rent in cases of assignments for the benefits of creditors," by changing the period for which rent shall be given preference.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 656, entitled:

An Act to amend section eighty-three of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 755), entitled "An act relating to executions," by changing the period for which rent shall be given preference.

And said bill having been read at length the third time considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 657, entitled:

An Act to amend section twenty-eight of the act approved the sixteenth day of June, one thousand eight hundred and thirty-six (P. L. 729), entitled "An act relating to insolvent debtors," by changing the period for which rent shall be given preference.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Efoe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 942, entitled:

An Act abolishing the office of Resident Clerk of the House of Representatives, and transferring the powers and duties of said officer including appointments to the Chief Clerk.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1215 as follows:

An Act regulating the payment of wages or compensation for labor or service in private employments imposing certain duties upon employers conferring powers and duties upon the Department of Labor and Industry and district attorneys imposing civil and criminal penalties for violations of the act and providing for their collection and disposition and making a repeal

Whereas The established procedure in this Commonwealth for the enforcement of the payment of wages has proved utterly inadequate and ineffective and

Whereas Many employers have taken advantage of needy employes by depriving them of wages which were justly due and

Whereas The evils arising from the failure to pay wages to employes are such as to render imperative the exercise of the police power of the Commonwealth for the protection of wage workers and their dependents and of the public interest of the community at large in their health and well-being therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That except as otherwise provided in this act all wages or compensation earned by any person in any private employment shall become due and payable and shall be paid at least twice during each calendar month on days to be designated by the employer as the regular pay days Services rendered between the first and fifteenth days inclusive of any calendar month shall be paid for on before the twenty-sixth day of the month during which the services were rendered and all services rendered between the sixteenth and the last day inclusive of any calendar month shall be paid for on or before the tenth day of the following month

Section 2 The wages or compensation of employes employed in agricultural viticultural and horticultural pursuits or in stock or poultry raising or in household domestic service who are boarded and lodged by their employers shall become due and payable monthly or once in each calendar month on a day designated in advance by the employer as the regular pay day But no two successive regular pay days shall be more than thirty-one days apart and the payment or settlement on each regular pay day shall include all amounts due for labor or service up to such pay day

Section 3 Whenever an employer discharges an employe or in any other manner terminates his employment the wages or compensation for labor or service earned by the employe and unpaid at the time of such discharge or termination of employment shall become due and payable and shall be paid immediately Whenever an employe not having a written contract for a definite period quits or resigns his employment or in the happening of any strike or lockout the wages or compensation earned and unpaid shall become due and payable and shall be paid not later than the next regular pay day In all cases covered by this section the payment or settlement shall include all amounts due each such employe without abatement or reduction and the employer shall return to each such employe any deposit or money or other guaranty required by him from such employe for the faithful performance of the duties of the employment less proper deductions only

Section 4 The wages or compensation subject to the provisions of this act shall include all amounts for labor or service performed by employes whether the amount is fixed or ascertained by the standard of time task piece commission basis or any other method of calculating the same or whether the labor or service is performed under contract subcontract partnership subpartnership station plan or other agreement for the performance of labor or service provided that the labor or service to be paid for is performed personally by the person demanding payment Nothing contained in this act shall in any way limit or prohibit the payment of wages or compensation at more frequent intervals or in greater amounts or in full when or before due but no provision of this act shall in any way be contravened or set aside by a private agreement whether written oral or implied and any such agreement is hereby declared null and void as against public policy

Section 5 All wages payable from any employer to any employe shall be paid in current money of the United States or in valid and negotiable checks for the full amount of wages due except only deductions of such amounts as may be legally owing to the employer by the employe and such deductions as may be made pursuant to any agreement between the employer and any labor union of which the employe is a member for the check-off of dues by such employer out of wages

Section 6 Every employer shall post and keep posted conspicuously at the place of work if practicable or where it can be seen as employes come or go to their places of work or at the office or nearest agency for payment kept by the employer a notice specifying the regular pay days and the time and place of payment in accordance with the provisions of sections one and two of this act and any changes in these matters occuring from time to time Every employe who is discharged quits or resigns or goes on strike or is locked out shall be paid at the employer's regular office or agency for payment where such employe would have been paid had he continued to work until the next pay day

Section 7 In case of a dispute over wages every employer shall pay without condition and within the time set by this act all wages or parts of wages conceded by him to be due leaving to the employe all remedies he or she might otherwise be entitled to as to any balance he or she may claim

Section 8 (a) It shall be the duty of the Department of Labor and Industry to enforce generally the provisions of this act and either upon its own initiative or upon complaint to inquire diligently for any violation of this act and to institute criminal proceedings in proper cases

(b) At the request of any employe whose weekly wages do not exceed fifty dollars the Secretary of Labor and Industry may take an assignment of any unpaid wage claim in trust for the assigning employe and may bring any legal action necessary to collect such claim and the employer shall be required to pay the costs of such action if the claim or any part thereof is sustained In all actions brought by the Secretary of Labor and Industry against any one employer for wages due employes whose claims have been assigned to him the said Secretary of Labor and Industry shall be the plaintiff and may join all such claims so assigned to him in one suit

(c) Nothing herein contained shall be construed to limit the authority of any district attorney of any county to institute prosecutions for such violations of this act as may come to his knowledge or to enforce the provisions hereof independently and without specific direction of the Department of Labor and Industry or to limit the right of any wage claimant to institute prosecutions or to sue directly or through an assignee for any wages or penalty due him or her under the provisions of this act

Section 9 Nothing in this act shall apply to the payment of wages or compensation of employes directly employed by the Federal Government the Commonwealth or any county city borough incorporated town township school district poor district or other municipal corporation All other employments shall for the purposes of this act be deemed private employments and subject to the provisions hereof.

Section 10 (a) Any person copartnership association or corporation or any agent manager superintendent or officer thereof who or which shall violate any of the provisions of this act or who or which shall wilfully refuse to pay upon demand wages due and payable as provided in this act or shall falsely deny the amount or validity thereof or that the same are due with the intent to secure any discount whatsoever upon such indebtedness or with the intent to annoy harass or oppress or hinder or delay or defraud the person to whom such indebtedness is due shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay either a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500) or to suffer imprisonment for not more than six months or both in the discretion of the court

(b) In the event that an employer shall wilfully fail to pay without abatement or reduction any wages or compensation of any employee who is discharged or who resigns or quits goes on strike or is locked out as in section three of this act provided then in addition to the

penalty set forth in paragraph (a) of this section as a penalty for such nonpayment the wages or compensation of such employe shall continue from the due date thereof at the same rate until paid or until an action therefor shall be commenced provided that in no case shall such wages continue for more than thirty days and provided further that no such employe who secretes or absents himself to avoid payment to him or who refuses to receive the payment when fully tendered to him including any penalty then accrued under the provisions of this section shall be entitled to any benefit under this act for such time as he so avoids payment

Section 11 All fines collected received or recovered under this act in any criminal proceeding shall be paid to the Department of Labor and Industry and by it paid into the General Fund of the State Treasury through the Department of Revenue

Section 12 If any section sentence clause or part of this act is for any reason held to be unconstitutional such decision shall not affect the remaining portions of this act The Legislature hereby declares that it would have passed this act and each section sentence clause or part thereof irrespective of the fact that one or more sections sentences clauses or parts be declared unconstitutional

Section 13 The act approved the twenty-fourth day of April one thousand nine hundred and thirteen (Pamphlet Laws one hundred fourteen) entitled "An act regulating the time of payment of wages and earnings and providing a penalty for violation hereof" be and the same is hereby repealed Provided That the repeal of this act shall not impair or affect any act done offense committed or right accrued or acquired or liability duty obligation penalty judgment or punishment incurred prior to its repeal but the same may be enjoyed asserted enforced prosecuted or inflicted as fully and to the same extent as if this act had not been repealed

Section 14 This act shall become effective immediately upon its final enactment

On the question,
Will the House agree to the bill on third reading?
It was agreed to.
On the question,
Shall the bill pass finally?

Mr. SOWERS. Mr. Speaker, may I ask the sponsor of this bill to explain it to the House?

The SPEAKER. Will the gentleman from Berks please explain the bill?

Mr. HOOPES. Mr. Speaker and members of the House, the purpose of this bill is to prevent chiselling employers from cheating their employes of wages which have been earned. It is not to be inferred that the average employer indulges in such conduct, but there are too many employers that do so. Frequently they come in from without the State, they rent a building, they rent some machinery, and then they employ, sometimes women, and sometimes men, and agree to pay them a wage that is usually low enough, give some excuse for postponing the payment, and keep that up for several weeks or months. I have in mind a particular case where this has been done, failing to pay the wages or a large part of them, and then going into receivership, or worse still, packing up and leaving the State with no assets with which to pay the wages. That has happened too frequently. In other cases the employe is compelled to bring suit, which involves putting up costs before an alderman or justice of the peace, and to pay an attorney or somebody else a large part of the small wage claim for the purpose of collecting it. As an attorney I am not anxious to take business away from attorneys, but I am very frank to say that most attorneys are not anxious to get that job of collecting because the work is out of all proportion in comparison with the amount they are paid for collecting. You are not hurting the attorneys: You are helping the workers and by passing this measure you will make it possible to collect these wages, and that is the purpose of this bill. There is a statute on the books at the present time which purports to do this, but the courts have made so many exceptions to it that it doesn't mean anything at all.

I have in mind a particular case that occurred last Summer, where an attempt was made to arrest a certain employer who hadn't paid wages for many weeks. We were lucky enough to get the man's partner who happened to be in town on that particular day, and when the constable said to the gentleman, "you either have to put up bail for a hearing or go to jail," he pulled out a roll which the constable told me was that big around, and the smallest bill in the roll was a ten dollar bill. Yet he owed fifteen or twenty people in the plant wages to the amount of twenty or twenty-five dollars each, and he refused to pay them. A few days later, when another attorney started another action, they appealed the case to court and they lost it because it was a corporation, you couldn't do anything about it, and they got away with it. Tactics of that sort have been carried on by certain employers,—not by the average employer at all. This bill will not affect the honest employer in any way, shape or form, but it does put teeth in the law and it will permit the collection of wages from these other types of employers who have been imposing upon employes of this Commonwealth. It makes it a criminal offense to fail to pay wages at least twice a month, except in certain cases, where they are employed in agricultural, viticultural and horticultural pursuits or in stock or poultry raising or in household domestic service who are boarded and lodged by their employers, in which case they only have to pay once a month. It has a provision relating to employes who are receiving fifty dollars a week. They may assign their claims to the Secretary of Labor and Industry, and the Secretary is authorized to bring suit against the employers, and can consolidate all suits against the same employer in one action and in that way enforce collection. This method of collection has been used in California for many years, and almost a similar measure is in force there and has been in use, and it has been found to be very effective. More wages are collected in California with less difficulty than in any other State. This bill is recommended by the Department of Labor in Washington and by the Department here at Harrisburg. It is endorsed, I may say, by the administration and is a measure which will benefit the employes of this Commonwealth.

I ask you to vote for it.

Mr. SOWERS. Mr. Speaker and members of the House, the purposes back of this bill are very laudable, and it would seem to me as if the bill is practically about ninety-eight percent right. The objection that some of my constituents have to the bill is the requirement that notice shall be posted, giving notice to the world of the time of paydays.

Now, we have had difficulty in Philadelphia, and I assume that others have had outside of Philadelphia, with bandits appearing on the days fixed for the payment of employes. Some of my constituents think it would be a big mistake to require an employer to post a sign and thus notify bandits and so on that they can appear at a certain time and steal that payroll. I would suggest if the sponsor of this bill would agree that the bill be placed on the postponed calendar, and that section 6 appearing

on page 4, "Every employer shall post and keep posted conspicuously at the place of work," and so on, the time and practically the hour when payment will be made. May I have permission to put it on the postponed calendar so that part may be removed from the bill?

Mr. HOOPES. Mr. Speaker and members of the House, I would like to discuss the point raised by the gentleman from Philadelphia.

It does not seem to me to be a valid objection to the bill for these reasons: At the present time there is no difficulty for any one to find out when the pay day is in any large plant. In order to enforce a measure of this kind and make it mean anything at all, there must be a definite pay day fixed, otherwise the employer can always shift the time and say that his pay day is here or there or some other time and make it that much more difficult to enforce. In the second place, the bill permits payment in valid, negotiable checks, which, of course, would do away with the danger of any holdup or anything of that sort. I think that at the present time any person who is interested in staging a holdup of any large plant would have absolutely no difficulty in finding out the time of the regular pay day. I know that I can find out the regular pay day of any plant in the city of Reading simply by asking one of the employes. There is no secrecy about the matter, and the mere fact that you are going to have to post a notice in the plant seems to be a rather fastidious objection.

Mr. ANDREWS. Mr. Speaker, I would like to interrogate the gentleman from Berks.

The SPEAKER. Will the gentleman from Berks permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. ANDREWS. Mr. Speaker, under Section 2 of this Act, is any farmer who fails to pay his farm help in full once a month liable to penalties?

Mr. HOOPES. Mr. Speaker, yes, I think he is, under this bill.

Mr. ANDREWS. Mr. Speaker and members of the House, those of you from the rural districts understand very well that the farms in this State are not conducted on what might be a proper factory basis. There is many a farmer who employs help and who, with the consent of his farm hands, does not pay every month in full, and indeed under present conditions, with the difficulties of financing agricultural operations, the obligation to pay farm hands in full every month simply brings agriculture in this State to a stop. It can't be done. It never has been done even when credit was plenty, but with credit tied up as it is now, the agricultural employer cannot pay his help in full every month, or else be subjected to penalties. He will simply have to let the sheriff have the farm.

Mr. YOURISHIN. Mr. Speaker and members of the House, Section 2 of the bill provides that the farm help and so forth shall be paid at least once a month. I want to tell the members of this House that the intent of the bill is to protect the employer, or, rather, the employe from the unscrupulous employer that may want to get away without paying his honest to God obligations.

While there is a provision in the bill that the farmer shall pay his help at least once a month, I don't believe that the farmer is going to suffer as a result of that section being in, but if a farmer hires a man to do work upon his farm and agrees to pay him two or three, five or ten dollars a month, and then at the end of the month refuses to pay that man, I say that man should have some redress whereby he may collect his wages.

This measure has been approved, not only by organized labor, but by labor throughout the state of Pennsylvania, to protect those, and there are hundred of them, who have lost their wages because of the fact that some unscrupulous employer came in, worked them for a month or two and then left the State, and nobody was able to collect anything. If later on they were able to collect anything they had to spend practically half their money before they were able to get any redress, in the way of paying lawyers and so forth.

I say that this bill is not going to work any hardship upon the farmer. I don't think that any employe of any farmer would stand up here and say, if his employer is not able to pay him in one month and he has to wait another month, and the farmer agrees to pay the man—I don't think the employe of that farmer is going to sue him for those wages, but if he refuses to pay him then I say that the employe has the right to have some redress in order to get his money.

Mr. ANDREWS. Mr. Speaker and members of the House, the gentleman across the aisle, I don't believe has ever worked on a farm. The farm hand who works on a farm is protected by the fact that the farm can't run away; a factory can. The man who works on a farm is protected by the fact that crops can't run away without being attached. On countless farms in this state, the employer and the employe understand that wages cannot be paid every month, but the farm hand who is fired or who has to leave has his protection by reason of the fact that the farmer's farm, the farmer's crop and the farmer's land, are all there, subject to attachment for wages. This bill, as it stands, even makes it impossible for an employer and a farm hand by agreement to waive the payment of the monthly wages in full. It is a vicious measure—Section 2.

Mr. HOOPES. Mr. Speaker, I would like to interrogate the gentleman from Cambria, Mr. Andrews.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. ANDREWS. Mr. Speaker, as one farmer to another—yes.

Mr. HOOPES. Mr. Speaker, I would like to ask the gentleman from Cambria, since he has raised the issue, how recently he has worked on a farm.

Mr. ANDREWS. Mr. Speaker, that is an embarrassing question. It is at least thirty-five years.

Mr. HOOPES. Mr. Speaker, I would like to inform the gentleman from Cambria that I worked on a farm within the last ten years.

Mr. Speaker, I would like seriously to interrogate the gentleman from Cambria.

The SPEAKER. Will the gentleman from Cambria permit himself to be interrogated?

Mr. ANDREWS. Mr. Speaker, seriously? It is difficult for me to distinguish between his serious interrogations and his flippant ones. If he will label them, I may be able to reply.

Mr. HOOPES. Mr. Speaker, probably after the question is asked, the gentleman will be able to differentiate. I would like to ask the gentleman from Cambria whether in stating that the hired man always had redress against the farmer's farm and his crops, he had in mind tenant farmers.

Mr. ANDREWS. Mr. Speaker, the tenant farmers' crops, the tenant farmers' stock.

Mr. HOOPES. Mr. Speaker, I would like to ask the gentleman whether he refers to cases where the tenant farmer doesn't even own the stock or the crop.

Mr. ANDREWS. Mr. Speaker, he represents someone else who does and acts as an agent.

Mr. HOOPES. Mr. Speaker, wouldn't the landlord's claim for rent under such circumstances as a claim against the tenant's crops come in ahead of wages?

Mr. ANDREWS. Mr. Speaker, that is a question for the legal fraternity. My judgment as a layman is that under any conditions wages have a prior claim, certainly against the crop.

Mr. HOOPES. Mr. Speaker, I was interrupted and did not hear the gentleman's answer.

Mr. ANDREWS. Mr. Speaker, it was a good one. The gentleman ought to pay attention.

Mr. HOOPES. Mr. Speaker, I would like to ask the gentleman whether or not he thinks that a hired man of a tenant farmer, who owns neither the farm nor his crops nor stock, has any protection as the law now stands.

Mr. ANDREWS. Mr. Speaker, I will answer the gentleman by saying that under those conditions the tenant farmer acts as an agent, and that his principle would be responsible for the acts of his agent, and it has always seemed to me as a layman, that wages were the one thing that had protection under the laws of this State.

Mr. HOOPES. Mr. Speaker and members of the House, in answer to the gentleman from Cambria, I may say that is a general delusion that many people are laboring under, namely, that wages can always be collected.

Almost every week I have a wage earner come into the office who presents a wage claim to me for collection. When I explain to him, after getting the facts, that the claim is not collectible, he says "I thought wages always came out first." Unfortunately under the law as it is, they do not, and there are many instances where it is impossible to collect wages. I have had claims in my office against tenant farmers which were utterly uncollectible. I have no desire to put a further burden upon the farmer. Having been born and raised upon a farm and working on one until recent years, I am very well aware of the hardships to which the farmer is subjected, but I do say that it is the duty of every employer who employes help to make arrangements to pay the wages that he agrees to pay and to ask him to pay them once a month. The wages of the farm laborer are not very heavy. I realize that the amount of cash that the average farmer has frequently amounts to nothing, and I would say that a farmer who hires a man should be able to make arrangements to pay his small wages at least once a month. It is not fair to expect a man to work for an entire season for his board and lodging and take his chance of getting the wages at the end of the season, before somebody else attaches the goods, or if the farmer has sold his goods, or has sold his crop and didn't get paid for it, then the tenant loses the wages to which he is entitled. Such conditions do exist and the wage earner should be entitled to protection as a matter of public policy.

This bill has been carefully drafted and has been in the Attorney General's office for several weeks. It is a measure, as I said before, which is almost identical with one which is in force in California and has been for a number of years. It deals with the entire situation. Every section, every clause of it, has been carefully considered, with the idea of protecting the wage earners without imposing any unfair hardships upon the employers, be that employer the owner of a factory or a farm, or any one else who may be subject to the provisions of this measure.

I, therefore, ask that you give your support to this bill.

Mr. JOHN E. BROWN. Mr. Speaker and members of the House, on this question we have heard a great deal about the farmer, the poor farmer. Now, I think I have a right to say a word, and that is that the farmers of Pennsylvania are not asking for any exemption. When they hire a man they are willing to pay him, and if they do not have the money they do not very often hire him. Scripture has that the laborer is worthy of his hire, and as farmers in Pennsylvania, we do not ask any exemption. Vote for the bill.

Mr. McCREARY. Mr. Speaker, I only wanted to ask for permission to interrogate the gentleman from Berks and I only wanted to ask a question. I did not want to take the time to make a speech and I did not want to come clear up here in front to ask this question. In this bill, page 4, line 4, there is this clause: "no provision of this act shall in any way be contravened or set aside by a private agreement whether written, oral or implied, and any such agreement is hereby declared null and void as against public policy." I simply want to ask the gentleman from Berks whether that would prevent a farmer from making a private agreement with a hired man to work for him for wages that the two of them would agree upon. That was the question and that was all I cared to have answered at this time.

Mr. SPEAKER. The gentleman from Erie, Mr. McCreary, wishes to interrogate the gentleman from Berks, Mr. Hoopes. Will the gentleman from Berks permit himself to be interrogated?

Mr. HOOPES. I will, Mr. Speaker.

Mr. McCREARY. I just asked the question, Mr. Speaker. I asked the gentleman whether this provision in this bill would prevent the farmer from making a personal or mutual agreement with the hired man to work for him and pay him when he could.

Mr. HOOPES. Mr. Speaker, in answering the gentleman from Erie, I will say that unquestionably that provision in the bill will prevent any employer from hiring a man and agreeing to pay him wages when he can't. It is necessary as a matter of public policy to prevent such contracts. The workers have been grossly imposed upon by a few employers—not the average employers. Don't misunderstand me, I have been a farmer and I know that the average farmer is honest and has no intention of defrauding anybody, but a few employers have taken advantage of the situation. If you allow them by private agreement to completely set aside every provision of the act, then you might as well not have the act at all. Therefore, we put this section in the act which declares such agreements against public policy.

Mr. McCREARY. Mr. Speaker and members of the House, when you want information about farmers, I don't see why you don't ask farmers for that information. I have lived on the same farm for forty-three years. I have hired many men during that time. I have never yet refused to pay man what I agreed to pay him, but we had a mutual understanding that he would wait for part of his pay until the crops were harvested to pay him. I will say that ninety percent of the farmers in Pennsylvania depend for their money to pay their help on what they get from their crops. In the Spring of the year every farmer knows that there are seeds, fertilizer, repair bills

and extra feed, and a hundred and one things requiring every cent that he has and more, and necessarily he has to wait until he gets a retufn from some of those crops to pay his grocer sometimes, and likewise his hired man.

I fail to see any sense in passing a bill by this Legislature that is to prevent a farmer from doing that very thing, and I think that any member from a rural district who will vote yes on a bill like this ought to be tarred and feathered and afraid to go home.

Now, members, there is a reason for all things, and I appreciate what Mr. Hoopes has just said, but he draws his conclusions from many, many factories or fly-by-night necktie makers, who rent a building and then go away without paying anything. But this is talking about farmers who live on their farms. The land can't run away, or the crops, but they have to wait until they are harvested and they can sell them and get the money,—and a mutual agreement between the hired man, as we call him, and the farmer, this bill comes in and prevents that agreement, and it is contrary to all common sense and anybody that votes "yes" from a farming community at least is to be pitied.

Mr. EBERHARTER. Mr. Speaker, and members of the House, while I do not believe that any of the objections which have been raised to this bill on the floor of the house this morning carry much weight, and while I also believe that this bill could be pushed through with a nice majority this morning, I also believe that we can erase some of the doubts that exist in reference to the different terms of this bill from the minds of those who doubt the provisions of it.

BILL POSTPONED

Mr. EBERHARTER. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1220, entitled:

An Act to amend clause (e) of section five of the act approved the eighteenth day of July, one thousand nine hundred and nineteen (P. L. 1045), entitled "An act providing for the establishment of a Bureau of Rehabilitation in the Department of Labor and Industry, and conferring upon the Commissioner of Labor and Industry the power to supervise and direct the rendering of certain physically handicapped persons fit to engage in remunerative occupations; providing for the appointment of a chief of the bureau, subordinate officers, and employes, and furnishing suitable accommodations; and making an appropriation," by providing for furnishing artificial limbs to children over ten years of age.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—199

Achterman,	Eberharter,	Male,	Shaw,
Alexander,	Ederer,	Mallen,	Shepard,
Allen,	Eroe,	Mason,	Shortz,
Altenburg,	Falkenstein,	McCreary,	Shreiner,
Andrews,	Ferko,	McDermott,	Shugarts,
Arnold,	Finnerty,	McDevitt,	Siegel,
Atkins,	Fitch,	McElroy,	Simon,
Aukerman,	Flanagan,	McHenry,	Simpson,
Baine,	Flinchbaugh,	McKinney,	Sloan,
Baker, F. T.,	Flynn,	Melchiorre,	Smith, J. A.,
Baker, J. J.,	Forrest,	Mentzer,	Smith, W. G.,
Baldi,	Furman,	Merrell,	Snyder, F. E.,
Barber,	Gates,	Moomaw,	Snyder, J. L.,
Barnhardt,	Gerard,	Mooney,	Sowers,
Bernhard,	Gillette,	Moore,	Sproul,
Blumberg,	Green,	Moran,	Stank,
Boose,	Greenstein,	Moul,	Stevens,
Boyd, R.,	Habbyshaw,	Muir,	Stewart,
Boyer,	Haberlen,	Munley,	Stockham,
Bradley,	Hagerty,	Murrin,	Stone,
Brancato,	Haluska,	Nagel,	Stott,
Brennan,	Hamilton, F. P.,	Nothnagle,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Surface,
Brown, J. E.,	Harkins,	Ominsky,	Tahl,
Brownfield,	Harmuth,	O'Neill,	Terry,
Brumbaugh,	Hart,	Panton,	Tronzo,
Burke,	Hartman,	Parks,	Trout,
Cannon,	Hefferon,	Patterson, C.,	Tumelty,
Caputo,	Hermansen,	Patterson, J. W.,	Turner,
Carr,	Hetrick,	Pearson,	Van Allsburg,
Carson,	Hindman,	Perry,	Van Sickle,
Castor,	Hirsch,	Peters,	Walker,
Chervenak,	Hoffner,	Pfaff,	Wall,
Coakley,	Holstrom,	Phillips,	Wasserman,
Cochran,	Hoopes,	Piole,	Weidemann,
Cohen,	Horst,	Powers,	Weiss,
Coleman,	Jackson,	Reising,	Welliver,
Condon,	Jones,	Reynolds,	Welsh,
Conner,	Kane,	Rhys,	Westrick,
Coolahan,	Kelso,	Rinn,	White,
Cordier,	Kilroy,	Roan,	Wickersham,
Davies,	Kinney,	Robinson,	Wilson,
Decker,	Klingler,	Rooney,	Witkin,
Denning,	Kobelak,	Root,	Wood,
Dent,	LaRue,	Ruffennach	Woodside,
Diehl,	Linderman,	Sarraf,	Yeakel,
Dilley,	Long,	Scanlon,	Yourishin,
Downey, G. E.,	Longaker,	Schrock,	Zappala,
Downey, J. J.,	Lovett,	Schrope,	Zimmerman,
Duffort,	Lynch,	Schwab,	Sarig,
		Schwartz,	

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1281, entitled:

An Act to further amend section two thousand four hundred and two of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (Pamphlet Laws 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments boards commissions and officers thereof including the boards of trustees of State Normal Schools or Teachers Colleges abolishing creating reorganizing or authorizing the reorganization of certain administrative departments boards and commissions defining the powers and duties of the Governor and other executive and administrative officers and of the several administrative departments boards commissions and officers fixing the salaries of the Governor Lieutenant-Governor and certain other executive and administrative officers providing for the appointment of certain administrative officers and of all deputies and other assistants and employes in certain departments boards and commissions and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments boards and commissions shall be determined;" by adding thereto clause (k) providing for the leasing or sale of mineral rights in certain State-owned lands.

And said bill having been read at length the third time. considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution. the yeas and nays were taken and were as follows, viz:

YEAS—197

Achterman,	Eberharter,	Male,	Schwartz,
Alexander,	Ederer,	Mallen,	Shaw,
Allen,	Eroe,	Mason,	Shepard,
Altenburg,	Falkenstein,	McCreary,	Shortz,
Andrews,	Ferko,	McDermott,	Shreiner,
Arnold,	Finnerty,	McDevitt,	Shugarts,
Atkins,	Fitch,	McElroy,	Siegel,
Aukerman,	Flanagan,	McHenry,	Simon,
Baine,	Flinchbaugh,	McKinney,	Simpson,
Baker, F. T.,	Flynn,	Melchiorre,	Sloan,
Baker, J. J.,	Forrest,	Mentzer,	Smith, J. A.,
Baldi,	Furman,	Merrell,	Smith, W. G.,
Barber,	Gates,	Moomaw,	Snyder, F. E.,
Barnhardt,	Gerard,	Mooney,	Snyder, J. L.,
Bernhard,	Gillette,	Moore,	Sowers,
Blumberg,	Green,	Moran,	Sproul,
Boose,	Greenstein,	Moul,	Stank,
Boyd, R.,	Habbyshaw,	Muir,	Stevens,
Boyer,	Haberlen,	Munley,	Stewart,
Bradley,	Hagerty,	Murrin,	Stockham,
Brancato,	Haluska,	Nagel,	Stone,
Brennan,	Hamilton, F. P.,	Nothnagle,	Stott,
Brown, H. S.,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, J. E.,	Harkins,	Ominsky,	Surface,
Brownfield,	Harmuth,	O'Neill,	Tahl,
Brumbaugh,	Hart,	Panton,	Terry,
Burke,	Hartman,	Parks,	Tronzo,
Cannon,	Hefferon,	Patterson, C.,	Trout,
Caputo,	Hermansen,	Patterson, J. W.,	Tumelty,
Carr,	Hetrick,	Pearson,	Turner,
Carson,	Hindman,	Perry,	Van Allsburg,
Castor,	Hirsch,	Peters,	Van Sickle,
Chervenak,	Hoffner,	Pfaff,	Walker,
Coakley,	Holstrom,	Phillips,	Wall,
Cochran,	Horst,	Piole,	Wasserman,
Cohen,	Jackson,	Powers,	Weidemann,
Coleman,	Jones,	Reising,	Weiss,
Condon,	Kane,	Reynolds,	Welliver,
Conner,	Kelso,	Rhys,	Welsh,
Coolahan,	Kilroy,	Rinn,	Westrick,
Cordier,	Kinney,	Roan,	White.
Davies,	Klingler,	Robinson,	Wickersham,
Decker,	Kobelak,	Rooney,	Witkin,
Denning,	LaRue,	Root,	Wood,
Dent,	Linderman,	Ruffennach	Woodside,
Diehl,	Long,	Sarraf,	Yeakel,
Dilley,	Longaker,	Scanlon,	Yourishin,
Downey, G. E.,	Lovett,	Schrock,	Zappala,
Downey, J. J.,	Lynch,	Schrope,	Zimmerman,
Duffort,		Schwab,	Sarig.

NAYS—2

Hoopes,	Wilson,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1006, entitled:

An Act making a deficiency appropriation to the Treasury Department for the refunding of moneys escheated to the Commonwealth.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown. J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner.	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole.	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen.	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane.	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf.	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker.	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab.	Zimmerman,
Duffort.	Male,	Schwartz,	Sarig.
Eberharter.			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 112, as follows:

An Act to amend section two hundred sixty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" making Sunday fishing with rods and lines lawful under certain circumstances

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred sixty-five of the act approved the second day of May one thousand nine hundred and twenty-five (Pamphlet Laws four hundred forty-eight) entitled "An act relating to fish and amending revising consolidating and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth" is hereby amended to read as follows

Section 265 Sunday Fishing [Prohibited] Lawful Exception It is [unlawful] lawful to fish in any of the waters wholly within or on the boundaries of this Commonwealth for any species of fish [or with any device] during the open season therefor with not more than two rods and two lines and one hand line with not more than three hooks attached to either line on the first day of the week commonly called Sunday if the consent of the owner or lessee of the land abutting on a stream or body of water and of the bed thereunder where the fishing is done has first been secured but no such consent shall be required to fish in the owner or lessee shall first have been secured If water on State owned lands or in a river or body of water the bed of which is owned by the Commonwealth except where the fishing is done from abutting land privately owned in which case the consent in of the owner or lessee shall first have been secured It is unlawful to fish on any Sunday in any other manner than hereinbefore provided or in streams and waters contrary to the provisions of this section Any person violating any of the provisions of this section shall on conviction as provided in chapter fourteen of this act be subject to a penalty of twenty-five dollars

Section 2 This act shall become effective immediately upon its final enactment

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. LARUE. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

On the question,

Will the House agree to the motion?

Mr. HOOPES. Mr. Speaker and members of the House, I would like to call attention to the fact that the reason it is being postponed is because the printer has garbled it so that it has to be postponed so that we can reconsider it.

On the question recurring,

Will the House agree to the motion?

The SPEAKER, declared the ayes appeared to have it,

Whereupon, a division was called for and one hundred and thirty-eight members or more than a majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1256, entitled:

An Act to repeal the act approved the ninth day of July, one thousand eight hundred and eighty-one (P. L. 162), entitled "An act to prohibit the granting of a license for the sale of liquors to proprietors, lessees, keepers or managers of theaters or other places of amusement."

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—106

Andrews,	Downey, G. E.,	Mallen,	Sarraf,
Baine,	Downey, J. J.,	Mason,	Schrope,
Baker, J J.,	Eberharter,	McDermott,	Schwartz,
Baldi,	Ederer,	McDevitt,	Shaw,
Blumberg,	Eroe,	McElroy,	Shepard,
Boose,	Falkenstein,	McHenry,	Shreiner,
Boyd, R.,	Ferko,	Melchiorre,	Shugarts,
Bradley,	Finnerty,	Mentzer,	Simon,
Brancato,	Flanagan,	Mooney,	Sowers,
Brown, H. S.,	Forrest,	Moore,	Stank,
Burke,	Furman,	Moran,	Stevens,
Cannon,	Green,	Moul,	Tahl,
Caputo,	Greenstein,	Munley,	Tronzo,
Carr,	Hagerty,	O'Keefe,	Tumelty,
Carson,	Haluska,	Ominsky,	Van Sickle,
Castor,	Hamilton, F. P.,	O'Neill,	Wasserman,
Chervenak,	Hamilton, R. S.,	Patterson, C.,	Weiss,
Coakley,	Harkins,	Patterson, J. W.,	Welliver,
Cochran,	Harmuth,	Perry,	Welsh,
Cohen,	Hart,	Phillips,	Westrick,
Coleman,	Hirsch,	Piole,	Wickersham,
Condon,	Holstrom,	Powers,	Witkin,
Conner,	Kilroy,	Reynolds,	Yourishin,
Cordier,	Kinney,	Rinn,	Zappala,
Davies,	Linderman,	Roan,	Zimmerman,
Denning,	Long,	Ruffennach,	Sarig,
Dent,	Lovett,		

NAYS—66

Achterman,	Habbyshaw,	Muir,	Smith, W. G.,
Alexander,	Haberlen,	Murrin,	Snyder, F. E.,
Allen,	Hartman,	Nagel,	Snyder, J. L.,
Arnold,	Hermansen,	Panton,	Sproul,
Aukerman,	Hetrick,	Parks,	Stewart,
Baker, F. T.,	Hindman,	Pearson,	Stone,
Brennan,	Hoopes,	Pfaff,	Sumney,
Brown, J. E.,	Horst,	Reising,	Surface,
Brownfield,	Jones,	Robinson,	Terry,
Brumbaugh,	Kane,	Schrock,	Trout,
Decker,	Klingler,	Schwab,	Van Allsburg,
Dilley,	Lynch,	Shortz,	Walker,
Duffort,	Male,	Siegel,	Wall,
Flinchbaugh,	McCreary,	Simpson,	Wilson,
Flynn,	McKinney,	Sloan,	Woodside,
Gates,	Merrell,	Smith, J. A.,	Yeakel,
Gillette,	Moomaw,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

QUESTION OF PARLIAMENTARY INQUIRY

Mr. McCREARY. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman from Erie will state his question of parliamentary inquiry.

Mr. McCREARY. Mr. Speaker, how long is it necessary for a bill to lie over until it can be reconsidered?

The SPEAKER. It can be reconsidered within five legislative days.

Mr. McCREARY. Mr. Speaker, can it be reconsidered at any time within ten minutes?

The SPEAKER. Some other business must transpire under the rules.

BILL ON THIRD READING

Mr. EROE. Mr. Speaker, I desire to call up at this time House Bill No. 534, Printer's No. 168, on page 18 of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Eroe.

The House resumed the consideration on third reading of House Bill No. 534, entitled:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth and for the filing of claims therefor providing for the imposition of penalties and interest on such taxes and abating the penalties and interest imposed by existing law providing for the payment of certain costs by taxpayers providing for the collection of such taxes penalties and interest and authorizing taxing authorities to abate penalties interest and costs imposed by this act

On the question recurring

Will the House agree to the bill on third reading?

Mr. EROE. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend title, page 1, line 2 of title, by inserting after the word "Commonwealth" the following: "except cities of the first and second class and school districts of the first class"

Amend Sec. 1, page 1, line 5, by inserting after the word "Commonwealth" the following: "except cities of the first and second class and school districts of the first class"

Amend Sec. 4, page 3, line 19, by inserting after the word "Commonwealth" the following: "except cities of the first and second class and school districts of the first class"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended lie over for printing.

RESOLUTION INTRODUCED AND REFERRED

BY MR. WITKIN (Concurrent) RESOLUTION NO. 86

In the House of Representatives, March 12, 1935.

Whereas, A number of bills have been introduced in the House and Senate having a single purpose—to provide for the abatement of penalties and interest, in whole or in part, on delinquent taxes if these delinquent taxes are paid; and

Whereas, Taxpayers should be encouraged to pay their taxes in order that government may function, and legislation should be adopted at the earliest possible time to spur delinquent taxpayers to use every effort possible to pay their taxes; and

Whereas, Bills have passed the Senate and repose in House committees, bills have passed the House and repose in Senate committees, others are on the calendars and still others are in committee awaiting committee action; and

Whereas, It is apparent that confusion exists not only between the House and Senate as to the proper measure to be adopted, but as well among Members of the same House in passing more than one bill to accomplish substantially the same object; therefore be it

Resolved, (if the Senate concur), That the Speaker appoint three Members of the House, and the Senate appoint three Members of the Senate, who together shall constitute a special committee, whose duty it shall be to draft a new bill or select an introduced bill, either House or Senate, which in its present or an amended form the committee deems to be a proper measure on the subject of abating penalties and interest on delinquent taxes, and to make report thereof to the Senate and House of Representatives as early as possible.

Referred to the Committee on Banking.

HOUSE BILL NO. 1215 MADE A SPECIAL ORDER

Mr. HOOPES. Mr. Speaker, I move that House Bill No. 1215, Printer's No. 258, entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments, imposing certain duties upon employers, conferring powers and duties upon the Department of Labor and Industry and district attorneys, imposing civil and criminal penalties for violations of the act and providing for their collection and disposition, and making a repeal.

on page 15 of today's calendar, bill on final passage postponed be made a special order of business on Wednesday March 13, 1935 at 11:30 o'clock A. M.

The motion was agreed to.

BILL ON THIRD READING

Mr. WESTRICK. Mr. Speaker, I desire to call up at this time House Bill No. 454, Printer's No. 205, on page 18 of today's calendar, bills on third postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Westrick.

The House resumed the consideration on third reading of House Bill No. 454, entitled:

An Act appropriating certain accumulations in the Fire Insurance Tax Fund to cities townships and boroughs for payment to firemen's relief pension and retirement funds

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—201

Achterman,	Ederer,	Mallen,	Shaw,
Alexander,	Eroe,	Mason,	Shepard,
Allen,	Falkenstein,	McCreary,	Shortz,
Altenburg,	Ferko,	McDermott,	Shreiner,
Andrews,	Finnerty,	McDevitt,	Shugarts,
Arnold,	Fitch,	McElroy,	Siegel,
Atkins,	Flanagan,	McHenry,	Simon,
Aukerman,	Flinchbaugh,	McKinney,	Simpson,
Baine,	Flynn,	Melchiorre,	Sloan,
Baker, F. T.,	Forrest,	Mentzer,	Smith, J. A.,
Baker, J J.,	Furman,	Merrell,	Smith, W. G.,
Baldi,	Gates,	Moomaw,	Snyder, F. E.,
Barber,	Gerard,	Mooney,	Snyder, J. L.,
Barnhardt,	Gillette,	Moore,	Sowers,
Bernhard,	Green,	Moran,	Sproul,
Blumberg,	Greenstein,	Moul,	Stank,
Boose,	Habbyshaw,	Muir,	Stevens,
Boyd, R.,	Haberlen,	Munley,	Stewart,
Boyer,	Hagerty,	Murrin,	Stockham,
Bradley,	Haluska,	Nagel,	Stone,
Brancato,	Hamilton, F. P.,	Nothnagle,	Stott,
Brennan,	Hamilton, R. S.,	O'Keefe,	Sumney,
Brown, H. S.,	Harkins,	Ominsky,	Surface,
Brown, J. E.,	Harmuth,	O'Neill,	Tahl,
Brownfield,	Hart,	Panton,	Terry,
Brumbaugh,	Hartman,	Parks,	Tronzo,
Burke,	Hefferon,	Patterson, C.,	Trout,
Cannon,	Hermansen,	Patterson, J. W.,	Tumelty,
Caputo,	Hetrick,	Pearson,	Turner,
Carr,	Hindman,	Perry,	Van Allsburg,
Carson,	Hirsch,	Peters,	Van Sickle,
Castor,	Hoffner,	Pfaff,	Walker,
Chervenak,	Holstrom,	Phillips,	Wall,
Coakley,	Hoopes,	Piole,	Wasserman,
Cochran,	Horst,	Powers,	Weidemann,
Cohen,	Jackson,	Reising,	Weiss,
Coleman,	Jones,	Reynolds,	Welliver,
Condon,	Kane,	Rhys,	Welsh,
Conner,	Kelso,	Rinn,	Westrick,
Coolahan,	Kilroy,	Roan,	White,
Cordier,	Kinney,	Robinson,	Wickersham,
Davies,	Klingler,	Rooney,	Wilson,
Decker,	Kobelak,	Root,	Witkin,
Denning,	LaRue,	Ruffennach,	Wood,
Dent,	Linderman,	Sarraf,	Woodside,
Diehl,	Long,	Scanlon,	Yeakel,
Dilley,	Longaker,	Schrock,	Yourishin,
Downey, G. E.,	Lovett,	Schrope,	Zappala,
Downey, J. J.,	Lynch,	Schwab,	Zimmerman,
Duffort,	Male,	Schwartz,	Sarig,
Eberharter,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON SECOND READING

Mr. ACHTERMAN. Mr. Speaker, I desire to call up at this time House Bill No. 925, Printer's No. 252, on page 10 of today's calendar, bills on second reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 925, as follows:

An Act to provide revenue for State and county purposes and in cities coextensive with counties for State and city and county purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation

The first section was read as follows:

Section 1 Short Title Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the "Personal Property Tax Act"

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. ACHTERMAN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of amendment.

The motion was agreed to.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Education will meet tomorrow morning at 9:15 o'clock in room 326.

The Committee on Counties will meet tomorrow morning at 10.30 o'clock in room 324.

The Committee on Ways and Means will meet this afternoon at 3.00 o'clock in room 324.

The Committee on State Government will meet tomorrow morning at 10.00 o'clock in room 325.

The Committee on Insurance will meet tomorrow morning at 10.00 o'clock in room 323.

The Committee on Highways will meet immediately after this morning's session in room 325.

The Committee on Banking will meet this afternoon at 1.45 o'clock in room 324.

The Committee on Boroughs and Townships will meet tomorrow morning at 10.30 o'clock in room 326.

The Committee on Judiciary Local will meet after tomorrow morning's session in room 325.

The Committee on Printing will meet after this morning's session in room 324.

The Committee on Corporations will meet after tomorrow morning's session in room 323.

The Committee on Labor will meet after final adjournment today in room 325.

The Committee on Law and Order will meet tonight at 7.00 o'clock in room 324.

The Committee on Military Affairs will meet tomorrow morning at 9.30 o'clock in room 324.

The Committee on Cities will meet after final adjournment today in room 324.

The Committee on Judiciary Special will not meet today.

ADJOURNMENT

Mr. SCANLON. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 1:35 o'clock P. M.) the House adjourned until Wednesday, March 13, 1935, at 11:00 o'clock A. M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., WEDNESDAY, MARCH 13, 1935 No. 28

SENATE

WEDNESDAY, March 13, 1935.

The Senate met at 11 o'clock A. M.

The PRESIDENT (Pro Tempore John G. Homsher) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

O Thou Father of us all, we are convened this morning in a session of sorrow. One who has for years been a faithful co-legislator, one who has presided over the deliberations of this Senate wisely and well, one who has won the admiration and esteem of his colleagues by his personality, ability and tireless service, has been called from his labors here to enter into a higher life and nobler service among the redeemed at Thy right hand.

We pray that the Great Comforter of all who mourn may uphold and administer solace to the heart of his companion and to all who were bound to him by ties of blood and human relationship. May the presence of Him who was the "Man of Sorrows and acquainted with grief" bring to his widow compassion and comfort in this lonely hour.

And may his fellow-Senators and co-workers realize anew life's uncertainty and consecrate themselves anew to the Commonwealth and the nation he loved and served with such fidelity.

Our hope is that when we reach the end of our course here we may meet him there to enjoy a fellowship deeper and fuller than earth can afford. Until then keep us true and loyal to Thee and to our duty. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. BUCKMAN, the further reading was dispensed with, and the Journal was approved.

MINUTE ON DEATH OF SENATOR BOYD

The PRESIDENT. It is with a sense of sincere sorrow and deep regret that the Senate has learned during the night of the death of our colleague, James S. Boyd. Yesterday the reports of his critical illness caused all of his colleagues and acquaintances great concern.

We stand in humble submission to the Divine dispensation which has called him hence, leaving us here to carry on as best we know, with brave hearts, until our work also shall be done.

COMMITTEE TO ATTEND THE FUNERAL OF SENATOR JAMES S. BOYD

Mr. ROBERTS offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 13, 1935.

Resolved, That the entire membership of the Senate as a Committee of the Whole and the principal officers of the Senate be appointed a committee to attend the funeral of the late Senator James S. Boyd, at 11 o'clock, Saturday morning, March 16th, at St. John's Episcopal Church, Norristown.

ANNOUNCEMENT

The SECRETARY. The funeral of Senator Boyd will take place from St. John's Episcopal Church, Norristown, Saturday morning, March 16th, at 11:00 o'clock. This church is located near the Court House in Norristown. The Senate Committee will meet at the Valley Forge Hotel, Norristown, at a time to be fixed, of which each Senator will be informed. Arrangements will be made for cars to go from the Capitol at Harrisburg, for the Senators who will be in this city. The cars will return to Harrisburg that evening.

RESOLUTION RELATIVE TO THE DEATH OF THE HONORABLE JAMES S. BOYD

Mr. BUCKMAN offered the followign resolution, which was twice read, considered and agreed to:

In the Senate, March 13, 1935.

Whereas, Divine Providence has taken from our midst our colleague, Honorable James S. Boyd, representative in this body of the people of the 12th Senatorial District; therefore be it

Resolved, That the members of this Senate have suffered a great loss in the death of Senator Boyd and that they will remember with deep affection his association with them; and be it further

Resolved, That when the Senate adjourns today it be in memory of Senator Boyd and as a recognition of his distinguished service to the Senate, the people of his District and the Commonwealth of Pennsylvania.

REPORT FROM COMMITTEE

Mr. HOWELL, from the Committee on Elections, reported as amended, Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the

office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for certain offices from being candidates for more than one party nomination, and requiring candidates' affidavits from candidates for additional offices.

ADJOURNMENT OUT OF RESPECT TO THE MEMORY OF HONORABLE JAMES S. BOYD

Mr. BUCKMAN. Mr. President, I move that the Senate do now adjourn.

Mr. HARRIS. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:07 A. M., out of respect to the memory of the late Senator from Montgomery. Mr. Boyd, until 9 o'clock, Monday evening, March 18, 1935.

HOUSE OF REPRESENTATIVES

WEDNESDAY, March 13, 1935.

The House met at 11:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Tollie L. Caution, Rector of Holy Cross Episcopal Church of Harrisburg, offered the following prayer:

Almighty God, fountain of all wisdom, whose statutes are good and gracious and Whose law is truth, we beseech Thee to bless and direct and inspire this body here assembled, that whatsoever it shall attain shall be to the glory of Thy name and the welfare and good of Thy people through Jesus Christ our Lord. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Muir, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. WICKERSHAM. HOUSE BILL No. 1514.

An Act authorizing the waiver of trial by jury in certain criminal cases and the trial of such cases by a judge without a jury, regulating such trials, and conferring jurisdiction upon the judges of the several courts in such cases.

Referred to the Committee on Judiciary General.

By Mr. COAKLEY. HOUSE BILL No. 1515.

An Act to amend secion two thousand six hundred and one of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," as amended; by excluding certain brokers and agents.

Referred to the Committee on Cities.

By Mr. ALTENBURG. HOUSE BILL No. 1516.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance; and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local auhorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Crawford.

Referred to the Committee on Highways.

By Mr. ALTENBURG. HOUSE BILL NO. 1517.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain condition and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Crawford.

Referred to the Committee on Highways.

By Mr. TAHL. HOUSE BILL No. 1518.

An Act making an appropriation out of the Motor License Fund to the State Emergency Relief Board.

Referred to the Committee on Appropriations.

By Mr. ROBINSON. HOUSE BILL No. 1519.

An Act providing that the county commissioners of counties of the second class shall create a county department of welfare; defining the powers and duties of said department; providing for an advisory board and supervisory committees for institutions; providing for the taking over by the county of certain municipal functions and property, for the adjustment of indebtedness, and for the levy of taxes, and incurring of indebtedness; abolishing the office of director of the poor and certain city departments; and providing for the transfer of certain functions to said department with the consent of the court.

Referred to the Committee on Counties.

By Mr. HARKINS. HOUSE BILL No. 1520.

An Act making an appropriation to the Homestead Hospital, Homestead, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. HARKINS. HOUSE BILL No. 1521.

An Act imposing certain requirements on hospitals receiving State aid; authorizing the withholding of appropriations; and imposing duties on the Department of Welfare.

Referred to the Committee on Public Health and Sanitation.

By Mr. NOTHNAGLE. HOUSE BILL No. 1522.

An Act to amend section fifteen of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and muicipal claims filed under other and prior acts of Assembly," providing for the revival of municipal and other claims by suggestion of nonpayment and an averment of default in the same manner as tax claims without the necessity of proceeding to judgment.

Referred to the Committee on Municipal Corporations.

By Mr. CONNER. HOUSE BILL No. 1523.

An Act to amend the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof; upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," by adding thereto a new section fixing the fees for the registration of tractor well-drilling machines.

Referred to the Committee on Highways.

By Mr. BURKE. HOUSE BILL No. 1524.

An Act regulating and prescribing the computation and running of sentences for criminal offenses.

Referred to the Committee on Judiciary General.

By Mr. KINNEY. HOUSE BILL No. 1525.

An Act making an appropriation to the Pennsylvania State Park and Harbor Commission at Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KINNEY. HOUSE BILL No. 1526.

An Act making an appropriation to the Erie Home for the Friendless, of the city of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KINNEY. HOUSE BILL No. 1527.

An Act making an appropriation to the Saint Vincent's Hospital Association, of the City of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. KINNEY. HOUSE BILL No. 1528.

An Act making an appropriation to the Zem Zem Hospital for Crippled Children, of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. DENT (By Request) HOUSE BILL No. 1529.

An Act to further amend section two hundred and twenty of the act approved the second day of May, one thousand nine hundred and twenty-five (P. L. 448), entitled "An act relating to fish; and amending, revising, consolidating, and changing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," by reducing the fee for resident fishing licenses.

Referred to the Committee on Fisheries.

By Mr. DENT (By Request). HOUSE BILL No. 1530.

An Act to validate the charters and supplements and amendments to charters of nonprofit corporations incorporated or whose charters where supplemented or amended under the provisions of the act approved the twenty-ninth day of April, one thousand eight hundred and seventy-four (P. L. 73), entitled "An act to provide for the incorporation and regulation of certain corporations," pending and since the effective date of the "Nonprofit Corporation Law."

Referred to the Committee on Corporations.

By Mr. DENT (By Request). HOUSE BILL No. 1531.

An Act to further amend section three hundred and two, of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating and changing the law relating thereto," by reducing the fee for resident hunting licenses.

Referred to the Committee on Game.

By Mr. DENT. HOUSE BILL No. 1532.

A Supplement to the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three (P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, and district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in such beverages by licensees and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," providing for the granting of special licenses to certain hotel and restaurant licensees to sell liquor in sealed containers not exceeding one quart; providing for the approval of applications for licenses by local authorities; fixing license and application fees payable into the State Stores Fund; and providing penalties.

Referred to the Committee on Law and Order.

By Mr. LOVETT. HOUSE BILL No. 1533.

An Act empowering cities, boroughs, incorporated towns, and townships to charge and collect annual rentals for the use of certain sewers, sewage systems and treatment works, including charges for operation, inspection, maintenance, repair, depreciation, and the amortization of indebtedness and interest thereon.

Referred to the Committee on Municipal Corporations.

By Mr. McHENRY. HOUSE BILL No. 1540.

An Act making an appropriation to the Bloomsburg Hospital, Bloomsburg, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. McHENRY. HOUSE BILL No. 1541.

An Act making an appropriation to the Berwick Hospital, Berwick, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. JOHN A. SMITH. HOUSE BILL No. 1542.

An Act to amend sections four and seventeen of the act approved the twenty-first day of May, one thousand nine hundred and thirty-one (P. L. 149), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners,and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing certain costs on State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by providing for refunds of taxes paid on liquid fuels consumed for purposes other than the operation of motor vehicles on the public highways, or motor boats on the waters, or air craft over this Commonwealth; and providing penalties.

Referred to the Commitee on Ways and Means.

By Mr. FLYNN. HOUSE BILL No. 1543.

An Act making an appropriation to the Elk County General Hospital, Ridgway, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE MESSAGE

SENATE BILLS FOR CONCURRENCE

The Clerk of the Senate being introduced, presented for concurrence, bills numbered and entitled as follows:

SENATE BILL No. 42. (HOUSE BILL No. 1534).

A Supplement to the act approved the eighteenth day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred forty) entitled "An act concerning declaratory judgments and decrees and to make uniform the law relating thereto" prescribing the practice to be pursued in such proceedings.

Referred to the Committee on Judiciary General.

SENATE BILL No. 256. (HOUSE BILL No. 1535).

An Act providing for the service of process in civil suits on nonresident operators or nonresident owners or a resident who becomes a nonresident and conceals his whereabouts of aircraft operated within or above the Commonwealth of Pennsylvania and making the operation of such an aircraft within or above the Commonwealth the equivalent of the appointment of the Secretary of Revenue of the Commonwealth of Pennsylvania as the agent of the said nonresident upon whom civil process may be served and provided for further notice to the defendant in any such suit.

Referred to the Committee on Judiciary General.

SENATE BILL No. 372 (HOUSE BILL No. 1536).

An Act making an appropriation to the Canonsburg General Hospital Association at Canonsburg, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 377. (HOUSE BILL No. 1537).

An Act making an appropriation to the Children's Home of Bethlehem, Salisbury Township, Lehigh County, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 483. (HOUSE BILL No. 1538).

An Act making an appropriation to the Somerset Community Hospital at Somerset, Pennsylvania.

Referred to the Committee on Appropriations.

SENATE BILL No. 485. (HOUSE BILL No. 1539).

An Act making an appropriation to the Annie M. Warner Hospital, Gettysburg, Adams County, Pennsylvania.

Referred to the Committee on Appropriations.

BILLS INTRODUCED AND REFERRED

By Mr. HIRSCH. (Concurrent) RESOLUTION No. 85.

In the House of Representatives, March 12, 1935.

Whereas, The One Hundred and Fiftieth Anniversary of the signing of the Constitution of the United States occurs September 17, 1937; and

Whereas, The Congress of the United States has adopted a resolution calling for the participation of the Federal Government in a celebration of this historic event; therefore be it

Resolved (if the Senate concur), That the Speaker of the House of Representatives shall appoint three members of the House, and the President Pro Tempore of the Senate shall appoint two Senators, who, together, shall constitute a Joint Legislative Committee, whose duty it shall be to develope plans for participation by the Commonwealth of Pennsylvania in the celebration of the One Hundred and Fiftieth Anniversary of the signing of the Constitution, and to make report to the General Assembly of 1937 of the plans proposed and any legislation necessary to carry the same into effect.

Referred to the Committee on State Government.

By Mr. SOWERS RESOLUTION No. 87.

In the House of Representatives,
Harrisburg, Pennsylvania, March 12, 1935.

Whereas it has been stated that he taxpayers of the City and County of Philadelphia, paid to the Commonwealth of Pennsylvania an average, per capita tax of about Twenty-three dollars and thirty-five cents, and that, that figure is arrived at by the following method:—

RECEIPTS CREDITED
TO PHILADELPHIA COUNTY
June 1, 1933 to May 31, 1934.

DIRECT CREDITS				
Receipts from County Officers—General Fund		$ 4,397,615.78		
—Fish Fund		7,330.00		
—Game Fund		31,874.55	4,436,820.33	
Motor Vehicle Registrations, etc. (14.83612% of total)		4,513,724.35		
Foreign Fire Insurance Tax		120,838.67		
Liquor Stores (Jan. 1, 1933 to Dec. 31, 1934)		11,520,458.86		
Liquor Lic. (Jan. 1, 1933 to Dec. 31, 1934)		1,051,475.00		
Liquid Fuel Tax (on basis of amounts returned) 15.25247% of total tax of $31,760,152.90 =		4,844,207.79	22,050,704.67	26,487,525.00
Balance to be credited to Phila. County				
Total General Fund receipts	105,273,745.35			
Less collections from Cos.	17,391,617.24		87,882,128.11	
Total Motor License Fund Receipts		63,311,426.18		
Less Motor Lic. Registrations	30,423,871.21			
Liquid Fuel Tax	26,473,182.39			
Federal Contributions	5,211,572.81	62,108,626.41	1,202,799.77	
Total Banking Dept. Fund			678,303.39	
Milk Control Fund			41,113.86	
State Farm Products Show Fund			53,210.55	
TOTAL BALANCE NOT DIRECTLY CREDITED			90,553,823.66	
Population of Phila. (St. Planning BD.)	18,620.32	= 19091%		
Population of Penna. (Est. 1934)	97,500.00			
Pop. of Phila. U. S. Census 1930	19,509.61	= 20256%		
Pop. of Penna. U. S. Census 1930	96,313.50	2)39347		
Average percentage by population		19673%	19.673%	
AMOUNT OF BALANCE BY POPULATION			17,814,653.72	
Total Receipts Allocated				
Tot. Receipts St. Stores Fund	41,215,614.21			
Tot. Receipts of County Officers	17,391,617.24			
Tot. Receipts of Mot. Lic. Fund	62,108,626.41			
Tot. Receipts Liq. Lic. Fund	3,116,120.54			
Tot. Receipts of Fish Fund	398,197.88			
Tot. Receipts of Game Fund	1,134,664.81			
Tot. Receipts of Fire Ins. Tax Fd.	692,659.33			
Tot. Receipts of Liq. Fuels Tax Fd.	5,280,970.51	131,343,870.93		
Direct Credits to Phila. Co.	26,487,525.00	= 20,16655%		
Divided by Tot. Allocated	131,343,870.93			
TOTAL BALANCE NOT DIRECTLY CREDITED		90,553,823.66		
		20.16655%		
AMT. OF BALANCE BY CREDITED AMOUNTS		18,261,582.12	18,261,582.12	
AVERAGE AMOUNT OF BALANCE TO BE CREDITED			2)36,076,235.84	
TOTAL—CREDITED RECEIPTS TO PHILADELPHIA COUNTY			18,038,117.92	18,038,117.92
RECEIPTS CREDITED TO PHILADELPHIA			44,525,642.92	44,525,642.92
Average Population of County		1,906,496		
Per Capita Receipts			23.35470	

Whereas it has been stated that the average, per capita, expenditure of the Commonwealth of Pennsylvania, in the City and County of Philadelphia, including State Relief, is approximately the sum of Eight dollars and ninety-seven cents, and which figure is arrived at by the following calculation:—

1933-1935 PAYMENTS TO PHILADELPHIA INSTITUTIONS JUNE 1, 1933 to MAY 31, 1934.

State Aided Medical and Surgical	1933 Appropriation 1 year liability
American Hospital for Diseases of the Stomach	$ 5,000.00
American Oncologic Hospital	8,550.00
Broad Street Hospital	15,250.00
Chestnut Hill Hospital	10,000.00
Childrens Hospital (Bainbridge Street)	25,000.00
Frankford Hospital	33,000.00
Frederick Douglass Memorial Hospital	8,000.00
Garretson Hospital	
Germantown Dispensary & Hospital	59,550.00
Hahnemann Hospital	86,700.00
Jefferson Medical College Hospital	104,900.00
Kensington Hospital for Women	17,000.00
Lying-In Charity Hospital	39,250.00
Maternity Hospital	16,200.00
Memorial Hospital—Roxborough	24,450.00
Mercy Hospital	30,000.00
Mount Sinai Hospital	60,000.00
National Stomach Hospital	2,850.00
Northern Liberties Hospital	10,250.00
Northern Eastern Hospital	14,900.00
Northwestern General Hospital	8,850.00
Pennsylvania Hospital (Contributors)	70,450.00
Philadelphia College of Osteopathy Hospital	3,950.00
Philadelphia Orthopaedic Hospital & Informary	32,500.00
Rush Hospital for Consumptives	33,000.00
Saint Christopher's Hospital for Children	30,000.00
Saint Luke's and Children's Homeopathic Hospital	47,400.00
Stetson Hospital	7,050.00
Temple University Hospital (Garretson)	59,600.00
University of Pennsylvania Hospital	88,000.00
U. of P. Graduate, Polyclinic, Medico—Chi and Howard Hos.	90,000.00
Wills Eye Hospital	38,750.00
Women's Homeopathic Hospital	31,600.00
Women's Hospital	37,500.00
Women's Medical College Hospital	37,500.00
1933-1935 Appropriation—1 year liability	$ 1,187,000.00

STATE AIDED HOSPITALS

STATE AIDED HOMES	1933 Appropriation 1 year Liability
Baby Welfare Association	
Berean Manual Training School	$ 11,000.00
Children's Aid Society of Penna	34,000.00
Florence Crittenton Home	1,000.00
Friends Home for Children	1,500.00
Home for the Aged	2,250.00
Home of Industry for Discharged Prisoners	2,000.00
Home for Veterans of the GAR and Wives	11,250.00
Nazarene Home for Aged	2,500.00
Northern Home for Friendless Children	7,000.00
Old Ladies Home	6,000.00
Penna Home Teaching Society & Library for Blind	8,000.00
Pennsylvania Seaman's Friend Society	1,600.00
Pennsylvania Society to Protect Children from Cruelty	2,500.00
Pennsylvania Working Home for Blind	22,750.00
Philadelphia Association for Protection of Colored Women	2,500.00
Philadelphia Home for Incurables	
Philadelphia Home for Infants	2,500.00
Robert Woods Industrial Home and Day Nursery	
Seaman's Church Institute	2,750.00
Union Home for Old Ladies	2,000.00
Western Temporary Home	1,500.00
Home for Aged Couples	1,000.00
	$ 125,600.00

PENAL INSTITUTIONS

Eastern State Penitentiary (Construction)	$ 118,939.56
Eastern State Penitentiary (Maintenance)	1,046,000.00
	$ 1,164,939.56

MISCELLANEOUS WELFARE

Allotment for Mother's Assistance	$ 340,884.02
Maintenance of Indigent Insane	566,732.00
	$ 907,616.02

SUMMARY OF WELFARE APPROPRIATIONS

Hospitals—State Aided	$ 1,187,000.00
Homes—State Aided	125,600.00
Penal Institutions—State Owned	1,164,939.56
Miscellaneous Appropriations	907,616.02
	$ 3,385,155.58

PUBLIC INSTRUCTION	1933 Appropriations 1 year Liability
Schools—State Aided	
Hahnemann Medical College	$ 49,500.00
Jefferson Medical College	81,000.00
Philadelphia Museum of Art	15,000.00
Pennsylvania School of Industrial Art	45,000.00
Temple University	297,000.00
Training in Speech of Deaf Children	12,000.00
University of Pennsylvania	742,500.00
Women's Medical College	40,500.00
TOTAL—SCHOOL STATE-AIDED	1,282,500.00
Miscellaneous Public Instruction	
Allocations to School Districts	2,733,983.25
Education of Blind and Dear (Mt. Airy & Overbrook)	323,910.00
Vocational Education Allocation	92,697.88
	3,150,591.13

SUMMARY OF PUBLIC INSTRUCTION

Schools—State Aided	1,282,500.00
Miscellaneous	3,150,591.13
TOTAL—PUBLIC INSTRUCTION	4,433,091.13

JUDICIARY (Actual Payments)

Supreme Court Salaries and Expenses	28,907.04
Court of Common Pleas	209,998.80
Municipal Court of Philadelphia	105,348.18
Orphans Court	83,999.52
TOTAL JUDICIARY	428,253.46

MISCELLANEOUS

Board of Commissioners of Navigation	30,600.00
Colored Soldiers Monument Commission	10,150.03
Foreign Fire Insurance Tax (returned)	120,838.67
Liquid Fuels Tax (Returned)	805,845.48
TOTAL MISCELLANEOUS	966,634.18

PHILADELPHIA COUNTY—1933-1934

SUMMARY OF DIRECT APPROPRIATIONS OR ALLOCATIONS

Welfare		$ 3,385,155.58
Public Instruction		4,433,091.13
Judiciary		428,853.46
Miscellaneous		966,634.18
TOTAL LESS RELIEF		9,213,134.35
Population on 1930 U. S. Census	1,950,961	
Population (State Planning Board 1934)	1,862,032	
	2)3,812,993	
Average Population	1,906,496	9,213,143,35
Per Capita Expenditure (Less Relief)		4.832496
DIRECT APPROPRIATION (LESS RELIEF)		9,213,134.35
ACTUAL RELIEF PAYMENTS (State)		7,901,655.77
Average Population	1,906,496	)17,114,790.12
PER CAPITA EXPENDITURE INCLUDING STATE RELIEF		8,977,092

Whereas, It seems to be incredible that the taxpayers of the City and County of Philadelphia should contribute to the Treasury of the Commonwealth of Pennsylvania the sum of about twenty-three dollars and seventy-five cents, per head, and the taxpayers of that City and County only have returned to them the sum of about eight dollars and ninety-seven cents,

Now Therefore Be It Resolved by the House of Representatives, that the Secretary of the Department of Revenue is requested to check the above statement and inform the House, within the next three weeks, whether such statements are substantially correct.

Referred to the Committee on Ways and Means.

COMMUNICATIONS AND PETITIONS

TOWNSHIP ROAD TAX

A resolution from the Butler County Association of Supervisors and Auditors urging amendment of Parkinson Act.

Referred to the Committee on Agriculture.

A petition from taxpayers of the Township of Fairview, County of Butler addressed to Messrs. Murrin and Klingler urging amendment of Parkinson Act.

Petitions from residents of Worth Township, Butler County, urging amendment of Parkinson Act.

Referred to the Committee on Agriculture.

PHOTOGRAPHERS

A communication from the Professional Photographers of Delaware favoring passage of House Bill No. 798.

Referred to the Committee on Education.

TAXES

A petition addressed to Messrs. Murrin and Klingler from citizens of Washington Township, Butler County, favoring amendment of Parkinson Road Act.

Referred to the Committee on Highways.

BLUE LAWS

Petitions addressed to Messrs. Murrin and Klingler from citizens of Slippery Rock, Butler County, protesting amendment to Blue Laws.

Referred to the Committee on Law and Order.

UNEMPLOYMENT RELIEF

A resolution from Butler County Tax Justice League endorsing administration program.

Referred to the Committee on Rules.

TOBACCO TAX

A resolution from Chartiers Valley Central Labor Union protesting tax on tobacco.

Referred to the Committee on Ways and Means.

SALES TAX

A resolution from the Council of the City of Washington, Pa., favoring passage of sales tax.

Referred to the Committee on Ways and Means.

NATURAL GAS TAX

A petition addressed to Mr. John E. Brown, from citizens of Washington County protesting tax on natural gas.

Petitions addressed to Mr. Ruffennach from citizens of Allegheny County protesting tax on natural gas.

A petition addressed to Mr. Moran from citizens of Allegheny County protesting tax on natural gas.

Referred to the Committee on Ways and Means.

PERSONAL PROPERTY TAX

Aresolution from Pennsylvania State Association of County Commissioners opposing centralized collection of four mills tax on intangible personal property.

Referred to the Committee on Ways and Means.

LIQUID FUELS TAX

A resolution from Pennsylvania State Association of County Commissioners urging return to counties of moneys transferred from liquid fuels tax fund.

Referred to the Committee on Ways and Means.

SCHOOL TAX

A resolution addressed to Mr. Ruffennach from Collier Township Board of Commissioners urging state to assume a greater portion of upkeep of public schools.

Referred to the Committee on Ways and Means.

TAXES

A petition addressed to Messrs. Murrin and Klingler from citizens of Butler County favoring administration tax program.

Referred to the Committee on Ways and Means.

REPORT OF SAVING FUND SOCIETY OF GERMANTOWN

The SPEAKER laid before the House the report of the Saving Fund Society of Germantown as of December 31, 1934, which was read by the Clerk.

The SPEAKER. The report will be noted in the Journal and printed in the Appendix to the Legislative Journal.

COMMUNICATIONS FROM THE GOVERNOR

The Secretary to the Governor being introduced, presented a communication in writing from His Excellency the Governor, which was read as follows:

APPROVAL OF RESOLUTION RECALLING HOUSE BILL NO. 120

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 12, 1935.

To the Honorable, the House of Representatives of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a Resolution of the House of Representatives and Senate, recalling from the Governor House Bill No. 120, Printer's No. 119, for the purpose of amendment.

Accordingly, the original bill is herewith returned.

GEORGE H. EARLE.

RECONSIDERATION OF VOTE

Mr. ANDREWS. Mr. Speaker, I move that the vote by which this bill passed finally be reconsidered.

The motion was agreed to.

Mr. ANDREWS. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. ANDREWS. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend bill, page 2, by inserting at the end thereof the following:

Section 2. The provisions of this act shall become effective immediately upon its final enactment.

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

LEAVES OF ABSENCE

Mr. Harkins asked and obtained leave of absence for Mr. HOLLAND.

REPORTS FROM COMMITTEES

Mr. DENT, from the Committee on Labor reported as committed, House Bill No. 1307, entitled:

An Act relating to labor, guaranteeing the right of self-organization without interference by employers, and of collective bargaining by representatives chosen by employes, defining and prohibiting unfair labor practice; and prescribing penalties.

Mr. O'NEILL, from the Committee on Boroughs and Townships reported as committed, House Bill No. 1267, entitled:

An Act to repeal the act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred sixty-five) entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof"

Mr. O'NEILL, from the Committee on Banking reported as committed, House Bill No. 1354, entitled:

An Act to amend the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, six hundred twenty-four), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunites of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, share-holders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business, or both, and of affiliates of such corporations or persons, and of officers, directors, trustees, and employes of such corporations and persons.

Mr. SARRAF, from the Committee on State Government reported as amended, House Bill No. 609, entitled:

An Act to further amend section seventeen of the act approved the tweny-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes' retirement system, and creating a retirement board of the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purpose thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," permitting the assignment of rights by members in certain cases.

Mr. SHEPARD, from the Committee on Insurance reported as committed, House Bill No. 1270, entitled:

An Act to amend section five hundred and thirty-four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by giving to certain former policyholders of mutual fire insurance companies the same rights as persons holding policies at the time of such mutual company becoming a stock company.

Mr. AUKERMAN, from the Committee on Banking reported as committed, House Bill No. 1061, entitled:

An Act requiring banks, trust companies, bank and trust companies, private bankers and building and loan associations to disclose the amount of deposits and investments of persons applying for or receiving unemployment relief under certain circumstances.

Mr. TUMELTY, from the Committee on Military Affairs reported as committed, House Bill No. 1206, entitled:

An Act to fix the status of officers and employes of the Commonwealth while in training with the armed forces of the United States.

Mr. PIOLE, from the Committee on Boroughs and Townships reported as committed, House Bill No. 1268, entitled:

An Act to repeal the act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred fifty), entitled "An act authorizing boroughs to redeem outstanding bonds, and for that purpose issue and sell new interest-bearing bonds, and to provide a fund for the redemption thereof."

Mr. CLIFF PATTERSON, from the Committee on Counties reported as committed, House Bill No. 530, entitled:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

Mr. WILLIAM G. SMITH, from the Committee on Military Affairs reported as committed, House Bill No. 826, entitled:

An Act to amend section one of the act approved the seventeenth day of May, one thousand nine hundred and thirty-three (P. L. 804), entitled "An act to preserve the continuity of service of officers and enlisted men of the Pennsylvania National Guard who were mustered into the service of the United States during the World War and afterward were enlisted or commissioned in the said National Guard," making such continuity of service effective for qualification for service medals.

Mr. SHAW, from the Committee on Counties reported as committed, House Bill No. 179, entitled:

An Act to repeal section eight of the act approved the ninth day of June, one thousand nine hundred and thirty-one (P. L. 401), entitled "An act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled 'An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto,' by further regulating the affairs of such counties; imposing penalties for certain violations of said act, as amended; and repealing certain existing laws."

Mr. HOLSTROM, from the Committee on Highways reported as committed, House Bill No. 138, entitled:

An Act to amend section eight hundred and twenty-four of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," as added; requiring certain vehicles between sunset and sunrise to carry danger or caution signals and to display the same when the vehicle becomes disabled.

Mr. KILROY, from the Committee on Cities reported as committed, House Bill No. 869, entitled:

An Act requiring cities of the first class to allow members of the fire departments twenty-four consecutive hours of rest in each week and fourteen days vacation each year except in emergency cases.

Mr. HOOPES, from the Committee on Cities reported as amended, House Bill No. 224, entitled:

An Act requiring cities to allow members of the fire departments twenty-four consecutive hours of rest each week and fourteen day vacation each year except in emergency cases.

Mr. ALLEN, from the Committee on Highways reported as committed, House Bill No. 464, entitled:

An Act to amend section eight hundred and twenty-four as added to the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures; fees, and miscellaneous receipts; making an appropriation; and providing for refunds," making certain changes in the danger or caution signals required of certain vehicles to carry.

Mr. HALUSKA, from the Committee on Banking reported as committed, House Bill No. 1246, entitled:

An Act to amend section two hundred and four of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 623), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts" as amended; further regulating the establishment and maintenance of certain branch offices or agencies.

Mr. WEIDEMANN, from the Committee on Boroughs and Townships reported as committed, House Bill No. 1266, entitled:

An Act to repeal the act approved the thirteenth day of May, one thousand nine hundred and twenty-seven (P. L. 992), entitled "An act prohibiting cities, boroughs, towns and townships to increase or diminish the salary, compensation or emoluments of elected officers after their election," heretofore repealed as to cities of the second class, cities of the third class, townships of the first class and townships of the second class, as far as the same relates to boroughs.

Mr. WASSERMAN, from the Committee on Insurance reported as committed, House Bill No. 1269, entitled:

An Act to amend section eight hundred and four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by requiring policies of mutual insurance companies, other than mutual life companies, to show that the insured may become subject to assessment.

Mr. SCHWARTZ, from the Committee on Insurance reported as committed, House Bill No. 1163, (Senate Bill No. 153), entitled:

An Act to further amend section five hundred and thirty-one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing; for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

Mr. McKINNEY, from the Committee on State Government reported as committed, House Bill No. 1301 (Senate Bill No. 168), entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building and defining the duties of the said commission.

HOUSE BILLS NOS. 843 AND 1128 MADE A SPECIAL ORDER

Mr. FURMAN. Mr. Speaker, I move that House Bill No. 843, Printer's No. 246, entitled:

An Act to amend section three of the act approved the twenty-second day of June one thousahd nine hundred and thirty-one (Pamphlet Laws six hundred and ninety-four) entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire" by removing deductions from and eliminating credits against the tax imposed by the act

and House Bill No. 1128, Printer's No. 285, entitled:

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations county officers and the Department of Revenue and providing penalties

on page 11 of today's calendar, bills on third reading be made a special order of business 12:00 o'clock noon today.

On the question,

Will the House agree to the motion?

QUESTION OF PARLIAMENTARY INQUIRY

Mr. HOOPES. Mr. Speaker I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman from Berks, Mr. Hoopes will state his question of parliamentary inquiry.

Mr. HOOPES. Mr. Speaker, what effect will this order of business have on the special order of business already fixed for 11:30 A. M. in case we are not through with that by 12:00 o'clock.

The SPEAKER. The Chair wishes to inform the gentleman from Berks, Mr. Hoopes, that the bill now on special order will have a full half hour. That bill was fully debated yesterday, and if not completed by that time it will have preference over the other bill, provided that the motion for the previous question is not introduced.

Mr. HOOPES. Mr. Speaker, I did not quite understand the reference to a previous question. If the motion for the previous question is made on House Bill No. 1215, that will not prevent the conclusion of the vote on that question, will it?

The SPEAKER. It will not.

Mr. HOOPES. In other words, under any circumstances House Bill No. 1215 will have preference until it is disposed of; is that correct?

The SPEAKER. Until it is completed.

On the question recurring,

Will the House agree to the motion?

It was agreed to.

SPECIAL ORDER ON FINAL PASSAGE

The SPEAKER. The hour of 11:30 having arrived, the time fixed for the special order, the Chair lays before the House, House Bill No. 1215, on final passage.

Agreeably to order.

The House proceeded to the consideration on final passage of House Bill No. 1215, entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments imposing certain duties upon employers conferring powers and duties upon the Department of Labor and Industry and district attorneys imposing civil and criminal penalties for violations of the act and providing for their collection and disposition and making a repeal

On the question,

Shall the bill pass finally?

Mr. EROE. Mr. Speaker, I would like to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes, permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. EROE. Mr. Speaker, Mr. Hoopes, if a farmer would hire a man with the understanding that he would be paid in potatoes or apples or something of that sort, what effect would section five have on that payment?

Mr. HOOPES. Mr. Speaker, in answer to the question, it is my judgment that where the agreement, as is usually made between farmers and hired hands, that a part of the wages are paid in commodities, milk, potatoes, chickens or whatever it may be, that this act would only apply to that part of the wages that are required to be paid in cash. In other words it will not permit an agreement to be made to pay so much in cash and then permit him to pay it in something else, but if, as is very commonly the case in agreements with farmers, particularly where the hired man is a tenant on the farm, if he is to receive a certain part of his keep in addition to his wages, I think this act will apply only to that part required to be paid in money.

Mr. EROE. Mr. Speaker, section five of this act clearly states "All wages payable from any employer to any employe shall be paid in current money of the United States or in valid and negotiable checks."

I can see no place there where the farmer could get out of paying in cash or in negotiable checks. That section would absolutely prohibit a farmer from paying wages in potatoes or apples, which is customary in a good many cases today, and I can see no reason why these men refuse to amend the bill to protect the farmers of the State of Pennsylvania.

Mr. HOOPES. Mr. Speaker, to briefly answer the gentleman from Lawrence section five applies only to wages. I do not consider potatoes, chickens, milk or whatever else may be included in the agreement between the farmer and the hired man as wages. As before stated, part of the agreement usually is that he shall receive so much per month and so much more in the form of commodities, and this applies only to that part known as wages, designated in the form of money. I do not see how you could possibly apply it to anything but money and I do not think you could possibly work it out in any way so it could be paid in cash.

Mr. HOMER S. BROWN. Mr. Speaker, may I interrogate the gentleman from Berks, Mr. Hoopes?

The SPEAKER. Will the gentleman from Berks Mr. Hoopes permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. HOMER S. BROWN. Mr. Speaker, may I ask Mr. Hoopes if I am to understand by the provisions of this act that a domestic who is boarded and lodged on the premises can be paid only once a month?

Mr. HOOPES. Mr. Speaker, if the gentleman will give

me a minute, I want to find another section in the act which specifically provides that nothing in this act shall prohibit the payment more frequently. At the top of page four, the end of section four, it states, "Nothing contained in this act shall in any way limit or prohibit the payment of wages or compensation at more frequent intervals or in greater amounts or in full when or before due."

Mr. HOMER S. BROWN. Then, Mr. Speaker, may I ask Mr. Hoopes what is the real purpose of section two which says that wages shall become due and payable monthly.

Mr. HOOPES. Mr. Speaker, in reply to the gentleman from Allegheny, Mr. Brown, that section fixes the time within which they must be paid. In other words, pay days must not be farther apart than as provided in section two, but you may pay daily, weekly, or at whatever time you wish to pay. As in the case of almost every penal statute, you fix a maximum or a minimum, and in this case you fix a maximum time. Nothing in this act prevents payment at more frequent intervals, but it will not permit them to pay yearly or not at all.

Mr. SUMNEY. Mr. Speaker, having been raised on a farm and probably understanding about as much as the average man or a little bit more about it, I want to say right here that while they have chiselers among farmers and among employers that we have heard a great deal of, we haven't heard a word about chiselers on the other side. The average farmer can not pay every thirty-one days or every thirty days as the case may be, and what is the use in passing a law, Mr. Speaker and friends, which forbids my friend to my left here, who probably owns a farm, from making a deal with me to wait? This act prevents or tends to prevent, and as the sponsor of this bill states, will prevent him and me from entering into any agreement that suits us. What is the use in passing laws that cannot be enforced? I cannot see it, and I think that section two should be entirely eliminated. I will not vote for any such bill. Furthermore I am telling you right here that the members from the rural districts will receive considerable criticism if they vote for it.

Mr. NAGEL. Mr. Speaker and Members of the House, this I realize is an important bill and it has incorporated into it many valuable features, but there are things that we must take into consideration in enacting a bill so that it will not do injury. We are not justified in hanging a man so that we may do good to half a dozen others, and this bill is going to work an injury to the farmer.

We must differentiate between the farmers' output and production and that of the factories and perhaps of the professional man. The lawyers and the newspaper men have their income every day and they can pay their help. The factories are getting in their money from time to time, and they can pay their help, but the farmers just now, those engaged in horticulture, in fruit raising, are now pruning their trees; they must buy fertilizer in order to insure them a crop; they must buy spraying materials, and there will be no income from this until about August. They are without funds; how are they going to get help? It seems to me some provision should be set up whereby there could be an agreement between the farmer and his help that this money would be forthcoming at a later time and thus protect the farmer so that he can carry on his industry. I say, members of the House, we should have a change in this bill or we should vote the bill down.

Mr. REISING. Mr. Speaker, I desire to interrogate the gentleman from Berks, Mr. Hoopes.

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. REISING. Mr. Speaker, I would like to say to Mr. Hoopes that we have to bring out the practical and workable side of this bill. Would it be possible under this measure for a farmer to make this agreement with the man that he is hiring: "I will pay you a small wage this month and next month, but the following month my crops will be disposed of and then I will pay you a higher wage for three or four or five months?" That help will receive a fair wage for his services. Will that be possible under this bill?

Mr. HOOPES. Mr. Speaker, answering the gentleman from Beaver, Mr. Reising, in my judgment there is nothing in this bill that will prevent a farmer from hiring a man under an agreement whereby he will pay five dollars a month for January, February and March, and ten dollars for April and May, and twenty dollars for June or July or any similar schedule which may be satisfactory to the parties.

Mr. REISING. Mr. Speaker, with that explanation, as I see it the bill would not work the hardship on the farmer that has been indicated here, and there must be some degree of protection for the man who works for the wages that he must necessarily accept,—and these wages are conspicuous by their smallness in working on the farm.

The farmer would probably be able to give his employe a small portion of money each month,—not necessarily a large portion,—it could be an agreement between him and his employe, so therefore since that is permissable under the law as outlined by the sponsor, I feel that an arrangement could be set up under it that would not create a hardship on either the employer or employe.

Mr. EROE. Mr. Speaker, may I interrogate the gentleman from Berks, Mr. Hoopes?

The SPEAKER. Will the gentleman from Berks, Mr. Hoopes permit himself to be interrogated?

Mr. HOOPES. Mr. Speaker, I will.

Mr. EROE. Mr. Speaker, may I call the attention of Mr. Hoopes to the fact that in answer to my interrogation a moment ago he said that the farmer could make an agreement to pay partly or wholely in produce, but in section four page four line four, this act says, "No provision of this act shall in any way be contravened or set aside by a private agreement whether written, oral or implied and any such agreement is hereby declared null and void as against public policy."

Now, if that section means what it says, the farmer must pay in cash, isn't that right?

Mr. HOOPES. Mr. Speaker, in answer to the question of the gentleman I would say it is not right. If I understood the meaning of words, they are quite plain,—they are not permitted to set up an agreement with the intent and avowed purpose of evading this act, but there is nothfarmer, part of the wages in commodities, as has been the practice heretofore.

Mr. EROE. Mr. Speaker, may I call the attention of the gentleman from Berks, Mr. Hoopes, to the fact that section five of the act says, "All wages payable from any

employer to any employe shall be paid in current money of the United States or in valid and negotiable checks." It says, "shall." If that is not mandatory, Mr. Speaker, I do not know what is.

Mr. HOOPES. Mr. Speaker, in answer to the gentleman, as I tried to point out in answer to the question which he put before, in my judgment potatoes or whatever commodity may be involved are not wages, and they are not thereby covered by that mandatory provision. It is intended to cover cases where wages are fixed in terms of money but are paid in the form of store orders or scrip or something else that directly refers to an amount in money.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution the yeas and nays were taken.

Mr. HOOPES. Mr. Speaker, in view of the fact that this is a very important measure I ask that the roll be verified.

The roll was verified and was as follows:

YEAS—126

Alexander,	Denning,	Kinney,	Reynolds,
Allen,	Dent,	Klingler,	Rhys,
Altenburg,	Dilley,	Kobelak,	Roan,
Arnold,	Downey, G. E.,	LaRue,	Robinson,
Aukerman,	Duffort,	Linderman,	Sarraf,
Baine,	Eberharter,	Long,	Scanlon,
Baker, J J.,	Eroe,	Lovett,	Schrope,
Baldi,	Falkenstein,	Male,	Shaw,
Barber,	Ferko,	Mason,	Shepard,
Barnhardt,	Finnerty,	McDermott,	Shortz,
Bernhard,	Fitch,	McDevitt,	Shugarts,
Blumberg,	Flanagan,	McElroy,	Smith, J. A.,
Brancato,	Flinchbaugh,	Melchiorre,	Smith, W. G.,
Brown, H. S.,	Furman,	Moomaw,	Stank,
Brown, J. E.,	Gerard,	Mooney,	Stevens,
Brownfield,	Green,	Moore,	Tahl,
Burke,	Haberlen,	Moran,	Tronzo,
Cannon,	Hagerty,	Munley,	Tumelty,
Caputo,	Haluska,	O'Keefe,	Van Sickle,
Carr,	Hamilton, R. S.,	Ominsky,	Walker,
Castor,	Harkins,	Parks,	Wasserman,
Coakley,	Harmuth,	Patterson, C.,	Weiss,
Cochran,	Hart,	Patterson, J. W.,	Welliver,
Cohen,	Hefferon,	Pearson,	Welsh,
Coleman,	Hermansen,	Perry,	Wickersham,
Condon,	Hirsch,	Pfaff,	Wilson,
Conner,	Holstrom,	Phillips,	Witkin,
Coolahan,	Hoopes,	Piole,	Yourishin,
Cordier,	Jackson,	Powers,	Zappala,
Davies,	Jones,	Reising,	Sarig,
Decker,	Kilroy,		

NAYS—64

Andrews,	Hindman,	Panton,	Stott,
Atkins,	Hoffner,	Peters,	Sumney,
Baker, F. T.,	Horst,	Rinn,	Surface,
Boose,	Kane,	Schrock,	Terry,
Boyd, R.,	Kelso,	Schwab,	Trout,
Boyer,	Longaker,	Shreiner,	Turner,
Brumbaugh,	Lynch,	Siegel,	Van Allsburg,
Carson,	McCreary,	Simon,	Wall,
Chervenak,	McHenry,	Simpson,	Weidemann,
Ederer,	McKinney,	Sloan,	Westrick,
Flynn,	Mentzer,	Snyder, F. E.,	White,
Gates,	Merrell,	Snyder, J. L.,	Wood,
Gillette,	Moul,	Sproul,	Woodside,
Habbyshaw,	Muir,	Stewart,	Yeakel,
Hamilton, F. P.,	Murrin,	Stockham,	Zimmerman,
Hetrick,	Nagel,	Stone,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

SPECIAL ORDERS ON THIRD READING AND FINAL PASSAGE

The SPEAKER. The Hour of 12:00 o'clock having arrived, the time fixed for the Special Order, the Chair lays before the House, House Bill No. 843.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 843, entitled:

An Act to amend section three of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred ninety-four) entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire" by removing deductions from and eliminating credits against the tax imposed by the act

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the bill pass finally?

Mr. SHREINER. Mr. Speaker and Members of the House I arise to oppose House Bill No. 843, because this bill amends the provision of the gross receipts act and excise tax owners and operators of motor vehicles transporting passengers and merchandise for hire.

At the present time there is an eight mill excise tax on their gross receipts, and at the present time they are allowed to deduct from that tax half of their registration fee as well as any taxes paid the cities for the use of highways. It is estimated that there are approximately fifty thousand trucks in the state of Pennsylvania used for hire. It is also estimated that their annual volume is about sixteen million dollars. At the rate of eight mills, as at present, the income is about one hundred and twenty-eight thousand dollars. Now this bill amends to deduct just half of the registration fee and what they may be compelled to pay the various cities for the use of the highways used in transporting different kinds of commodities over the streets.

There are many of these truck owners at the present time who because of the grace of some truck dealer or some finance company are able to do this hauling; they are able to make a decent living and who otherwise would be on the relief rolls. If this bill is passed these owners of these vehicles used for hire will absolutely have to go out of business and then they will go back on the relief rolls of Pennsylvania. For that reason, members of the House, I ask you to oppose this bill.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—111

Achterman,	Dilley,	Lovett,	Ruffennach,
Alexander,	Downey, G. E.,	Male,	Sarraf,
Allen,	Eberharter,	McCreary,	Scanlon,
Andrews,	Eroe,	McDermott,	Schrope,
Arnold,	Falkenstein,	McElroy,	Schwab,
Aukerman,	Finnerty,	McHenry,	Shaw,
Baine,	Fitch,	Melchiorre,	Shepard,
Baker, J J.,	Flanagan,	Mentzer,	Shugarts,
Barber,	Flinchbaugh,	Moomaw,	Siegel,
Bradley,	Furman,	Mooney,	Simon,
Brancato,	Gerard,	Moul,	Smith, J. A.,
Brown, H. S.,	Haberlen,	Munley,	Smith, W. G.,
Brown, J. E.,	Hagerty,	Murrin,	Stank,

Brownfield,	Haluska,	Nagel,	Stevens,
Brumbaugh,	Hamilton, F. P.,	O'Keefe,	Sumney,
Burke,	Harmuth,	Ominsky,	Tronzo,
Cannon,	Hartman,	O'Neill,	Tumelty,
Caputo,	Hetrick,	Panton,	Van Sickle,
Carson,	Hirsch,	Patterson, C.,	Walker,
Chervenak,	Holstrom,	Patterson, J. W.,	Weiss,
Coakley,	Hoopes,	Pearson,	Welliver,
Cochran,	Kelso,	Pfaff,	Welsh,
Cohen,	Kilroy,	Piole,	Westrick,
Coleman,	Kinney,	Powers,	Wilson,
Coolahan,	Klingler,	Reising,	Yourishin,
Decker,	Kobelak,	Rinn,	Zappala,
Dent,	LaRue,	Robinson,	Sarig,
Diehl,	Long,		

NAYS—80

Altenburg,	Flynn,	McKinney,	Sowers,
Atkins,	Forrest,	Merrell,	Sproul,
Baker, F. T.,	Gates,	Moore,	Stewart,
Baldi,	Gillette,	Muir,	Stockham,
Barnhardt,	Green,	Nothnagle,	Stone,
Bernhard,	Habbyshaw,	Parks,	Stott,
Blumberg,	Hamilton, R. S.,	Perry,	Surface,
Boose,	Hart,	Peters,	Terry,
Boyd, R.,	Hefferon,	Phillips,	Trout,
Boyer,	Hermansen,	Reynolds,	Turner,
Carr,	Hoffner,	Rhys,	Wall,
Castor,	Horst,	Roan,	Wasserman,
Condon,	Jackson,	Schrock,	Weidemann,
Conner,	Jones,	Schwartz,	White,
Cordier,	Kane,	Shortz,	Wickersham,
Davies,	Linderman,	Shreiner,	Witkin,
Denning,	Longaker,	Simpson,	Wood,
Duffort,	Lynch,	Sloan,	Woodside,
Ederer,	Mason,	Snyder, F. E.,	Yeakel,
Ferko,	McDevitt,	Snyder, J. L.,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

The SPEAKER. In pursuance with the Special Order fixed for this time, the Chair lays before the House, House Bill No. 1128.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1128, as follows:

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations county officers and the Department of Revenue and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as "The Documentary Stamp Tax Act"

Section 2 The following words when used in this act shall have the meanings ascribed to them in this section except in those instances where the context clearly indicates a different meaning

"Association" A partnership limited partnership or any other form of unincorporated enterprise owned by two or more persons

"Corporation" A corporation or joint-stock association organized under the laws of this Commonwealth the United States or any other state territory or foreign country or dependency

"Department" The Department of Revenue of this Commonwealth

"Document" A written instrument including the following

1 Any deed instrument or writing whereby any lands tenements or hereditaments or any interest therein shall be granted bargained sold or otherwise conveyed to the grantee purchaser or any other person

2 Any bond debenture or certificate or evidence of indebtedness of any person and any instrument however termed issued by any corporation with interest coupons attached or in registered form known generally as corporate securities except securities issed by this Commonwealth or any political subdivision thereof or by the United States Provided That every renewal of any of the foregoing documents shall constitute a new issue or document

3 Any written obligation to pay money including any promissory note (except bank notes issued for circulation) non-negotiable note judgment note and any executory contract for the payment of money which is executed or carried out in an instrument in writing and each renewal of any of the foregoing documents

4 Any mortgage which incorporates the certificate of indebtedness not otherwise shown in a separate instrument

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term person as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Value" (1) In the case of any document representing an obligation to pay money the full amount of such obligation Provided That where a document conditioned upon the repayment or payment of money is given in a penal sum greater than the full amount secured the term "value" shall mean the actual amount secured thereby

(2) In the case of any document granting bargaining selling or otherwise conveying any land tenement or hereditament or interest therein the amount of the actual consideration therefor exclusive of liens or other encumbranches thereon or exclusive of a commensurate part of the liens or other encumbrances thereon where such liens or other encumbrances also encumber other lands tenements or hereditaments Provided That where such document shall set forth a small or nominal consideration the "value" thereof shall be determined from the price set forth in or actual consideration for the contract of sale or in the case of a gift from the actual monetary worth of the property granted bargained sold or otherwise conveyed which in either event shall not be less than the amount of the highest assessment of such lands tenements or hereditaments for local tax purposes

The singular shall include the plural and the masculine shall include the feminine and neuter

Section 3 Every person who makes executes issues or delivers any document or in whose behalf any document is made executed issued or delivered shall be subject to pay for and in respect to such document or for or in respect of the vellum parchment or paper upon which such document is written or printed a State tax at the rate of five cents (5c) for each one hundred dollars ($100.00) or fraction thereof of the value represented by such document payable at the time of making execution issuance or delivery of such document

Section 4 The payment of the tax imposed by this act shall be evidenced by the affixing of a documentary stamp or stamps to every document by the person making executing issuing or delivering such document Such stamps shall be affixed in such manner that their removal will require the continued application of steam or water and the person using or affixing such stamps shall write or stamp or cause to be written or stamped thereon the initials of his name and the date upon which such stamps are affixed or used so that such stamps may not again be used Provided That the department may prescribe such other method of cancellation as it may deem expedient

Section 5 The department shall prescribe prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make provisions for the sale of such stamps in such places as it may deem necessary

The department may appoint persons within or without the Commonwealth as agents for the sale of stamps to be used in paying the tax herein imposed upon documents and whenever the department shall sell consign or deliver to any such agent any such stamps for sale or use such agent shall be entitled to receive as compensation for his services and expenses as such agent and to retain out of

the moneys to be paid by him for such stamps a commission of two per centum on the face value thereof The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of such sale delivery or consignment to such agent of such stamps

Section 6 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and means to be used in affixing or cancelling of stamps in substitution for or in adition to the method and means provided in this act

(b) The denominations and sale of stamps

(c) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act

Section 7 No document upon which tax is imposed by this act shall be made the basis of any action or other legal proceeding nor shall proof thereof be offered or received in evidence in any court of this Commonwealth unless a documentary stamp or stamps as provided in this act have been affixed thereto

Section 8 Every document upon which tax is imposed by this act when lodged with or presented to any recorder of deeds or prothonotary in this Commonwealth for recording shall set forth therein and as a part of such document the true full and complete value thereof or shall be accompanied by an affidavit executed by a responsible person connected with the transaction showing such connection and setting forth the true full and complete value thereof

Any such recorder of deeds or prothonotary who shall record any document upon which tax is imposed by this act without the proper documentary stamp or stamps affixed thereto as required by this act as is indicated in such document or accompanying affidavit shall upon summary conviction before any magistrate alderman or justice of the peace or other officer having the powers of a committing magistrate be sentenced to pay a fine of twenty-five dollars ($25.00) and costs of prosecution and in default of payment thereof undergo imprisonment for not more than ten (10) days Provided That when any document shall have been recorded it shall be presumed that all requirements of law affecting the title to any real property conveyed thereby have been complied with

Section 9 (a) It shall be unlawful for any person to

1 Make execute issue deliver or accept or cause to be made executed issued delivered or accepted any document without the full amount of tax thereon being duly paid or

2 Make use of any documentary stamp to denote payment of any tax imposed by this act without cancelling such stamp as required by this act or as prescribed by the department or

3 Fail neglect or refuse to comply with or violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act

Any person violating any of the provisions of this subsection (a) shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not more than two hundred dollars ($200.00) and costs of prosecution or to undergo imprisonment of not more than sixty (60) days or both in the discretion of the court

(b) It shall be unlawful for any person to

1 Fraudulently cut tear or remove from a document and documentary stamp or

2 Fraudulently affix to any document upon which tax is imposed by this act any documentary stamp which has been cut torn or removed from any other document upon which tax is imposed by this act or any documentary stamp of insufficient value or any forged or counterfeited stamp or any impression of any forged or counterfeited stamp die plate or other article or

3 Wilfully remove or alter the cancellation marks of any documentary stamp or restore any such documentary stamp with intent to use or cause the same to be used after it has already been used or knowingly buy sell offer for sale or give away any such altered or restored stamp to any person for use or knowingly use the same or

4 Knowingly have in his possession any altered or restored documentary stamp which has been removed from any document upon which tax is imposed by this act Provided That the possession of such stamps shall be prima facie evidence of an intent to violate the provisions of this clause or

5 Knowingly or wilfully prepare keep sell offer for sale or have in his possession any forged or counterfeited documentary stamps

Any person violating any of the provisions of this subsection (b) shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than five hundred dollars ($500.00) nor more than one thousand dollars ($1000.00) and costs of prosecution or to undergo imprisonment for not more than five (5) years or both in the discretion of the court

Section 10 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions. It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 11 This act shall become effective immediately upon its final enactment

On the question,

Will the House agree to the bill on third reading?

It was agreed to,

On the question,

Shall the bill pass finally?

Mr. McDEVITT. Mr. Speaker and members of the House, this is a bill that is commonly called a documentary stamp tax act. It would be alright if that is as far as it went, but in describing what a document is you will find that it takes into consideration practically every piece of paper hat can be issued. In the first part it says, "Document—A written instrument." Then it goes on to say that it "includes the following." Well, naturally it would include any deed or instrument or writing relating to any lands, tenements or hereditaments. It goes on to say, "Any bond debenture or certificate." But then it goes just about as far as any descriptive phrase could go by saying, "Or evidence of indebtedness." Further it says—also very broadly—"Any written obligation to pay money including any promissory note." Then it goes on, not into detail, but very broadly.

It is rather interesting to analyze this bill and see just how far it does go; how it affects the individual and how far it affects the business man. Say, for instance, a man is in business, and it doesn't make any difference whether he is a big corporation or a man who has a comparatively small store. He will have to pay this tax of five cents per hundred or any part thereof. He will pay it on his fire insurance policy. If he pays premiums on that policy in installments he will have to pay five cents on each installment; not on twenty or thirty dollars as the installment might be, but on the face value of that policy; even if he pays it in twelve equal installments. In addition the same thing would apply on any other kind of insurance that he might have, such as liability insurance, property, fidelity bond on his employe or any other kind of insurance, such as personal life insurance. He would have to pay that not only on the face amount but if paid that premium on a weekly basis or monthly or semi-annually, on each occasion he would have to pay a five cent tax per hundred on the face amount, not on the premium he pays, but on the total sum. Further, if he

had a life insurance policy in favor of his business, he would have to pay it in the same way.

In my opinion this stamp tax would also apply to every check that is issued in business, no matter if it is for a payroll or in payment of merchandise or any obligation that the business might have. You can very readily see how this five cents per hundred or any part thereof will add up where you have large payrolls or on parts of obligations. As far as an obligation is concerned, if you owe a man a thousand dollars and pay one hundred dollars, you don't pay five cents on the hundred dollars you pay it on the thousand dollars, and you will pay it on every single installment of that one thousand dollars. It is very easy to see how this will accumulate.

Probably as far as this act is concerned, the most vicious part is its effect on what is commonly called commercial paper or trade acceptances. A great many businesses are financed, or rather they finance themselves, by the issuing of short term notes. These notes bear a low interest rate because they are only for a short period of time, possibly two or three months. The are discounted at a very small discount. Naturally the market for commercial paper is very limited. There is not a great deal of capital in circulation. Banks are not anxious at all to lend money on commercial paper. By putting this tax of five cents per hundred on each part of that note you will simply eliminate any possibility of any Pennsylvania business man discounting any commercial paper. There is an amount of commercial paper that will be absorbed by other states that possibly do not have this same provision, but it would be very apt in any event to force the Pennsylvania commercial paper entirely out of the market.

As far as the individual is concerned, the poor man or the business man or whatever it may happen to be, personally he is going to be soaked in exactly the same way as the business man or the business of any other man would. All in all it is an accumulative proposition that would not help anyone. It is, further, an obstruction to business. If you obstruct business further, you can't have employment. If you are going to make conditions so stringent or so impossible that a man simply says, "Well, times are bad enough now and if you are going to make them worse, I will simply shut up the establishment and get on the 'Dole Wagon'." Because when you hurt business there is less employment, not more.

I realize that this act is supposed to bring in five million dollars, but it is such a vicious proposition when you consider the fact that it is only going to bring in five million dollars of the two hundred and three million dollars that is needed, I think it is using bird shot to shoot elephants. We don't have to pass every bill that comes up on this floor, we represent a wide constituency. We have poor people, we have people on relief. we have men who are employed in various businesses, we have business men, we have to look out for the interests of every one of them, and we certainly can't be putting through further legislation like this bill. It is going to hurt the poor, it is going to hurt he business man, it is going to hurt every business situation, and we are trying to avoid that in order that good times may come back again.

Mr. SPROUL. Mr. Speaker and members of the House, in conversation with the Democratic floor leader, Mr. Furman, he advised me that the Attorney General stated that this act did not apply to insurance companies. While I have the highest respect for the opinion of the Attorney General, it is the opinion of some lawyers of insurance companies that this act does apply to them. It would, therefore, affect them in addition to the reasons regarding insurance that the gentleman from Philadelphia, Mr. McDevitt, gave; also a prepaid life insurance policy which is a contract to pay at some future time. I therefore would be opposed to this act for that reason.

Now in addition it is pretty hard upon the debtor who owes money to a bank. Many financial institutions require renewals of notes. Where they formerly have granted three or four months, they now require a monthly renewal. If it were a renewal note there is a twelve times five cents tax per year. This would put an unjust burden on the debtor who is trying to reduce his obligation at the financial institutions. I would be in favor of the former rate of two cents, but I am compelled to ask this House to vote against this bill for the reason of the amendment and also for the additional reason that I expressed before, the uncertain application to insurance companies. I feel justified therefore in asking this House to vote against this bill for the reasons I have stated, particularly those in regard to insurance companies and the unjust burden on a debtor who is trying to reduce his obligations in small amounts.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—113

Achterman,	Downey, G. E.,	Long,	Rinn,
Alexander,	Eberharter,	Lovett,	Robinson,
Allen,	Eroe,	Lynch,	Ruffennach,
Andrews,	Falkenstein,	Male,	Sarraf,
Arnold,	Finnerty,	McCreary,	Scanlon,
Aukerman,	Fitch,	McDermott,	Schrope,
Baine,	Flanagan,	McElroy,	Schwab,
Baker, J. J.,	Flinchbaugh,	McHenry,	Shaw,
Barber,	Furman,	Melchiorre,	Shepard,
Bradley,	Gerard,	Mentzer,	Shugarts,
Brancato,	Haberlen,	Moomaw,	Siegel,
Brown, H. S.,	Hagerty,	Mooney,	Simon,
Brown, J. E.,	Haluska,	Moran,	Smith, J. A.,
Brownfield,	Hamilton, F. P.,	Moul,	Smith, W. G.,
Brumbaugh,	Harkins,	Munley,	Stank,
Burke,	Harmuth,	Murrin,	Stevens,
Cannon,	Hartman,	Nagel,	Tronzo,
Caputo,	Hetrick,	O'Keefe,	Tumelty,
Carson,	Hindman,	Ominsky,	Van Sickle,
Chervenak,	Hirsch,	O'Neill,	Walker,
Coakley,	Holstrom,	Panton,	Weiss,
Cochran,	Hoopes,	Patterson, C.,	Welliver,
Cohen,	Kelso,	Patterson, J. W.,	Welsh,
Coleman,	Kilroy,	Pearson,	Westrick,
Coolahan,	Kinney,	Pfaff,	Wilson,
Decker,	Klingler,	Piole,	Yourishin,
Dent,	Kobelak,	Powers,	Zappala,
Diehl,	LaRue,	Reising,	Sarig,
Dilley,			

NAYS—82

Altenburg,	Forrest,	Muir,	Stockham,
Atkins,	Gates,	Nothnagle,	Stone,
Baker, F. T.,	Gillette,	Parks,	Stott,
Baldi,	Green,	Perry,	Sumney,
Barnhardt,	Habbyshaw,	Peters,	Surface,
Bernhard,	Hamilton, R. S.,	Phillips,	Tahl,
Blumberg,	Hart,	Reynolds,	Terry,
Boose,	Hefferon,	Rhys,	Trout,
Boyd, R.,	Hermansen,	Roan,	Turner,
Boyer,	Holland	Schrock,	Van Allsburg,
Brennan,	Horst,	Schwartz,	Wall,
Carr,	Jackson,	Shortz,	Wasserman,
Castor,	Jones,	Shreiner,	Weidemann,
Conner,	Kane,	Simpson,	White,
Cordier,	Linderman,	Sloan,	Wickersham,
Davies,	Longaker,	Snyder, F. E.,	Witkin,

Denning,	Mason,	Snyder, J. L.,	Wood,
Duffort,	McDevitt,	Sowers,	Woodside,
Ederer,	McKinney,	Sproul,	Yeakel,
Ferko,	Merrell,	Stewart,	Zimmerman,
Flynn,	Moore,		

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

REPORTS FROM COMMITTEE

Mr. FURMAN, from the Committee on Ways and Means re-reported as amended, House Bill No. 925, entitled:

An Act to provide revenue for State and county purposes and in cities coextensive with counties for State and city and county purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation

Mr. TURNER from the Committee on Banking reported as committed House Bill No. 86.

RESOLUTION NO. 86

Mr. WITKIN asked and obtained unanimous consent for the immediate consideration of Resolution No. 86.

The resolution was twice read by the Clerk as follows:

In the House of Representatives, March 12, 1935.

Whereas, A number of bills have been introduced in the House and Senate having a single purpose—to provide for the abatement of penalties and interest, in whole or in part, on delinquent taxes if these delinquent taxes are paid; and

Whereas, Tax payers should be encouraged to pay their taxes in order that government may function, and legislation should be adopted at the earliest possible time to spur delinquent taxpayers to use every effort possible to pay their taxes; and

Whereas, Bills have passed the Senate and repose in House committees, bills have passed the House and repose in Senate committees, others are on the calendars and still others are in committee awaiting committee action; and

Whereas, It is apparent that confusion exists not only between the House and Senate as to the proper measure to be adopted, but as well among Members of the same House in passing more than one bill to accomplish substantially the same object; therefore be it

Resolved (if the Senate concur), That the Speaker appoint three Members of the House, and the Senate appoint three Members of the Senate, who together shall constitute a special committee, whose duty it shall be to draft a new bill or select and introduce a bill, either House or Senate, which in its present or an amended form the committee deems to be a proper measure on the subject of abating penalties and interest on delinquent taxes, and to make report thereof to the Senate and House of Representatives as early as possible.

On the question,

Will the House adopt the resolution?

It was adopted.

Ordered, That the Clerk present the same to the Senate for concurrence.

QUESTION OF PERSONAL PRIVILEGE

Mr. McCREARY. Mr. Speaker, I arise to a question of personal privilege. I request a moment or two to make a short statement in apology to this House.

The SPEAKER. The gentleman will state his question of personal privilege.

Mr. McCREARY. Mr. Speaker and Members of the House, I want to use about forty dollar's worth of your valuable time in making an apology to this House for a statement I am told I made yesterday during the discussion of the bill of the gentleman from Berks County. When I got back to my seat I was told that I made this statement: "Any member who voted "yes" on the bill ought to be tarred and feathered." I wish to retract that statement and say to you in all sincerity that what I intended to say or convey was this, that the farmers would feel like tarring and feathering any man who voted "yes" on the question.

I am very glad to have this opportunity of extending an apology for that statement. I want to say to you that I yield to no man in the idea that I believe in free speech, a free press and free thought, and I would be the last man in this House or anywhere else to question anybody's authority as to how he voted. Therefore I sincerely apologize to you for that statement.

While I am on my feet, let me say further that I stood on the floor of the House about five minutes yesterday with my hand up trying to get the recognition of the Chair to make this speech,shortly after I had made that statement, and didn't succeed in attracting the Chair's attention. I feel that we should have a rule added to our set of rules and that is, if a member stands on his feet and holds up his hand for five minutes the Speaker should be required to recognize him.

The SPEAKER. The remarks of the gentleman under his question of personal privileges will be spread upon the Journal.

RESOLUTION NO. 65

Mr. MURRIN. Mr. Speaker, I desire to call up at this time Resolution No. 65, Printer's No. 283.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 19, 1935.

Whereas, Potato growers in this State are unable to market their crops due in large measure to the fact that stores at which relief orders are cashed, or that fill orders given by the State Emergency Relief Board or its agencies, or by Federal Emergency Relief Administration, or its agencies placing orders for the Civilian Conservation Corps deal mainly in potatoes grown in other states which are more closely graded; and

Whereas, Pennsylvania potatoes are the equal of those grown in other states, are readily available in local markets and their purchase avoids the necessity and expense of transportation; and

Whereas, Pennsylvania potato growers are entitled to their share of the business resulting from the expenditure of Federal and State relief moneys; therefore be it

Resolved, That the House of Representatives earnestly request the State Emergency Relif Board, the Federal Emergency Relief Administration, and their agencies and Pennsylvania merchants to cooperate in an endeavor to arrange for the purchase of potatoes grown in the communities in which money is expended for relief in order to aid farmers in the various communities in disposing of their crops and thereby to secure sufficient moneys to pay for chattel mortgages on crops and to pay taxes,

Resolved, That a copy of this resolution be transmitted to the State Emergency Relief Board and the Federal Emergency Relief Administration by the Chief Clerk of this House.

On the question,

Will the House adopt the resoluiton?

It was adopted.

EXTENDING SYMPATHY ON DEATH OF HON. JAMES SLINGHUFF BOYD

Mr. FORREST offered the following resolution and asked and obtained unanimous consent for its immediate consideration.

The resolution was read by the Clrek as follows:

In the House of Representatives, March 13th, 1935.

Whereas, Ominous reports in the public press concerning the health of our associate of the Senate did not prepare the members of this body for the startling news of the death this morning of Senator James Slinghuff Boyd, from bronchial pneumonia, at the age of fifty-one years, eight months and two days; and

Whereas, The national and international experiences of Senator Boyd in such widely diversified activities as the banking business, the real estate business and as a publisher rendered him peculiarly fitted to represent the people of this Commonwealth in the manifold problems before the General Assembly; and

Whereas, His long service as a legislator in this House and in the Senate, over which he presided as President pro tempore during the Special Session of 1932 and the Regular Session of 1933, added to his general ability a profound and most useful knowledge of parliamentary law, therefore be it

Resolved, That the untimely death of James Slinghuff Boyd deprives the General Assembly of the Commonwealth of the services of one whose unusual experience and training rendered him invaluable during the present troubulous times, and be it further

Resolved, That the loss we feel as members of the General Assembly from the passing of the Senator, is no greater than the loss we feel as men from the passing of the man, a friend, whose personality endeared him to all and made easier and more pleasant the labors and deliberations of both bodies; and be it further

Resolved, That to those whose loss is greater than ours, the members of his immediate family, we extend our deepest sympathy, fully realizing how futile such action is to alleviate their sorrow; and be it further

Resolved, That a copy of this resolution be forwarded by the Chief Clerk of the House to the widow of the said James Slinghuff Boyd.

On the question,

Will the House adopt the resolution?

Mr. EDERER. Mr. Speaker and members of the House, the death of Senator James Boyd of Montgomery County comes as a very great shock to all of us. He was dearly beloved by all who knew him. Senator Boyd was a former member of this House and had risen to the high position of President pro tempore of the Senate of Pennsylvania. In his death the citizenry of Montgomery County have suffered a tremendous loss. The people of the Commonwealth of Pennsylvania have likewise suffered a great loss. The Senate of the Commonwealth of Pennsylvania has lost a valuable, esteemed and lovable member. The heritage which he leaves behind him can be the only solace to his family and to his friends. I therefore ask Mr. Speaker, that this House rise in adopting this resolution.

On the question recurring,

Will the House adopt the resolution?

It was unanimously adopted by a rising vote.

PRINTING ADDITIONAL COPIES OF HOUSE BILL NO. 494

Mr. PERRY asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted.

In the House of Representatives, March 13, 1935.

Resolved, That the Chief Clerk be directed to have printed five hundred additional copies of House Bill No. 494, entitled "An act relating to and regulating the practice of the healing profession of chiropractice and the licensure and registration of practitioners therein; creating a Chiropractic Board, Examination and Licensure in the Department of Public Instruction; and defining its powers and duties; and providing penalties," for the use of the House of Representatives.

ANNOUNCEMENT BY THE SPEAKER

The SPEAKER. At the request of the Chief Clerk, the Chair wishes to make this important announcement: Many members of the House, not realizing that the House stenographic force consists of but eight stenographers, are trying to make replies to every postal card and circular letter sent to them for or against particular bills.

When it is considered that some of these circular letters run into the thousands it can be seen that it is physically impossible for the limited stenographic force to take care of these requests. It is perfectly proper to leave an order to mimeograph a letter and have it run off in any quantity but after this work is done the stenographers should not be asked to address the envelopes or insert the names of the persons to whom the letters are to go. One member, for instance, has asked that four thousand letters be answered. This is not only unreasonable, but impossible. The stenographic force of the House has been created for the purpose of taking care of the ordinary mail of the members; they cannot even attempt to put in their working hours on handling replies to circular letters and postal cards. This word of caution does not originate from any complaint by the stenographic force but grows out of the protest of members whose personal work cannot be looked after by reason of the request of those who would have circular letters and postal cards answered.

The Speaker might state to the new members, particularly, that constituents who send out circular letters and postal cards rarely, if ever, expect a reply.

I hope the members of the House will heed this important matter so that each and every member will have ample opportunity to have his work done without other members indirectly encroaching upon their privileges.

The Speaker and the Chief Clerk are fully aware of the fact that this situation is due entirely to thoughtlessness of certain members, not selfishness—, but it has reached such a serious point that there is more than a probability of the work in the stenographic room breaking down entirely unless something is done. Hence this statement and urgent request to the members to not ask House stenographers to handle circular letter mail.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 225, entitled:

An Act to amend section eight, sections two hundred and twenty-five, eight hundred, and eight hundred and one as amended, sections eight hundred and two and eight hundred and three, and section one thousand and three as amended of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating and changing the law relating thereto," authorizing county commissioners to loan money from the county funds to poor districts; changing the conditions under which non-residents may acquire legal settlements in this Commonwealth; providing that certain differences between poor districts may be settled by arbitration instead of petition to court; and changing the procedure whereby poor directors become guardians of any person becoming a public charge.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 909, entitled:

An Act to provide reimbursement for hospitals on account of expenses of the care of indigent persons injured in motor vehicle accidents; imposing powers and duties upon certain State departments; and making an appropriation from the Motor License Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 78, entitled:

An Act to amend section one of an act approved the ninth day of April, one thousand eight hundred and forty-nine (P. L. 533), entitled "An act to exempt property to the value of three hundred dollars from levy and sale on execution and distress for rent," declaring persons incapable of waiving their right to an exemption.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

BILL POSTPONED

Mr. TAHL. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 501, entitled:

An Act authorizing the Department of Highways to build, construct and maintain sidewalks along State highways in townships of the second class, for the protection of public school pupils; requiring townships of the second class to contribute to the cost of such building and construction; and appropriating moneys from the Motor License Fund.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 885, entitled:

An Act to amend section one of the act approved the twenty-fourth day of July, one thousand nine hundred and thirteen (P. L. 1013), entitled "An act regulating the issuance of licenses to marry; prohibiting the issuance of such licenses to certain persons; regulating the time during which licenses shall be valid, and the time when returns shall be made of marriages solemnized to the clerk of the orphans' court; and prescribing the duties of the clerk of the orphans' court," by requiring three days to elapse between the application for, and the issuance of, the license.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1209, entitled:

An Act prohibiting collection agencies, as herein defined, from representing creditors or taking an assignment for the purpose of representing creditors in any action or proceeding, or in settlement or adjustment of the affairs of a debtor; from soliciting business for attorneys at law, and from threatening the debtor with legal proceedings; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 180, entitled:

An Act to provide for wash rooms in connection with certain employments, to protect the health of employes and secure their comfort.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1023, entitled:

An Act prohibiting the sale and distribution of medicines, drugs, poisons and articles intended for use in the cure, mitigation, treatment or prevention of disease in man or animal by means of vending machines.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 902, entitled:

An Act making deficiency appropriation to the Department of Military Affairs.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 977, entitled:

An Act to amend section three of the act approved the third day of June, one thousand nine hundred and thirty-three (P. L. 1520), entitled "An act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to and expenditure in the various political subdivisions of the Commonwealth for the maintenance of certain streets and roads during the calendar years one thousand nine hundred and thirty-four and one thousand nine hundred and thirty-five, and requiring political subdivisions to reduce their tax rates for road and street purposes for said years; providing for certification of mileage of public roads and streets by municipal authorities to the Department of Highways; and providing for the use and maintenance of road building machinery and equipment belonging to such political subdivisions by the Department of Highways in carrying out the purposes of this act," providing for the allocation of the unexpended appropriation among townships of the second class, and the expenditure of such appropriation by such townships.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 357, entitled:

An Act to amend clause (b) of section eight hundred and one of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by requiring front registration plates to be illuminated.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1022, entitled:

An Act to amend sections seven hundred and two, seven hundred and three and seven hundred and four of the act approved the twenty-fourth day of May, one thousand nine hundred and twenty-three (P. L. 359), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," as amended, by prohibiting the trapping of raccoons.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1092, entitled:

An Act to amend section one of the act approved the twenty-seventh day of April, one thousand nine hundred and twenty-seven (P. L. 409), entitled "An act authorizing the Secretary of Highways to join two or more State highway routes, by the construction of connecting roads, under certain conditions, and providing for the payment of damages for land taken in the construction of such connecting roads," extending the permissive length of roads affected by the act.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1300 (Senate Bill No. 149), entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 927 as follows:

An Act to preserve the purity of the waters of the Commonwealth and to avoid the danger of fire by requiring the owners operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof and conferring powers upon the Department of Mines to carry into effect the provisions of this act

Whereas It is a known fact that the combination of oxygen and water is necessary to liberate the sulphuric acid content from the pyrites of iron and sulphur in coal seams thus making mine water discharge impure and also that the caving in of pit mouths thus cutting off the air shortly makes the seepage coming from the abandoned mine again pure therefore

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That it shall be the duty of each and every owner operator or lessee of any abandoned bituminous coal mine or abandoned working which is discharging polluted water which flows into any of the streams or rivers of this Commonwealth or which is in danger of being set afire to shoot down or otherwise seal the entries and air shafts of such abandoned coal mine or working for the purpose of cutting off the supply of air from the abandoned mine or working

Section 2 In case any such owner operator or lessee of any such abandoned bituminous coal mine or working shall fail neglect or refuse to seal the openings of the same within sixty days after notice so to do by the Department of Mines it shall be the duty of said Department to enter upon the land or lands where the enries and air shafts to such abandoned mines or workings are located and to shoot down or otherwise seal such openings as provided by this act and to collect the expense incurred by it including any damage caused thereby to the owner of the surface by suit in a court of competent jurisdiction from such owner operator or lessee

Section 3 Where the owner operator or lessee of any such abandoned bituminous coal mine or working is unknown not in being or his or its whereabouts unknown then in such case the Department of Mines is hereby authorized to enter upon the land or lands where the entries and air shafts to such mines or workings are located and shoot down or otherwise seal such openings the cost thereof including any damage caused thereby to the owner of the surface to be paid by the Commonwealth from appropriations made to the Department of Mines

Section 4 Upon complaint of any individual or political subdivision whose interests are affected by such polluted mine water discharge it shall be the duty of the Department of Mines to notify the owner operator or lessee of such abandoned coal mine or working and upon his or its failure to shoot down or otherwise seal the entries of such mines or workings to enter upon the property and perform the work necessary to bring about such sealing as provided for in sections two and three of this act

Section 5 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,
Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1028 as follows:

An Act relating to collections of county and poor taxes in counties of the third class

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all county and poor authorities in counties of the third class shall on or before the first day of June of each year issue their duplicate of taxes assessed to the collector of taxes for county and poor purposes with their warrants attached directing and authorizing him to collect the taxes therein assessed and levied

Section 2 The collector of county and poor taxes shall settle his duplicate on or before the first day of June of each year for the preceeding calendar year

Section 3 If any such tax collector fails to accept such duplicates or settle the same in accordance with the provisions of this act his office as tax collector shall be declared vacant and such vacancy shall be filled as now provided by law.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1243 as follows:

An Act to amend title of and to add section three to the act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-two) entitled "An act to protect miners in the bituminous coal regions of this Commonwealth" so as to protect miners from fraudulent deprivation of wages providing standard measurements for coal mined and prohibting the use of other standards providing methods for the ascertainment of proper measurements and imposing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the title of the act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-two) entitled "An act to protect miners in the bituminous coal regions of this Commonwealth" is hereby amended to read as follows

An act to protect miners in the bitumnious coal regions of this Commonwealth from fraudulent deprivation of wages providing standard measurements for coal mined and prohibiting the use of other standards providing methods for the ascertainment of proper measurements and imposing penalties

Section 2 That said act is hereby amended by adding thereto section three to read as follows

Section 3 That at every bituminous coal mine in this Commonwealth where coal is mined by weight or measure the miners or a majority of those present at a meeting called for that purpose shall have the right to employ a competent person as check-weighman or check-measurer as the case may require who shall be permitted at all times to be present at the weighing or measurement of coal also have power to weigh or measure the same and during the regular working hours to have the privilege to balance and examine the scales or measure the cars Provided That all such balancing and examination of scales shall only be done in such way and in such time as in no way to interfere with the regular working of the mines And he shall not be considered a trespasser during working hours while attending to the interests of his employers And in no manner shall he be interfered with or intimidated by any person agent owner or miner And any person violating these provisions shall be held and deemed guilty of a misdemeanor and upon conviction thereof he shall be punished by a fine of not less than twenty dollars and not exceeding one hundred dollars or imprisonment at the discretion of the court It shall be a further duty of check-weighman or check-measurer to credit each miner with all merchantable coal mined by him on a proper sheet or book to be kept by him for that purpose When differences arise between the check-weighman or check-measurer and the agent or owners of the mine as to the uniformity capacity or correctness of scales or cars used the same shall be referred to the sealer of weights and measures of the county where the mine is located whose duty it shall be to regulate the same at once Provided further That should any weighman or weighmen agent or check-measurer whether employed by operators or miners knowingly or wilfully adopt or take more or less pounds for a bushel or ton than as provided for in the first section of this act or wilfully neglect the balancing or examining of the scales or cars or knowingly and wilfully weigh coal with an incorrect scale he shall be guilty of a misdemeanor and upon conviction thereof shall be imprisoned in the county jail for three months

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1127 as follows:

An Act to further amend section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies and water companies and steam heating companies and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax and increasing the rate of tax imposed by the act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-three of the act approved the first day of June one thousand eight hundred eighty-nine (Pamphlet Laws four hundred twenty) entitled "A further supplement to an act entitled 'An act to provide revenue by taxation' approved the seventh day of June Anno Domini one thousand eight hundred and seventy-nine" as last amended by the act approved the twenty-fifth day of April one thousand nine hundred twenty-nine (Pamphlet Laws six hundred sixty-two) is hereby further amended to read as follows

Section 23 That every railroad company pipe line company conduit company steamboat company canal company slack water navigation company transportation company street passenger railway company traction company and every other company association joint-stock association or limited partnership now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or any foreign government and doing business in this Commonwealth and every copartnership person or persons owning operating or leasing to or from another corporation company association joint-stock association limited partnership copartnership person or persons any railroad pipe line conduit steamboat canal slack water navigation street passenger railway traction system or other device for the transportation of freight passengers baggage or oil and every limited partnership association joint-stock association corporation or company engaged in or hereafter engaged in the transportation of freight or oil within this State and every telephone company telegraph company express company electric light company water-power company hydro-electric company natural gas company artificial gas company water company and steam heating company palace car company and sleeping car company now or hereafter incorporated or organized by or under any law of this Commonwealth or now or hereafter organized or incorporated by any other State or by the United States or

any foreign government and doing business in this Commonwealth and every limited partnership association joint-stock association copartnership person or persons engaged in telephone telegraph express electric light and power water-power hydro-electric natural gas artificial gas water company and steam heating palace car or sleeping car business in this Commonwealth shall pay to the State Treasurer through the Department of Revenue a tax of [eight mills upon the dollar upon] two per centum of the gross receipts of said corporation company or association limited partnership joint-stock association copartnership person or persons received from passengers baggage and freight transported wholly within this State from telegraph or telephone messages transmitted wholly within the State from express palace car or sleeping car business done wholly within this State or from electric light and power water-power and hydro-electric business natural gas business and artificial gas business and water business and steam heating business and from the transporation of oil done wholly within the State The said tax shall be paid within the time prescribed by law for the payment of taxes settled by the Department of Revenue and for the purpose of ascertaining the amount of the same it shall be the duty of the treasurer or other proper officer of the said company copartnership limited partnership association joint-stock association or corporation or person or persons to transmit to the Department of Revenue on or before the first days of February and August of each year a statement under oath or affirmation of the amount of gross receipts of the said companies copartnerships corporations associations joint-stock associations limited partnerships person or persons derived from all sources and of gross receipts from business done wholly within the State during the period of six months immediately preceding the first days of January and July of each year The time for filing reports may be extended estimated settlements may be made by the Department of Revenue if reports are not filed and the penalties for failing to file reports and pay the tax shall be as prescribed by the laws defining the powers and duties of the Department of Revenue Provided That in any case where the works of any corporation company copartnership association joint-stock association limited partnership person or persons are operated by another corporation company copartnership association joint-stock association limited partnership person or persons the taxes imposed by this section shall be apportioned between the said corporations companies copartnerships associations joint-stock associations limited partnerships person or persons in accordance with the terms of their respective leases or agreements but for the payment of the said taxes the Commonwealth shall first look to the corporation company copartnership association joint-stock association limited partnership person or persons operating the works and upon payment by the said company corporation copartnership association joint-stock association limited partnership person or persons of a tax upon the receipts as herein provided derived from the operation thereof no other corporation company copartnership association joint-stock association limited partnership person or persons shall be held liable under this section for any tax upon the proportion of said receipts received by said corporation company copartnership association joint-stock association limited partnership person or persons for the use of said works

[Nothing contained in this] This act shall be construed [to impose any tax upon any municipality nor upon] to apply to municipalities and to impose a tax upon the gross receipts derived from any municipality owned and operated public utility or from any public utility service within the purview of this act furnished by any municipality

[No tax shall be collected under the provisions of this act from any municipality upon the gross receipts derived from the ownership and operation of any public utility or from the furnishing by any municipality of any public utility service prior to the passage of this amendment]

Section 2 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 936, entitled:

An Act to provide revenue by imposing a State tax upon th privilege to attend or engage in amusements including every form of entertainment diversion sport recreation and pastime requiring persons partnerships associations or corporations conducting places of amusement to secure permits imposing duties and conferring powers upon the Department of Revenue prescribing the method and manner of collecting the tax and its payment into the State Treasury permitting refunds of the tax in certain instances and providing penalties

The first second and third sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the "Amusement Tax Act"

Section 2 The following words or phrases when used in this act shall have the meaning ascribed to them in this section except where the context clearly indicates a different meaning

"Amusement" All manner and forms of entertainment including among others theatrical or operatic performances concerts moving picture shows vaudeville circus carnival and side shows all forms of entertainment at fair grounds and amusement parks athletic contests including wrestling matches boxing and sparring exhibitions football and baseball games skating golfing tennis hockey bathing dancing and all other forms of diversion sport recreation or pastime shows exhibitions contests displays and games and all other methods of obtaining admission charges donations contributions or monetary charges of any character from the general public or a limited or selected number thereof directly or indirectly in return for other than tangible property or specific personal or professional services

"Association" any partnership limited partnership or other forms of unincorporated enterprise owned by two or more persons

"Department" The Department of Revenue of this Commonwealth

"Established price" Regular monetary charge of any character whatever including donations contributions and dues or membership fees (periodical or otherwise) fixed and exacted or in any manner received by producers as herein defined from the general public or a limited or selected number thereof directly or indirectly for the privilege to attend or engage in amusements as herein defined In the case of any amusement conducted at any roof garden night club cabaret or other place where the charge for admission is wholly or in part included in the price paid for refreshment service or merchandise the amount paid for admission to such amusement shall be deemed to be twenty (20) per centum of the amount paid for refreshment service and merchandise

"Person" Every natural person copartnership association or corporation Whenever used in any clause prescribing and imposing a penalty or both the term "person" as applied to copartnerships or associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Place of Amusement" Any place indoors or outdoors where the general public or a limited or selected number thereof may upon payment of an established price attend or engage in any amusement as herein defined including among others theatres opera houses moving picture houses amusement parks stadidums arenas baseball parks skating rinks circus or carnival tents or grounds fair grounds social sporting athletic riding gun and country clubs golf courses bathing and swimming places dance halls tennis courts rifle or shotgun ranges roof gardens cabarets night clubs and other like places

"Producer" Any person as herein defined conducting any place of amusement as herein defined where the

general public or a limited or selected number thereof may upon the payment of an established price attend or in any amusement

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 3 (a) On and after the effective date of this act it shall be unlawful for any producer to continue to conduct or thereafter to begin to conduct any form of amusement at any permanent or temporary place of amusement or any itinerant form of amusement within this Commonwealth unless an amusement permit or permits shall have been issued to him as hereinafter prescribed

(b) Every producer desiring to continue to conduct or hereafter to begin to conduct any amusement within this Commonwealth shall file an application for a permanent temporary or itinerant amusement permit or permits as the case may be with the department Every applilcation for such permit or permits shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant conducts or intends to conduct an amusement whether the applicant conducts or intends to conduct a permanent or temporary place or an itinerant form of amusment the location of the permanent or temporary place of amusement whether or not the applicant is the holder of a mercantile license in effect when the application is made and if so the number of such license and the county for which such license was issued and such other information as the department may require If the applicant has or intends to have more than one place of amusement within the Commonwealth the application shall state the location of each place of amusement and in the case of itinerant form of amusement the date and length of time such amusement is to be conducted at each place In the case of an application for a permit for a temporary place of amusement the application shall state the name and address of the owner lessee or custodian of the premises upon which such amusement is to be conducted If the applicant is an association or a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed and verified by oath or affirmation by the producer if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached the written evidence of his authority

At the time of making such application the applilcant shall pay to the department a permit fee of one dollar ($1.00) for each permit unless the applicant shall be the holder of a mercantile license in effect when the application is made in which case no permit fee shall be required

Upon approval of the application and the payment of any permit fee or fees herein required the department shall grant and issue to each applicant a permanent temporary or itinerant amusement permit for each place of amusement within the Commonwealth set forth in his application Amusement permits shall not be assignable and shall be valid only for the persons in whose names issued and for the conduct of amusements at the places designated therein and shall at all times be conspicuously displayed at the places for which issued All permits for permanent places of amusement shall expire on the thirty-first day of December next succeeding the date upon which they are issued unless sooner suspended surrendered or revoked for cause by the department Permits for temporary places of amusement or for forms of itinerant amusement shall expire at the time specified therein The holder of an itinerant amusement permit shall notify the department promptly of any change in the original contemplated itinerary either as to date or time of the conduct of the amusement at each place

(c) Permits issued for permanent places of amusement under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of one dollar ($1.00) except that no renewal fee shall be required if the applicant possesses a mercantile license effective when the application is made

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of one dollar ($1.00)

(d) The department may suspend or after hearing revoke an amusement permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed adopted and promulgated under this act Upon suspending or revoking any amusement permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested Whenever the department suspends an amusement permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit

The fourth section was read as follows:

Section 4 (a) A State tax is hereby imposed upon the privilege to attend or engage in any amusement at the rate of one cent (1c) for each ten cents (10c) or fraction thereof of the established price charged the general public or a limited or selected group thereof by any producer for such privilege which shall be paid by the person acquiring such privilege

(b) In the case of persons (except bona fide employes of a producer or municipal or State officers on official business) admitted free or at reduced rates to any place of amusement at a time when and under circumstances under which an established price is charged to other persons the tax imposed by this act shall be computed on the established price charged to such other persons of the same class for the same or similar accommodations to be paid by the person so admitted

(c) In the case of persons having the permanent use of boxes or seats in any place of amusement or a lease for the use of such box or seat in such place of amusement the tax imposed by this act shall be computed on the established price for which a similar box or seat is sold for each performance or exhibition at which the box or seat is used or reserved by or for the lessee or holder such tax to be paid by the lessee or holder

On the question,

Will the House agree to the section?

Mr. BLUMBERG. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Section 4, amend page 8, line 11, by adding sub-section (d):—"None of these taxes shall be levied on the established prices charged for admission of chlidren twelve years of age or under."

On the question,

Will the House agree to the amendment?

Mr. EBERHARTER. Mr. Speaker and Members of this House, this measure is designed to produce revenue for the State of Pennsylvania in an emergency. If this amendment is adopted, it will have the effect of cutting down that revenue which it has been estimated will be received by the State as the result of the passage of this bill, as introduced. I believe that the children when they have enough money to go into a place of amusement will also have enough money to pay one cent on a ten cent admission charge. This amendment will defeat one of the major purposes of this bill, and I therefore ask the members of this House to vote down this amendment.

Mr. BLUMBERG. Mr. Speaker may I interrogate the gentleman from Allegheny Mr. Eberharter?

The SPEAKER. Will the gentleman from Allegheny permit himself to be interrogated?

Mr. EBERHARTER. Mr. Speaker, I will.

Mr. BLUMBERG. Mr. Speaker can the gentleman from Allegheny inform this House what decrease there will be in the estimated revenue produced by this bill if this amendment is adopted.

Mr. EBERHARTER. Mr. Speaker in answer to the gentleman from Philadelphia, I wish to state that I do not have at the present time the information available as to any decrease that will be occasioned if this amendment is adopted. However, there is a large number of children who go to places of amusement, where they pay ten cents and fifteen cents and twenty cents, and in most of those cases, in practically all of them, the admission fee is given to them by their parents and I do not see why they should be exempted from the payment of this tax.

Mr. BLUMBERG. Mr. Speaker, does the gentleman from Allegheny think that the plight of the Commonwealth is so desperate that they must take away the pennies from the children?

Mr. EBERHARTER. In answer to the gentleman from Philadelphia, Mr. Speaker, I do not believe that this will be taking pennies from the children. As I stated in answer to his previeus question, the admission fee is generally or always paid by the parents or the guardians of the children and, therefore, it will not affect the children directlly very much.

Mr. COHEN. Mr. Speaker and Members of the House I do not think that this act or the practical application of this act will result in depriving any of the children of their pennies. We have heard of the child who finds it hard enough to get a dime let alone getting the extra penny and that is perfectly correct.

Let us be practical in this matter. In the small amusement places, the small admissions, this tax will be absorbed by the places of amusement themselves. They are not going to add an additional tax on the children's amusements. That is good business, good merchandising, and a practical method of meeting the problem. They are going to assume this tax, whether it be small or large. The exact figure I do not know at the moment, but whatever it is, it will not impose any hardships whatsoever upon children of twelve who are attending the moving pictures, and I do say, in answer to the gentleman from Philadelphia that while the plight of Pennsylvania is not so great that it be necessary to take the pennies from the children, the plight of Pennsylvania is of such magnitude that it is necessary to impose this additional tax upon the places of amusement, where the tax will fall and where it will be paid.

Mr. VAN SICKLE. Mr. Speaker, I think the gentleman's objection can easily be met by saying it is taking pennies from the more fortunate children to buy bread, butter and milk for the less fortunate children.

The yeas and nays were required by Mr. BLUMBERG and Mr. WICKERSHAM.

Mr. EDERER. Mr. Speaker, this roll was called so hurridly and there was so much confusion in the House it was impossible to properly record the names. I, therefore, ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—80

Altenburg,	Forrest,	McKinney,	Sowers,
Atkins,	Gates,	Merrell,	Sproul,
Baker, F. T.,	Gillette,	Moore,	Stewart,
Baldi,	Green,	Muir,	Stockham,
Barnhardt,	Greenstein,	Nothnagle,	Stott,
Bernhard,	Habbyshaw,	Parks,	Surface,
Blumberg,	Hamilton, R. S.,	Perry,	Tahl,
Boose,	Hart,	Peters,	Terry,
Boyd, R.,	Hefferon,	Phillips,	Turner,
Boyer,	Hermansen,	Reynolds,	Van Allsburg,
Carr,	Hoffner,	Rhys,	Wall,
Castor,	Hoopes,	Roan,	Wasserman,
Condon,	Horst,	Schrock,	Weidemann,
Conner,	Jackson,	Schwartz,	Wickersham,
Cordier,	Jones,	Shortz,	Wilson,
Davies,	Kane,	Shreiner,	Witkin,
Denning,	Linderman,	Simpson,	Wood,
Duffort,	Longaker,	Sloan,	Woodside,
Ederer,	Mason,	Snyder, F. E.,	Yeakel,
Ferko,	McDevitt,	Snyder, J. L.,	Zimmerman,

NAYS—109

Achterman,	Dilley,	Long,	Ruffennach,
Alexander,	Downey, G. E.,	Lovett,	Sarraf,
Allen,	Eberharter,	Lynch,	Scanlon,
Andrews,	Eroe,	Male,	Schrope,
Arnold,	Falkenstein,	McCreary,	Schwab,
Aukerman,	Finnerty,	McDermott,	Shaw,
Baine,	Fitch,	McElroy,	Shepard,
Baker, J. J.,	Flanagan,	McHenry,	Shugarts,
Barber,	Flinchbaugh,	Melchiorre,	Siegel,
Bradley,	Furman,	Mentzer,	Simon,
Brancato,	Gerard,	Moomaw,	Smith, J. A.,
Brown, H. S.,	Haberlen,	Mooney,	Smith, W. G.,
Brown, J. E.,	Hagerty,	Moran,	Stank,
Brownfield,	Haluska,	Murrin,	Stevens,
Brumbaugh,	Hamilton, F. P.,	Nagel,	Stone,
Burke,	Harkins,	O'Keefe,	Sumney,
Cannon,	Harmuth,	Ominsky,	Tronzo,
Caputo,	Hartman,	Panton,	Tumelty,
Carson,	Hetrick,	Patterson, C.,	Van Sickle,
Chervenak,	Hindman,	Patterson, J. W.,	Walker,
Coakley,	Hirsch,	Pearson,	Weiss,
Cohen,	Holstrom,	Pfaff,	Welliver,
Coleman,	Kilroy,	Piole,	Welsh,
Coolahan,	Kinney,	Powers,	Westrick,
Decker,	Klingler,	Reising,	Yourishin,
Dent,	Kobelak,	Rinn,	Zappala,
Diehl,	LaRue,	Robinson,	Sarig,

So the question was determined in the negative and the amendments were not agreed to.

On the question recurring,

Will the House agree to the section?

It was agreed to.

The fifth to the nineteenth sections inclusive and title were separately read and agreed to as follows:

Section 5 (a) Producers shall collect the tax imposed by this act and shall be liable to the Commonwealth as taxpayers for the payment of the same into the State Treasury through the department as hereinafter provided in this act

(b) Where permits are obtained for conducting temporary amusements by persons who are not the owners lessess or custodians of the places where the amusements are to be conducted or where the temporary amusement is permitted by the owner lessee or custodian of any place to be conducted without the procurement of a permit or permits required by this act the tax imposed by this act shall be paid by the owner lessee or custodian (except the Commonwealth or any political subdivision thereof) of such place where such temporary amusement is held or conducted unless paid by the producer conducting the amusement

Section 6 For the purpose of ascertaining the amount of tax payable by producers to the Commonwealth it shall be the duty of

(a) Every producer except as hereinafter provided conducting a place of amusement on or before the tenth day of each month to transmit to the department on a form prescribed and prepared by the department a report under oath or affirmation of the amount of tax collected by him during the preceding month

(b) Every producer conducting a temporary place of amusement or itinerant form of amusement shall file a report with the department or any duly authorized agent thereof promptly after each performance where only one performance is conducted at one place on one day and in the event that more than one performance is conducted at one place on one day the report shall be made at the conclusion of the last performance conducted on such day Where performances are conducted at the same place for a period of more than one day and less than thirty days the report shall be made immediately after the termination of such period

All reports required under this section shall show such information as the department shall prescribe

Every producer at the time of making every report required by this section shall compute and pay to the department the taxes collected by him and due to the Commonwealth during the period for which the report is made less a two per centum discount if the report is filed and the tax paid on time The amount of all taxes imposed under the provisions of this act shall in the case of places of permanent amusement be due and payable on the tenth day of the next succeeding month and in the case of temporary or itinerant forms of amusement it shall be due and payable on the day the reports in such cases are required to be made under this section and all such taxes shall bear interest at the rate of one per cent per month or fractional part of a month from the date they are due and payable until paid

If any producer shall neglect or refuse to make any report and payment as herein required an additional ten per centum of the amount of the tax shall be added by the department and collected as hereinafter provided in this act

Section 7 In the case of a producer conducting a temporary place of amusement or any form of itinerant amusement the department may through its duly authorized agent make personal demand upon such producer liable as a taxpayer for any taxes required to be collected by him under this act and require the report and payment thereof immediately upon the termination of any performance after which the taxes shall become due and payable by such producer Upon failure of such producer to make a proper report and pay the taxes due and payable the department may issue its warrant to its duly authorized agent authorizing and directing such agent to collect such tax by distraint and sale of the goods chattels and effects of such producer In any such case the authorized agent of the department shall make or cause to be made an account of the goods chattels and effects distrained a copy of which shall be left with such producer and shall forthwith cause notice of the time and place of the sale to be publicly posted upon the premises in which the distrained goods chattels or effects are located and in two other public places in the vicinity The time of sale shall not be less than ten nor more than twenty days from the date of such distraint It shall be unlawful for such producer to remove molest or otherwise intermeddle with the goods chattels and effects so distrained at any time after such distraint and before the sale thereof Upon any sale under a distraint as authorized under this section the amount of the tax shall after deducting the expenses of such sale and all prior liens upon the property be first appropriated out of the proceeds thereof to the payment of the tax In any case of distraint for the payment of any taxes under this act the goods chattels or effects so distrained shall be restored to such producer if prior to the sale payment of the amount due is made to the duly authorized agent of the department Upon any such sale the bill of sale of the agent conducting the same shall be prima facie evidence of the right of the agent to make such sale and conclusive of the regularity of his proceedings in making the sale and shall transfer to the purchaser all right title and interest of such delinquent producer in and to the property sold

Section 8 (a) If the department is not satisfied with the report and payment of tax made by any producer under the provisions of this act it is hereby authorized and empowered to make a determination of the tax due by such producer based upon the facts contained in the report or upon any information within its possession or that shall come into its possession.

(b) Promptly after the date of any such determination the department shall send or furnish a copy thereof to such producer by mail or otherwise Within ten (10) days after the date of any such determination such producer may file with the department a petition for redetermination of such tax Every petition for redetermination shall state specifically the reasons which the petitioner believes entitle him to such redetermination and shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true It shall be the duty of the department within ninety (90) days after the date of any determination to dispose of any petition for redetermination Notice of the action taken upon any petition for redetermination shall be given to the petitioner promptly after the date of redetermination by the department

Section 9 Within ten (10) days after notice by the department of the action taken on any petition for redetermination filed with it the producer against whom such determination was made may by petition request the Board of Finance and Revenue to review such action Every petition for review filed hereunder shall state specifically the reason upon which the petitioner relies and shall be in such form as the Board of Finance and Revenue shall prescribe The petition shall be supported by affidavit that it is not made for the purpose of delay and that the facts therein set forth are true The Board of Finance and Revenue shall dispose of such petitions filed with it within ninety (90) days after they have been received and in the event of the failure of said board to dispose of any such petition within ninety (90) days the action taken by the department upon the petition for redetermination shall be deemed sustained The Board of Finance and Revenue may sustain the action taken on the petition for redetermination or it may redetermine the tax due upon such basis as it shall deem according to law and equity Notice of the action of the Board of Finance and Revenue shall be given by mail or otherwise to the department and to the petitioner

Section 10 The department or any person aggrieved by the decision of the Board of Finance and Revenue or by the board's failure to act upon its petition for review within ninety (90) days may within sixty (60) days appeal to the court of common pleas of the county in which the place of amusement where the tax in controversy was collected is located from the decision of the Board of Finance and Revenue or from the decision of the department as the case may be in the manner now or hereafter provided by law for appeals in the case of tax settlement

Section 11 If any producer shall neglect or refuse to make any report and payment of tax required by this act the department shall estimate the tax due by such producer and determine the amount due by him for taxes penalties and interest thereon as prescribed herein from which determination there shall be no right of review or appeal

Section 12 The department or any agent appointed in writing by it is hereby authorized to examine the books papers tickets ticket stubs and records of any producer taxable under this act to verify the accuracy of any report or payment made under the provisions of this act or to ascertain whether or not the taxes imposed by this act have been paid but any information gained by the department as the result of the reports investigations or verifications herein required to be made shall be confidential and any person divulging such information shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than one thousand dollars ($1,000.00) and costs of prosecution or to undergo imprisonment of not more than one year or both in the discretion of the court

Section 13 A The department may from time to time make such regulations not inconsistent with this act as it may deem necessary for the efficient administration of this act The department shall cause such regulations to be disseminated through the Commonwealth in such manner as it shall deem necessary and advisable Such regula-

tions adopted by the department shall have the same force as if they formed a part of this act

B Subject to the provisions of this act and without limiting the general power conferred by the preceding subsection the department may make regulations regarding

(a) the form of and the manner of collecting tickets passes or admission cards to be used for admission to places of amusement

(b) the records to be kept by producers to show fully the amount of taxes required to be collected by them under this act which records shall be kept by such producers for a period of two years

(c) the establishment of places within the Commonwealth where reports and payment of taxes collected by producers under this act may be filed or made

(d) the return of any tax collected by a producer where a refund is made by him of the established price charged at any place of amusement the amount of tax so returned to be credited against the amount of tax reported in any subsequent report

Section 14 (a) All taxes herein imposed due and unpaid together with the interest and penalties thereon shall be considered a public account after being determined in the manner prescribed in this act and as such shall be a lien upon the franchises or property both real and personal of any producer after the same has been entered and indexed of record by the prothonotary of the county where the producer's franchises or property are situated

(b) The department may at any time transmit through the prothonotaries of the respective counties of the Commonwealth to be by them entered of record ceritfied copies of all liens for taxes collected or required to be collected by producers under the provisions of this act and penalties and interest thereon upon which record it shall be lawful for writs of scire facias to issue and be prosecuted to judgment and execution in the same manner as such writs are ordinarily employed

Section 15 Should any producer attempt to conduct a place of amusement without obtaining a permit as required by this act or continue to conduct any place of amusement after his permit therefor shall have been suspended or revoked then the department may through the Department of Justice bring an action to restrain such person from conducting such place of amusement Such action shall be brought in the name of the Commonwealth of Pennsylvania and shall be brought and tried as an action in equity and may be brought in any court having jurisdiction to hear and determine equity cases within the county where the place of amusement is located If it is made to appear by affidavit or otherwise to the satisfaction of the court that the producer is violating the provisions of this act in the manner aforesaid a temporary writ of injunction shall forthwith issue restraining the producer from conducting the place of amusement until the terms of this act are fully complied with No bond shall be required in instituting such proceedings If such producer shall refuse to obtain a permit and otherwise comply with the provisions of this act within a time to be fixed by the court the court may make such injunction permanent until such time as the producer shall comply with the provisions of this act

Section 16 All taxes interest fines and penalties received collected or recovered under the provisions of this act shall be paid into the General Fund of the State Treasury by and through the Department of Revenue

Section 17 Any person who shall continue to conduct or shall hereafter begin to conduct a permanent or temporary place of amusement or any form of itinerant amusement without first obtaining an amusement permit or permits as required by this act or who shall fail to collect the tax required by this act to be paid by persons attending or engaging in the amusement conducted by such person or who shall knowingly submit any false or fraudulent report required under this act or who shall fail to make any report and payment of tax required by this act or who shall otherwise violate any of the provisions of this act or any rule or regulation of the department adopted and promulgated under this act shall be guilty of a misdemeanor and shall upon conviction thereof be sentenced to pay a fine of not less than one hundred dollars ($100.00) nor more than three hundred dollars ($300.00) and costs of prosecution or to undergo imprisonment for not more than six months or both in the discretion of the court

Section 18 The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 19 This act shall become effective immediately upon its final enactment and shall continue in effect until and including the thirty-first day of May one thousand nine hundred thirty-seven

An Act to provide revenue by imposing a State tax upon the privilege to attend or engage in amusements, including every form of entertainment, diversion, sport, recreation and pastime; requiring persons, partnerships, associations, or corporations conducting places of amusement to secure permits; imposing duties and conferring powers upon the Department of Revenue; prescribing the method and manner of collecting the tax and its payment into the State Treasury; permitting refunds of the tax in certain instances and providing penalties.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 862, as follows:

An Act to provide revenue by imposing a State tax upon sales of tobacco by dealers as herein defined requiring persons engaged in the sale of tobacco at wholesale and retail to secure permits prescribing the method and manner of collecting such tax conferring powers and imposing duties on the Department of Revenue and persons as herein defined engaged in the sale of tobacco at retail or wholesale and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the "Tobacco Tax Act"

Section 2 The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Association" Any partnership limited partnership or other form of unincorporated enterprise owned by two or more persons

"Dealer" Any wholesale dealer and in the cases hereinafter prescribed retail dealers The term "wholesale dealer" shall include any person who or which sells within Pennsylvania tobacco to retail dealers or for purposes of resale The term "retail dealer" shall include every person who or which receives from any source whatsoever tobacco for the purpose of sale to consumers in Pennsylvania or for any other purpose than that of resale whenever the packages of tobacco so received do not have affixed to them the stamps evidencing the payment of the tax imposed by this act

"Department" The Department of Revenue of this Commonwealth

"Package" The individual package box or other container in or from which retail sales of tobacco are normally made or intended to be made

"Person" Every natural person association or corporation Whenever used in any clause prescribing and imposing a fine or imprisonment or both the term "person" as applied to associations shall mean the partners or members thereof and as applied to corporations the officers thereof

"Retail Selling Price" The price per package to the consumer as advertised by the manufacturer and when such price is not so advertised or published it shall mean the usual customary or ordinary price paid by the consumer

for each individual package of tobacco within this Commonwealth and in all cases shall be the selling price before adding the amount of the tax In the event the retail selling price cannot be determined for any particular class of tobacco the department shall have the power to establish the same by adding to the manufacturer's quoted or advertised price without discount the usual retailer's profit on the class of tobacco in controversy

"Tobacco" Any cigarettes cigars cheroots stogies smoking tobacco including granulated plug cut crimp cut ready rubbed and other kinds and forms of tobacco prepared in such manner as to be suitable for smoking in a pipe or cigarette and plug and twist chewing tobacco and snuff when such tobacco is manufactured and prepared for sale for personal consumption

"Sale" Any transfer for a consideration exchange barter gift offer for sale and distribution in any manner or by any means whatsoever

The singular shall include the plural and the masculine shall include the feminine and the neuter

Section 3 (a) On and after the effective date of this act it shall be unlawful for any person to continue to engage in or thereafter to begin to engage in the sale of tobacco at wholesale or at retail within this Commonwealth unless a tobacco permit or permits shall have been issued to him as hereinafter prescribed

(b) Every person desiring to continue to engage in or hereafter to begin to engage in the sale of tobacco at wholesale or retail within this Commonwealth shall file an application for a tobacco permit or permits with the department Every application for a tobacco permit shall be made upon a form prescribed prepared and furnished by the department and shall set forth the name under which the applicant transacts or intends to transact business the location of his place of business within this Commonwealth whether or not the applicant is the holder of a mercantile license in effect when the application is made and if so the number of such license and the county for which such license was issued and such other information as the department may require If the applicant has or intends to have more than one place of business within the Commonwealth the application shall state the location of each place of business If the applicant is an association the application shall set forth the names and addresses of the persons constituting the association and if a corporation the names and addresses of the principal officers thereof and any other information prescribed by the department for purposes of identification The application shall be signed and verified by oath or affirmation by the owner if a natural person and in the case of an association by a member or partner thereof and in the case of a corporation by an executive officer thereof or some person specifically authorized by the corporation to sign the application to which shall be attached the written evidence of his authority

At the time of making such application the applicant shall pay to the department a permit fee of five dollars ($5.00) for each permit unless the applicant shall be the holder of a mercantile license in effect when the application is made in which case no permit fee shall be required

Upon approval of the application and the payment of the permit fee or fees herein required the department shall grant and issue to each applicant a tobacco permit for each place of business within the Commonwealth set forth in his application Tobacco permits shall not be assignable and shall be valid only for the persons in whose names issued and for the transaction of business at the places designated therein and shall at all times be conspicuously displayed at the places for which issued

All permits shall expire on the thirty-first day of December next succeeding the date upon which they are issued unless sooner suspended surrendered or revoked for cause by the department

(c) Permits issued under the provisions of this act may be renewed annually before the first day of January upon application made to the department and the payment of a renewal fee of five dollars ($5.00) except that no renewal fee shall be required if the applicant possesses a mercantile license effective when the application is made

Whenever any permit issued under the provisions of this act is defaced destroyed or lost the department may issue a duplicate permit to the holder of the defaced destroyed or lost permit upon the payment of a fee of one dollar ($1.00)

(d) The department may suspend or after hearing revoke a tobacco permit whenever it finds that the holder thereof has failed to comply with any of the provisions of this act or any rules or regulations of the department prescribed adopted and promulgated under this act Upon suspending or revoking any tobacco permit the department shall request the holder thereof to surrender to it immediately all permits or duplicates thereof issued to him and the holder shall surrender promptly all such permits to the department as requested Whenever the department suspends a tobacco permit it shall notify the holder immediately and afford him a hearing if desired and if a hearing has not already been afforded After such hearing the department shall either rescind its order of suspension or good cause appearing therefor shall continue the suspension or revoke the permit

Section 4 A State excise tax is hereby imposed and assessed upon sales of tobacco by dealers at the rate of one-half cent for each five cents or fractional part thereof of the retail selling price except such sales of tobacco as are not within the taxing power of this Commonwealth under the commerce clause of the Constitution of the United States Provided That only one sale of the same package of tobacco shall be used in computing the amount of tax due hereunder

Except as hereinafter provided dealers shall be liable to the Commonwealth as taxpayers for the payment of the tax imposed by this act and shall pay the tax into the State Treasury through the department by purchasing from the department adhesive stamps of such design and denominations as may be prescribed by the department

Manufacturers of tobacco located either within or outside of this Commonwealth and wholesale dealers in tobacco located outside of this Commonwealth may purchase stamps from the department and affix such stamps in the manner hereinafter prescribed to packages of tobacco to be sold within this Commonwealth in which case the dealer within this Commonwealth receiving such stamped packages of tobacco will not be required to purchase and affix stamps on such packages of tobacco

Section 5 Each dealer shall affix within the time hereinafter prescribed to each package of tobacco stamps furnished by and purchased from the department evidencing the payment of the tax imposed by this act and shall cancel such stamps before such tobacco is offered for sale or before it is otherwise disposed of unless stamps have been affixed to such packages of tobacco before such dealer received them Each wholesale dealer in this Commonwealth shall affix such stamps to each package of tobacco unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department prior to the delivery of such packages to any detail dealer in this Commonwealth

Each retail dealer in this Commonwealth shall immediately upon the receipt of any tobacco at his place of business so affix such stamps to each package of tobacco unless such stamps shall have been previously affixed thereto and shall cancel the same in the manner prescribed by the department or shall immediately mark in ink on each unopened box carton or other container of such tobacco the word "received" and the month day and year of such receipt and shall affix his signature thereto The retail dealer shall in any event open such box carton or other container and immediately affix such stamps to each package therein and cancel the same in the manner prescribed by the department within twenty-four hours after such receipt and prior to the sale of such tobacco

Whenever any tobacco is found in the place of business of such retail dealer without the stamps affixed and cancelled or not marked as having been received within the preceding twenty-four hours as required by this section the prima facie presumption shall arise that such tobacco is kept therein in violation of the provisions of this act

Stamps shall be affixed to each package of tobacco of an aggregate denomination not less than the amount of the tax upon the contents therein and shall be affixed in such manner that they will be torn and mutilated when the package is opened Upon affixing stamps to a package of tobacco the person affixing them shall cancel them by

such method or in such manner as may be prescribed by the department

Section 6 The department shall prescribe prepare and furnish adhesive stamps of such denominations and quantities as may be necessary for the payment of the tax imposed and assessed by this act The department shall make provisions for the sale of such stamps in such places and at such times as it may deem necessary

The department may appoint persons within or without the Commonwealth as agents for the sale of stamps to be used in paying the tax herein imposed upon sales of tobacco and whenever the department shall sell consign or deliver to any such agent any such stamps for sale or use such agent shall be entitled to receive as compensation for his services and expenses as such agent and to retain out of the moneys to be paid by him for such stamps a commission of two per centum on the par value thereof The department is hereby authorized and required to allow such commission or compensation in the settlement of the accounts of such agent upon payment by him into the State Treasury through the department of any moneys which may be or become due to the Commonwealth by reason of the sale delivery or consignment to such agent of such stamps

Section 7 Every person engaged in the sale of tobacco at wholesale or at retail within this Commonwealth shall maintain and keep for a period of two years such record or records of tobacco received sold and delivered within this Commonwealth by him together with invoices bills of lading and other pertinent papers as may be required by the department

The department or any agent appointed in writing by it is hereby authorized to examine the books papers invoices and other records the stock of tobacco in and upon any premises where the same is placed stored and sold and equipment of any such wholesale or retail dealer pertaining to the sale and delivery of tobacco taxable under this act to verify the accuracy of the payment of the tax imposed and assessed by this act Every such person is hereby directed and required to give to the Secretary of Revenue or his duly authorized representative the means facilities and opportunity for such examinations as are hereby provided and required

Section 8 The department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to

(a) The method and the means to be used in the cancellation of stamps

(b) The denominations and sale of stamps

(c) The diverse methods and conditions of sale of tobacco in this Commonwealth prescribing in each class of cases upon whom as between the wholesale dealer and the retail dealer the primary duty of affixing stamps shall rest and

(d) Any other matter or thing pertaining to the administration and enforcement of the provisions of this act

Section 9 The tax imposed by this act shall be in lieu of the mercantile license tax heretofore imposed upon the business of selling tobacco

Section 10 Whenever any tobacco upon which stamps have been placed by a dealer has been sold and shipped by him into another state for sale or use therein or h become unfit for use and consumption or unsaleable or has been destroyed such dealer shall be entitled to a refund of the actual amount of tax paid by him with respect to such tobacco If the department is satisfied that any dealer is entitled to a refund it shall certify the proposed amount of such refund to the Board of Finance and Revenue for approval and thereafter shall issue to such dealer stamps of sufficient value to cover the refund as approved by the board The department is hereby authorized to adopt prescribe and promulgate such rules and regulations with regard to the presentation and proof of claim for refunds as it may deem advisable

Section 11 Every person other than a common carrier or the employes thereof who shall possess or transport any tobacco upon the public highways roads or streets of this Commonwealth for the purpose of delivery sale or disposition shall be required to have in his actual possession invoices or delivery tickets for such tobacco The absence of such invoices or delivery tickets shall be prima facie evidence that such person is a dealer in tobacco in this Commonwealth and subject to the provisions of this act

Section 12 (a) Any person who shall sell tobacco without being the holder of a tobacco permit or permits as required by this act or without purchasing and affixing stamps to each package thereof as required by this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced for the first offense to pay a fine of not less than one hundred dollars ($100.00) or more than one thousand dollars ($1,000.00) or to suffer imprisonment for a term not exceeding six (6) months or both in the discretion of the court and in the case of a conviction of a second or subsequent offense hereunder shall be sentenced to pay a fine of not less than five hundred dollars ($500.00) or more than one thousand dollars ($1,000.00) and to suffer imprisonment for a term not less than six (6) months or more than three (3) years

(b) Any person who shall fail neglect or refuse to comply with or shall violate the rules and regulations prescribed adopted and promulgated by the department under the provisions of this act or who shall refuse to permit the department or any agent appointed by it in writing to examine his books papers invoices and other records his stock of tobacco in and upon any premises where the same are prepared stored and sold and his equipment pertaining to the sale of tobacco taxable under this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100.00) or more than five hundred dollars ($500.00) or to suffer imprisonment of not more than six (6) months or both in the discretion of the court

(c) Any person who falsely or fraudulently makes forges alters or counterfeits any stamp prescribed by the department under the provisions of this act or causes or procures to be falsely or fraudulently made forged altered or counterfeited any such stamp or knowingly and wilfully utters publishes passes or tenders as true any such false altered forged or counterfeited stamp or uses more than once any stamp provided for and required by this act for the purpose of evading the tax hereby imposed and assessed shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to suffer imprisonment for a term of not less than two (2) years or more than five (5) years

Section 13 All moneys fines and penalties received collected or recovered under the provisions of this act shall be paid into the General Fund of the State Treasury by and through the department

Section 14 The provisions of this act are severable and if any of its provisions shall be held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared to be the legislative intent that this act would have been adopted had such unconstitutional provisions not been included herein

Section 15 This act shall become effective thirty days after its final enactment and shall continue in effect until and including the thirty-first day of May one thousand nine hundred and thirty-seven

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 839, entitled:

An Act to amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (Pamphlet Laws one hundred forty-nine) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring

such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by increasing said tax for a limited period of time and providing for the distribution thereof

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (Pamphlet Laws one hundred forty-nine) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" are hereby amended to read as follows

Section 4 Imposition of Tax Exemptions and Deductions A permanent tax of three cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels or sold and delivered by distributors within this Commonwealth excepting liquid fuels delivered to the United States government on presentation of a duly authorized United States government exemption certificate or other evidence satisfactory to the department and such liquid fuels used or sold and delivered as are not within the taxing power of this Commonwealth under the Commerce Clause of the Constitution of the United States Providing That the tax herein imposed and assessed shall be collected by and paid to the Commonwealth but once in respect to any liquid fuels

In addition to such tax an additional emergency State tax of two cents a gallon or fractional part thereof is hereby imposed and assessed upon all liquid fuels used or sold and delivered by distributors within this Commonwealth as aforesaid for the period commencing on the day this act becomes effective and ending on the thirty-first day of May one thousand nine hundred thirty-seven

Distributors shall be liable to the Commonwealth as taxpayers for the payment of the tax imposed by this act

The tax shall be payable upon liquid fuels sold and delivered to or used by the Commonwealth and every political subdivision thereof

Each distributor who shall promptly pay on or before the last day of a particular month the tax due for the preceding month shall be allowed in consideration of leakage spillage shrinkage evaporation and any expense to which he may be put in carrying out the provisions of this act a discount of two per centum on the aggregate amount of tax which is payable by the distributor for such preceding month The discount may be deducted by the distributor from the amount of tax payable for such month

Section 10 Disposition and Use of Tax (a). One-half cent per gallon of the permanent tax collected under the provisions of this act shall be paid into the Liquid Fuels Tax Fund of the State Treasury and such moneys paid into said fund are hereby specifically appropriated for the purposes hereinafter set forth

The moneys so paid into the Liquid Fuels Tax Fund except those that are refunded as hereinafter provided shall be paid to the respective counties of this Commonwealth on the first day of June and December of each year in the ratio that the average return made during the three (3) preceding years to each county bears to the average amount returned to all counties for the three preceding years Provided That the distribution of tax to the counties from the Liquid Fuels Tax Fund that is payable the first day of August one thousand nine hundred and thirty-one shall be made under the provisions of the acts of Assembly repealed by this act

All moneys received by the counties hereunder shall be used only for the purpose of construction reconstruction maintenance and repair of roads highways and bridges including the payment of property damage now due or hereafter to become due occasioned by or the relocation or construction of highways and bridges and for the payment of interest on bonds issued for highways and bridge purposes The county commissioners of each county shall make to the department on or before the first day of May and November of each year on forms prescribed prepared and furnished by the department a report showing the receipts and expenditures of such moneys received during the preceding six months by the county from the Commonwealth under the provisions of this section Such reports shall be transmitted to the Department of the Auditor General for audit Upon the failure of the county commissioners to file any such report the department shall withhold further payments to the county out of the Liquid Fuels Tax Fund until the delinquent report is filed

(b) The remaining two and one-half cents per gallon of the tax collected under the provisions of this act all penalties and interest and all interest earned on deposits of the Liquid Fuels Tax Fund shall be paid into the Motor License Fund and are hereby specifically appropriated for the same purposes for which moneys in the Motor License Fund are appropriated by law

(c) The entire amount of the additional emergency tax of two cents per gallon or fractional part thereof collected under the provisions of this act shall be paid into the General Fund

On the question,

Will the House agree to the section?

Mr. EBERHARTER. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 2, line 23, by insering after the word "permanent" the following:

State

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

MOTION TO RECOMMIT

Mr. WITKIN. Mr. Speaker, I move that this bill be recommitted to the Committee on Ways and Means for the purpose of further study.

On the question,

Will the House agree to the motion?

Mr. EBERHARTER. Mr. Speaker and members of the House, this measure was introduced on February 12 and was referred to the Committee on Ways and Means the next day. Since that time the Committee has held public hearings and has given this measure every consideration. I ask, therefore, that the members of the House vote down this motion to recommit, as I can see no valid reason for supporting such a motion. The finances of the State of Pennsylvania are in a critical situation.

Mr. WITKIN. Mr. Speaker, if the gentleman is willing to discuss the merits of the bill, I have no objection to his so doing provided he will permit me so to do. If not, I

raise the point of order that he should be confined to discussing the motion to recommit.

The SPEAKER. The Chair will not permit a discussion upon the merits of the bill. The discussion must be limited to the motion to recommit.

Mr. EBERHARTER. Mr. Speaker and members of the House my reason for stating that the finances of the state were in a critical situation was for the purpose of showing the members of this House that is necessary to get this measure through quickly, and this motion to recommit will delay the matter. Therefore, I ask the members to vote down the motion to recommit.

Mr. WITKIN. Mr. Speaker and members of the House the reason that this motion is made must be quite apparent and patent to every member of this House. This bill was reported out of committee yesterday and by a suspension of the rules—a rather extraordinary procedure on so important a matter of legislation—received first reading late last night. It is now upon second reading.

I do not know whether or not my Democratic friends have received the storm of protests from every corner of the Commonwealth to the effect that we have acted too hastily, that we are proceeding too fast upon a measure of taxation such as this, but on this side of the House we have been deluged, we have been sought out in an endeavor to give the people of the Commonwealth a further opportunity to voice their protests in the hope of making the members of this House realize the importance, the magnitude of this legislation. It is for the sole purpose of giving the people of the Commonwealth, the Republicans, The Democrats and the Socialists, an opportunity to voice their protests, that I am asking you to send this bill back to committee. I am frank enough to state that when you members on the other side of the House come back here on Monday, I am not so sure whether or not the whip will crack you as you may be cracked this moment.

Mr. FURMAN. Mr. Speaker and members of the House, I wish to make a correction in the statement of Mr. Witkin. This bill was reported out from the committee on Ways and Means on Monday night, and in view of the fact that it was amended the rules could not be suspended to permit its being read for the first time. This bill was in the files yesterday morning and has been there since that time. Furthermore, this bill has been in committee about a week, a public hearing was held on this bill, hearing protests, and after that it received careful consideration by the committee. I ask the members of the House at this time to vote the motion down.

Mr. WITKIN. Mr. Speaker and members of the House, I want to thank the gentleman from Greene most profusely for correcting my error. I apologize to the members of the House for making that statement. I believed it to be correct at the time, but the gentleman is correct in his statement as to when the bill was reported out. However, everything else I said is O. K.

On the question recurring,

Will the House agree to th emotion?

The yeas and nays were required by Mr. WITKIN and Mr. SOWERS.

Mr. WITKIN. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—78

Altenburg,	Forrest,	Moore,	Sproul,
Atkins,	Gates,	Muir,	Stewart,
Baker, F. T.,	Gillette,	Nothnagle,	Stockham,
Baldi,	Green,	Parks,	Stott,
Barnhardt,	Habbyshaw,	Perry,	Surface,
Bernhard,	Hamilton, R. S.,	Peters,	Terry,
Blumberg,	Hart,	Phillips,	Trout,
Boose,	Hefferon,	Reynolds,	Turner,
Boyd, R.,	Hermansen,	Rhys,	Van Allsburg,
Boyer,	Hoffner,	Roan,	Wall,
Carr,	Horst,	Schrock,	Wasserman,
Castor,	Jackson,	Schwartz,	Weidemann,
Condon,	Jones,	Shortz,	White,
Conner,	Kane,	Shreiner,	Wickersham,
Cordier,	Linderman,	Simpson,	Witkin,
Davies,	Longaker,	Sloan,	Wood,
Denning,	Male,	Snyder, F. E.,	Woodside,
Duffort,	McDevitt,	Snyder, J. L.,	Yeakel,
Ederer,	McKinney,	Sowers,	Zimmerman,
Ferko,	Merrell,		

NAYS—112

Achterman,	Downey, G. E.,	Long,	Ruffennach,
Alexander,	Eberharter,	Lovett,	Sarraf,
Allen,	Eroe,	Lynch,	Scanlon,
Andrews,	Falkenstein,	McCreary,	Schrope,
Arnold,	Finnerty,	McDermott,	Schwab,
Aukerman,	Fitch,	McElroy,	Shaw,
Baine,	Flanagan,	McHenry,	Shepard,
Baker, J. J.,	Flinchbaugh,	Melchiorre,	Shugarts,
Barber,	Furman,	Mentzer,	Siegel,
Bradley,	Gerard,	Moomaw,	Simon,
Brown, H. S.,	Haberlen,	Mooney,	Smith, J. A.,
Brown, J. E.,	Hagerty,	Moran,	Smith, W. G.,
Brownfield,	Haluska,	Munley,	Stank,
Brumbaugh,	Hamilton, F. P.,	Murrin,	Stevens,
Burke,	Harkins,	Nagel,	Stone,
Cannon,	Harmuth,	O'Keefe,	Sumney,
Caputo,	Hartman,	Ominsky,	Tronzo,
Carson,	Hetrick,	O'Neill,	Tumelty,
Chervenak,	Hindman,	Panton,	Van Sickle,
Coakley,	Hirsch,	Patterson, C.,	Walker,
Cochran,	Holstrom,	Patterson, J. W.,	Weiss,
Cohen,	Hoopes,	Pearson,	Welliver,
Coleman,	Kelso,	Pfaff,	Welsh,
Coolahan,	Kilroy,	Piole,	Westrick,
Decker,	Kinney,	Powers,	Wilson,
Dent,	Klingler,	Reising,	Yourishin,
Diehl,	Kobelak,	Rinn,	Zappala,
Dilley,	LaRue,	Robinson,	Sarig,

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 This act shall become effective the first day of the month succeeding its final enactment

An Act to amend sections four and ten of the act approved the twenty-first day of May, one thousand nine hundred thirty-one (Pamphlet Laws, one hundred forty-nine), entitled "An act imposing a State tax, payable by those herein defined as distributors, on liquid fuels used or sold and delivered within the Commonwealth, which are ordinarily, practically, and commercially usable in internal combustion engines for the generation of power; providing for the collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring such distributors to secure permits, to file corporate surety bonds and reports, and to retain certain records; imposing duties on retail dealers, common carriers, county commissioners, and such distributors; providing for rewards; imposing certain costs on counties; conferring powers and imposing duties on certain State officers and departments; providing for refunds; imposing penalties; and making an appropriation," by increasing said tax for a limited period of time and providing for the distribution thereof.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 871, entitled:

An Act providing for and regulating the assessment and valuation of persons property and subjects of taxation for county city borough township school and poor purposes in counties of the second class and abolishing the existing board for the assessment and revision of taxes and the department of assessors in cities of the second class and the city assessor in cities of the third class in such counties

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each county of the second class there is hereby created a board to be designated as the board for the assessment and revision of taxes composed of seven persons citizens of the county The members of such board shall be appointed by the county commissioners of such county and shall hold their office for the term of four years from the first Monday of January one thousand nine hundred and thirty-six and the county commissioners shall fill all vacancies in the board for the unexpired term thereof Each member of such board shall receive a salary which shall be fixed by the salary board payable monthly out of the treasury of the county

The second section was read as follows:

Section 2 It shall be the duty of the board for the assessment and revision of taxes in each county of the second class to make and to have supervision of the making of all assessments and valuations of property whether real or personal taxable for county or city purposes and of all lists of residents and inhabitants as required by existing law and shall prepare and cause the publications or notices hereinafter directed to be made

On the question,

Will the House agree to the section?

Mr. WEISS. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 2, page 2, line 12, by inserting after the word "taxable" the following: "under any general, special or local law"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The third section was read and agreed to as follows:

Section 3 The said board shall divide the county into convenient districts and shall appoint one subordinate assessor for each of said districts The subordinate assessors shall receive such compensation as the salary board shall fix The board shall have the right to appoint such clerks as the salary board of the county may allow for the proper discharge of the duties of said board All salaries herein provided for shall be fixed by the salary board and all such salaries and all other expenses in connection with the making of assessments under the provisions of this act shall be paid out of the county treasury

The fourth section was read as follows:

Section 4 The subordinate assessors shall make the assessment and valuations of all property taxable for county and city purposes together with a list of all persons within their respective districts as provided by existing law and in so doing shall view all property in their district taxable for such purposes and in cities of the second class shall classify all real estate in such cities in such manner and upon such testimony as may be adduced before them so as to distinguish between the buildings on land and the land exclusive of the buildings The subordinate assessors shall make a personal house-to-house canvass of their district in order that such lists of persons may be accurate and correct in so far as it is possible to so make them All such assessors who shall fail to make such assessments and lists in the manner as herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

On the question,

Will the House agree to the section?

Mr. WEISS. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 4, page 2, line 28, by inserting after the word "taxable" the following: "under any general, special or local law"

Amend Sec. 4, page 2, line 28, by striking out the last word "and" and inserting in lieu thereof the word: "or"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fifth to the twentieth sections inclusive and title were separately read and agreed to as follows:

Section 5 The subordinate assessors shall make such assessments of property and occupations each year preceding the triennial assessment in such counties and shall file the same with the board for the assessment and revision of taxes on or before the first Monday of November of such year

Section 6 The board shall as provided by this act and by the provisions of existing law examine and revise the said assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto such property or subjects of taxation as may have been omitted After such revision the board shall by rule fix convenient times for the hearing of appeals from said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided or as provided by existing law shall stand as the valuations for the assessments of all county city borough township school and poor taxes until the next triennial assessment

Section 7 When the triennial assessments shall be fixed either for the whole county or in districts thereof notice of that fact shall be given by publication of a list of all owners of real property showing the street number and street name if any the size of the lot assessed valuation of land and improvements thereon if any in one newspaper of general circulation as defined by the Newspaper Advertising Act of May sixteenth one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) published in the city borough or township wherein such real property is located and if there be no such newspaper then by publication in a newspaper defined as aforesaid published within the county and circulating within the city borough or township and also in the legal newspaper in the county if any Said publication shall state the time when appeals will be heard and also give notice that copy of the assessments made in any borough or township shall be placed

in a particular public place in each such borough or township by the assessor After the hearing of appeals the board shall take such action in regard thereto as may be right and proper

Section 8 After action on such assessments by the board for the assessment and revision of taxes any taxpayer dissatisfied with the assessment on his property may within sixty days after the board has held the appeals provided for by this act appeal therefrom to the court of common pleas of the said county as provided by existing law and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper

Section 9 The subordinate assessors shall between the triennial assessments revise any assessments or valuation according to right and equity by correcting errors and by adding thereto any property or subjects of taxation which may have been omitted or any new property or subjects of taxation which may have come into being since the last triennial assessment In each such case the subordinate assessors shall in cities of the second class classify all real estate in such cities in such manner and upon such testimony as may be adduced before them so as to distinguish between the buildings on land and the land exclusive of the buildings

They shall also add thereto the names of any persons who may have moved into such district and strike therefrom the names of any person who have removed from such districts since the last triennial assessment

The assessors shall also revise assessments and valuations between the triennial assessments by increasing or decreasing the same where the value of the property or subjects of taxation assessed or valued has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been subdivided or laid out into a plan of lots or other subdivisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it seems to the board necessary and equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of the property or subjects of taxation assessed do not conform to the generality or uniform standard of assessments Provided however That if such revision or correction of such assessment shall increase the amount thereof the owner of such subjects of taxation whose assessment has been so increased between the triennial assessments shall be given at least ten days' written notice of such revision or correction and have the right of appeal to the court of common pleas in the same manner provided in section ten of this act

All assessments required to be made by the subordinate assessors in the years between the triennial assessment shall be returned to the board for the assessment and revision of taxes not later than the first Monday of November of the year preceding the one for which it is made and the same notice by publication in newspapers of such assessments shall be made as required and directed for the triennial assessments

Section 10 At least ten days' written notice shall be given to any taxable person whose assessment shall be changed between triennial assessments setting forth any change which has been made and the time and place set for hearing objections thereto

Such notice shall be served by the board or any member thereof or by any subordinate assessor or by any other person authorized so to do by the board upon said taxable person if he or she can be found in the county or upon an adult person residing upon the property in question in case the taxable person cannot be found in the county

When no service is made upon the taxable person or upon an adult person residing upon the property assessed said notice shall be deemed to have been properly served if tacked or conspiculously posted upon the property assessed

No defect in service of any such notice shall be sufficient ground for setting aside any assessment so made but upon proof thereof being made the taxable person shall have the right to a rehearing before said board relative to said assessment and to appeal therefrom to the court of common pleas as hereinafter provided

Section 11 After the hearing of any objection thereto and the making of any changes that may be deemed proper the valuation as so ascertained shall unless changed in the manner herein provided or as provided by existing law stand as the valuations for the assessments for county city borough township school and poor taxes in such county until the next triennial assessment

Section 12 Any taxable person dissatisfied with changes made in any assessment in the years between the triennial may within thirty days after the final fixing of the same appeal to the court of common pleas of said county and it shall be the duty of the court at once to hear and determine said appeal and if necessary make such changes therein as may be right and proper

Section 13 No appeal taken from any such assessments shall affect the validity of any taxes assessed but if such assessment shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 14 Upon request by any taxpayer he shall at any time receive from the board a statement of his taxable property and its valuation

Section 15 When the said valuations and assessments have been made all taxation for county city borough township school and poor purposes within the limits of such county shall be based upon such valuations and the board for the assessment and revision of taxes shall certify to the councils of all cities in the county the aggregate valuation of city property in each of such cities subject to taxation for city purposes

Section 16 On the first Monday of January one thousand nine hundred and thirty-six the terms of all members of the board for the assessment and revision of taxes and of all subordinate assessors and clerks employed by the board in counties of the second class and of all members and employes of the department of assessors in cities of the second class and the city assessor in cities of the third class in such counties shall cease and terminate and the board for the assessment and revision of taxes as now constituted in counties of the second class and the department of assessors in cities of the second class and the office of city assessor in cities of the third class in such counties are hereby abolished It is the intent and meaning of this act that in counties of the second class there shall be but one assessment made for taxation purposes and that all county city borough township school and poor taxes shall be levied on the basis of such assessment

Section 17 The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 18 Except where inconsistent therewith this act does not repeal any of the provisions of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws"

Section 19 The act approved the twenty-second day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand ninety-three) entitled "An act creating in counties having a population of from eight hundren thousand to one million five hundred thousand a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the

county defining the powers and duties of such board and regulating the assessment of property and occupations for State and county purposes authorizing the appointment of subordinate assessors and clerks defining their duties and providing for their compensation payable by such counties imposing a penalty on subordinate assessors for failure to comply with certain provisions of this act and abolishing the office of ward borough and township assessor in so far as respects the assessment of property and occupations for State and county purposes" and its amendments are hereby repealed

All other acts and parts of acts inconsistent herewith are hereby repealed

Section 20 Except as to the appointment of the members of the board for the assessment and revision of taxes which may be done at any time after the final enactment of this act the provisions thereof shall become effective on the first Monday of January one thousand nine hundred and thirty-six Provided That this act shall not affect assessments made under existing laws as the basis of city taxes for the year one thousand nine hundred and thirty-six and such laws shall remain in force as long as may be necessary for such purpose

An Act providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county, city, borough, township, school and poor purposes in counties of the second class; and abolishing the existing board for the assessment and revision of taxes and the department of assessors in cities of the second class and the city assessor in cities of the third class in such counties.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 631, entitled:

An Act to amend section twenty-four of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing additional powers for a sequestrator of property appointed by court under the provisions of the act

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-four of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby amended to read as follows

Section 24 After the expiration of twenty days from the recovery of judgment whether on the original scire or any scire facias to revive except in cases where the property named is essential to the business of a quasi public corporation the court shall upon the petition of the plaintiff appoint a sequestrator of the rents issues and profits of the property bound by the judgment unless in the meantime an appeal be taken and approved security given to operate as supersedeas If the owner against whom the judgment is entered be in possession of the property sequestered or the party in possession refuse to pay a fair rent the court shall upon petition filed and served grant a rule and if it be made absolute award a writ in the nature of a writ of habere facias possessionem directed to the owner and/or the party in possession commanding him or them to deliver such possession [of] to the sequestrator within fifteen days thereafter unless such property be occupied by the owner and his family for a home in which case he shall be entitled to retain possession for a period of [three months] one month from the time the petition was served upon him A sequestrator once appointed shall have power to retain possession as sequestrator until all the taxes owing at the time of his appointment shall have been collected or paid He shall have power to lease the property for a period not exceeding one year with the usual privilege of renewal or termination thereof upon three months notice He may make such repairs to the property as may be reasonably necessary to restore it to and maintain it in a tenantable condition He may advertise for tenants and collect the costs of repairs and advertising from rentals collected or from a redeeming owner He may appoint an agent or agents to collect the rentals of the property and pay such agent or agents the customary commissions for rent collections All commissions costs and necessary expenses shall be deducted from the rents collected before paying the net balance towards the taxes Any owner of the property may redeem it from the sequestrator and be again entitled to possession thereof upon payment of the net amount of taxes then owing upon the property after payment of the fees commissions costs and expenses of the sequestration proceedings Upon payment of all taxes owing either by a redeeming owner or by collection of rentals the sequestrator shall transfer the possession of the property to the owner or owners subject to any existing lease or leases given or executed by the sequestrator which said lease or leases shall be assigned to the owner

Sequestrators appointed under this act shall have and exercise all the powers and shall be entitled to use all the remedies conferred by the laws of this Commonwealth upon sequestrators in other proceedings so far as they may be applicable

On the question,

Will the House agree to the section?

Mr. McDEVITT. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend section 1, page 4, line 9, by striking out the word "fees."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to,

The title was read and agreed to as follows:

An Act to amend section twenty-four of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall

be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," providing additional powers for a sequestrator of property appointed by court under the provisions of the act.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

BILL ON SECOND READING

Mr. EROE. Mr. Speaker, I desire to call up at this time House Bill No. 370, Printer's No. 169, on page 8 of today's calendar, bills on second reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar, by Mr. Eroe and

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House resumed the consideration on second reading of House Bill No. 370, entitled:

An Act to amend section two hundred and one of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" making the real estate of public service companies subject to taxation and providing certain exceptions

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the Same That section two hundred and one of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" is hereby amended to read as follows

Section 201 Subjects of Taxation Enumerated The following subjects and property shall as hereinafter provided be valued and assessed and subject to taxation for all county city borough town township school and poor purposes at the annual rate

(a) All real estate to wit Houses lands lots of ground and ground rents mills and manufactories of all kinds furnaces forges bloomeries distilleries sugar houses malt houses breweries tan yards fisheries and ferries wharves and all real estate owned or possessed by any public service companies except the superstructure of the roads of railroads and street railway companies and the lands upon which same are located and except the lines and pipes of companies used for the transmission of electric power oil natural and artificial gas and the lands upon which the same are located and all other real estate not exempt by law from taxation

(b) All salaries and emoluments of office all offices and posts of profit professions trades and occupations except and occupation of farmer and all persons over the age of twenty-one years who do not follow any occupation or calling as well of unnaturalized foreign-born persons who shall have resided within this Commonwealth for one whole year as of citizens of this Commonwealth Provided That whenever a person other than a Federal employe not taxable under the provision of this clause is disfranchised from voting because he cannot be lawfully assessed for a county or State tax it shall be lawful for the county commissioners to assess the occupation of such persons for county taxation purposes in the manner provided by this act for such assessments The provisions of this clause shall not apply to counties of the second and third class or to cities of the second and second A class or to school districts

(c) All other things and persons now taxable by the laws of this Commonwealth for county city and schoo' purposes

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. EROE. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for the purpose of further study.

The motion was agreed to.

BILL ON FINAL PASSAGE

Mr. TURNER. Mr. Speaker, I desire to call up at this time House Bill No. 252, Printer's No. 229, on page 10 of today's calendar, bills on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Turner,

The House resumed the consideration on final passage of House Bill No. 252, entitled:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three (P. L. 853), entitled "An act relating to taxation; designating the subjects, property and persons subject to and exempt from taxation for all local purposes; providing for and regulating the assessment and valuation of persons, property and subjects of taxation for county purposes, and for the use of those municipalties and quasi-municipal corporations which levy their taxes on county assessments and valuation; amending, revising and consolidating the law relating thereto; and repealing existing laws," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes.

On the question recurring,

Shall the bill pass finally?

RECONSIDERATION OF VOTE

Mr. TURNER. Mr. Speaker, I move that the vote by which this bill passed third reading be reconsidered.

The motion was agreed to.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. TURNER. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend sec. 1, page 3, lines 3 and 4, by striking out with light-faced brackets the following: "provided by law with like powers, duties and authority as"

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection? The Chair hears none and the amendments will be inserted in accordance with the instructions of the House.

On the question,

Will the House agree to the bill on third reading as amended?

It was agreed to.

Ordered, that the bill as amended lie over for printing.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 534, as follows:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth except cities of the first and second class and school districts of the first class and for the filing of claims therefor providing for the imposition of penalties and interest on such taxes and abating the penalties and interest imposed by existing law providing for the payment of certain costs by taxpayers providing for the collection of such taxes penalties and interest and authorizing taxing authorities to abate penalties interest and costs imposed by this act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all taxes levied upon any real estate by any political subdivision of this Commonwealth except cities of the first and second class and school districts of the first class since the first day of January one thousand nine hundred and thirty and which remain unpaid shall continue a lien upon the said real estate as they were at the date of their levy irrespective of what proceeding has been had thereon to collect the said taxes or to preserve the lien thereof or whether any action has been taken or thing done to preserve the same until and including the thirty-first day of December one thousand nine hundred and thirty-six Claims for all such taxes may be filed as provided by the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" at any time on or before the said thirty-first day of December one thousand nine hundred and thirty-six.

Section 2 From and after the passage of this act all such taxes shall be payable at their face plus six per centum penalty with interest on the said taxes and penalty at six per centum per annum from the first day of January next after the date upon which the said taxes were levied until the first day of the month next after their payment All other penalties and interest which shall have accrued upon the said taxes are hereby abated and rescinded All costs which shall have accrued because of the filing of claims for the said taxes or because of any other proceeding had for the purpose of preserving the lien of the said taxes shall be fully paid before the lien of the said taxes shall be discharged

Section 3 All tax collectors or other persons charged with the collection of the said taxes shall be required to accept and give receipts for installment payments on all such taxes levied at the same time and by the same authority Provided That such installment shall not be less than ten per centum of the amount of taxes levied plus the pro rata and proportionate penalty and interest on such installment plus all accrued costs on the claim for the said taxes

Section 4 If the taxing authorities of any political subdivision of this Commonwealth except cities of the first and second class and school districts of the first class shall at any time be of the opinion that it is necessary in order to increase and accelerate the collection of back taxes due and owing to the said political subdivision the said taxing authorities may abate in whole or in part and for any length of time all penalties interest and costs imposed upon taxes by the second section of this act

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—161

Achterman,	Greenstein,	Melchiorre,	Shreiner,
Alexander,	Habbyshaw,	Mentzer,	Shugarts,
Allen,	Haberlen,	Merrell,	Siegel,
Andrews,	Hagerty,	Moomaw,	Simon,
Arnold,	Haluska,	Mooney,	Sinwell,
Atkins,	Hamilton, F. P.,	Moore,	Sloan,
Aukerman,	Hamilton, R. S.,	Moran,	Smith, J. A.,
Baine,	Harmuth,	Moul,	Smith, W. G.,
Baker, J. J.,	Hart,	Munley,	Sowers,
Bradley,	Hartman,	Murrin,	Sproul,
Brancato,	Hefferon,	Nagel,	Stank,
Brown, H. S.,	Hermansen,	Nothnagle,	Stevens,
Brown, J. E.,	Hetrick,	O'Keefe,	Stewart,
Brownfield,	Hindman,	Ominsky,	Stockham,
Brumbaugh,	Hirsch,	O'Neill,	Stone,
Burke,	Hoffner,	Panton,	Stott,
Cannon,	Holland,	Parks,	Sumney,
Caputo,	Holstrom,	Patterson, C.,	Surface,
Carson,	Hoopes,	Patterson, J. W.,	Tahl,
Chervenak,	Horst,	Pearson,	Terry,
Coakley,	Jackson,	Perry,	Tronzo,
Cochran,	Kelso,	Peters,	Trout,
Cohen,	Kilroy,	Pfaff,	Tumelty,
Coleman,	Kinney,	Piole,	Turner,
Coolahan,	Klingler,	Powers,	Van Allsburg,
Decker,	Kobelak,	Reising,	Van Sickle,
Dent,	LaRue,	Rinn,	Walker,
Diehl,	Long,	Roan,	Wall,
Dilley,	Lovett,	Robinson,	Wasserman,
Downey, G. E.,	Lynch,	Rooney,	Weiss,
Downey, J. J.,	Male,	Ruffennach,	Welliver,
Eberharter,	Mallen,	Sarraf,	Welsh,
Eroe,	Mason,	Scanlon,	Westrick,
Falkenstein,	McCreary,	Schrock,	White,
Finnerty,	McDermott,	Schrope,	Wickersham,
Fitch,	McDevitt,	Schwab,	Witkin,
Flanagan,	McElroy,	Schwartz,	Woodside,
Flinchbaugh,	McHenry,	Shaw,	Yourishin,
Furman,	McKinney,	Shepard,	Zappala,
Gates,		Shortz,	Sarig,
Gerard,			

NAYS—5

Barnhardt,	Boose,	Boyer,	Wilson,
Blumberg,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

HOUSE BILLS NOS. 991, 992, 969 AND 970 MADE SPECIAL ORDER

Mr. FURMAN. Mr. Speaker, I move that House Bill No. 991, entitled:

An Act to further amend section five hundred two of the act, approved the first day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by increasing certain registration fees.

and House Bill No. 992, entitled:

An Act to further amend sections five hundred two, six hundred seven, and six hundred eight of the act, approved the first day of May, one thousand nine hundred twenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by revising certain registration fees and existing regulations for length and weight of certain vehicles.

on page 12 of today's calendar, and House Bill No. 969, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine, (Pamphlet Laws, nine hundred five) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by increasing certain registration fees.

and House Bill No. 970, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine, (Pamphlet Laws nine hundred five) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by revising certain registration fees and revising existing regulations for length, height, and weight of certain vehicles.

on page 13 of today's calendar, bills on third reading, be made a special order of business for third reading and final passage in their order beginning at 9:00 o'clock Monday evening, March 18, 1935.

The motion was agreed to.

HOUSE BILLS NOS. 1127, 936, 862 AND 839 MADE SPECIAL ORDER

Mr. FURMAN. Mr. Speaker, I move that House Bill No. 1127, entitled:

An Act to further amend section twenty-three of the act approved the first day of June, one thousand eight hundred eighty-nine (Pamphlet Laws, four hundred twenty), entitled "A further supplement to an act, entitled 'An act to provide revenue by taxation,' approved the seventh day of June, Anno Domini one thousand eight hundred and seventy-nine," by extending the tax imposed by the act to the gross receipts of natural and artificial gas companies, and water companies, and steam heating companies, and to gross receipts of municipally owned or operated public utilities and public utility services previously exempt from the tax; and increasing the rate of tax imposed by the act.

and House Bill No. 936, entitled:

An Act to provide revenue by imposing a State tax upon the privilege to attend or engage in amusements including every form of entertainment diversion sport recreation and pastime requiring persons partnerships associations or corporations conducting places of amusement to secure permits imposing duties and conferring powers upon the Department of Revenue prescribing the method and manner of collecting the tax and its payment into the State Treasury permitting refunds of the tax in certain instances and providing penalties

on page 6 of today's calendar, and House Bill No. 862, entitled:

An Act to provide revenue by imposing a State tax upon sales of tobacco by dealers, as herein defined; requiring persons engaged in the sale of tobacco at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue and persons, as herein defined, engaged in the sale of tobacco at retail, or wholesale; and providing penalties.

and House Bill No. 839, entitled:

An Act to amend sections four and ten of the act approved the twenty-first day of May one thousand nine hundred thirty-one (Pamphlet Laws one hundred forty-nine) entitled "An act imposing a State tax payable by those herein defined as distributors on liquid fuels used or sold and delivered within the Commonwealth which are ordinarily practically and commercially usable in internal combustion engines for the generation of power providing for the collection and lien of the tax and the distribution and use of the proceeds thereof requiring such distributors to secure permits to file corporate surety bonds and reports and to retain certain records imposing duties on retail dealers common carriers county commissioners and such distributors providing for rewards imposing certain costs on counties conferring powers and imposing duties on certain State officers and departments providing for refunds imposing penalties and making an appropriation" by increasing said tax for a limited period of time and providing for the distribution thereof

on page 7 of today's calendar, bills on third reading, be made a special order of business on third reading and final passage in their order beginning at 12:00 o'clock noon, Tuesday, March 19, 1935.

The motion was agreed to.

BILL ON THIRD READING

Mr. HINDMAN. Mr. Speaker, I desire to call up at this time House Bill No. 306, Printer's No. 145, on page 14, of today's calendar, bills on third reading postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Hindman

The House resumed the consideration on third reading of House Bill No. 306, entitled:

An Act providing for the registration of milk bottles and containers, forbidding refilling, using, selling, purchasing, giving, taking, retaining, destroying, disposing or trafficking in same without the written consent of owners, imposing penalties, fines and imprisonment, providing for issuing process in nature of a search warrant; providing what shall constitute prima facie proof, forbidding defacement, covering up, removing or concealing name, mark or device; defining procedure; providing disposition of fines; providing that appeal will not invalidate conviction for second offence, but that sentence shall await decisions of appeal, providing that the requiring, taking or accepting a deposit shall not be deemed a sale; providing that registration prior to this act entitles registrants to benefits of act, and providing for the transfer of certificates of registration.

On the question recurring,

Will the House agree to the bill on third reading?

Mr. HINDMAN. Mr. Speaker, I ask unanimous consent to offer amendments at this time.

The SPEAKER. The amendments will be read by the Clerk for information.

The Clerk read the amendments as follows:

Amend sec. 1, page 2, line 19, by striking out the words "twenty-five cents" and insert in lieu thereof

one dollar

Amend sec. 4, page 3, line 26, by inserting after the word "whatsoever" the following:

of five or more bottles

Amend sec. 4, page 4, line 6, by striking out the word "using"

Amend sec. 4, page 4, line 7, by striking out the word "retaining"

Amend sec. 6, page 5, line 10, by striking out the words "the costs of prosecution and" and insert in lieu thereof

a fine of not less than
fifty dollars, nor more than
two hundred and fifty dollars
or

Amend sec. 6, page 5, line 13, by inserting after the word "months" the following:

or both, and to pay the costs
of prosecution

The SPEAKER. Will the House give unanimous consent to the insertion of the amendments at this time? Is there objection?

Mr. TAHL. Mr. Speaker, I object.

The SPEAKER. The Chair hears objection and consent is not granted.

On the question recurring,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. HINDMAN. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

ANNOUNCEMENTS

COMMITTEE MEETINGS

There will be no meeting today of the Judiciary Local Committee.

The Committee on Municipal Corporations will meet in Room 324 at 5:00 P. M. today.

The Committee on Corporations will meet in Room 323 after this morning's session.

The Committee on Counties will meet at 4:00 P. M. today in Room 325.

The Committee on Judiciary Special will meet immediately after this session in Room 521 on "E" floor.

The Committee on Public Utilities will meet at 3:30 P. M. today in Room 323.

The Committee on Highways will hold a public hearing at the close of the session on Thursday, March 14, in the House Caucus Room, on House Bill No. 977.

There will be a Caucus of the Republican members in the Senate Caucus Room at 5:00 P. M. today.

There will be a public hearing on the Social Insurance Bill, House Bill No. 188, on Tuesday, March 26, at 2:00 P. M. in the House Caucus Room. Owing to the demand for copies for this bill and the supply having been exhausted, a new supply has been procured and members may now secure copies of the bill from the office of the Sergeant-at-Arms.

ADJOURNMENT

Mr. HOLSTROM. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 10:00 o'clock.

The motion was agreed to, and (at 2:01 o'clock P. M.) the House adjourned until Thursday, March 14, 1935, at 10:00 o'clock.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

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Vol. 18. HARRISBURG, PA., THURSDAY, MARCH 14, 1935 No. 29

HOUSE OF REPRESENTATIVES

THURSDAY, March 14, 1935.

The House met at 10:00 o'clock A. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

The Reverend Marshall L. Shepard, a member of the House, offered the following prayer:

There are many people in this Commonwealth whose names have enriched the history of the Government of this State, who worshipped God in silence. May we observe a moment of silence. (A moment of silence was observed by the House).

May the words of our mouths and the meditations of our hearts be acceptable in Thy sight, O Lord our strength and our Redeemer. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of yesterday.

The Clerk proceeded to read the Journal of yesterday, when, on motion of Mr. Kilroy, the further reading was dispensed with and the Journal approved.

BILLS INTRODUCED AND REFERRED

By Mr. BARBER. HOUSE BILL No. 1544.

An Act making an appropriation to the Flagship Niagara Commission.

Referred to the Committee on Appropriations.

By Mr. BARBER. HOUSE BILL No. 1545.

An Act making an appropriation to the Florence Crittenton Home, of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BARBER. HOUSE BILL No. 1546.

An Act making an appropriation to the Hamot Hospital Association, of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BARBER. HOUSE BILL No. 1547.

An Act to amend section two of the act approved the seventeenth day of June, one thousand nine hundred and fifteen (P. L. 1012), entitled "An act regulating the business of loaning money in sums of three hundred ($300) dollars or less, either with or without security, to individuals pressed by lack of funds to meet immediate necessities; fixing the rates of interest and charges therefor; requiring the licensing of lenders; and prescribing penalties for the violation of this act," as amended; reducing the interest rate on small loans.

Referred to the Committee on Banking.

By Mr. BARBER. HOUSE BILL No. 1548.

An Act making an appropriation to the Soldiers' and Sailors' Home at Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BAKER. HOUSE BILL No. 1549.

An Act making an appropriation to the Erie Infants' Home and Hospital, of Erie, Pennsylvania.

Referred to the Committee on Appropriations.

By Mr. BARBER. HOUSE BILL No. 1550.

An Act abating and exonerating accrued penalties and interest on certain delinquent taxes levied by certain political subdivision of this Commonwealth if the face amount of such taxes is paid within a certain time; regulating the return and liening of taxes; and preserving the lien of taxes.

Referred to the Committee on Municipal Corporations.

By Mr. WICKERSHAM. HOUSE BILL No. 1551.

An Act prohibiting any one engaged in the distribution of Federal and State Relief from attempting to influence the vote of a recipient of such relief, and imposing a penalty.

Referred to the Committee on Elections.

By Mr. YOURISHIN. HOUSE BILL No. 1552.

An Act to amend section one thousand one hundred and three of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; eliminating the provision which requires that county and district superintendents of schools shall have had three years experience in a supervisory or administrative capacity.

Referred to the Committee on Education.

By Mr. YOURISHIN. HOUSE BILL No. 1553.

An Act to amend clause nine of section one thousand two hundred and ten of the act approved the eighteenth day of May, one thousand nine hundred and eleven, (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special, or local, or any parts thereof, that are or may be inconsistent therewith," as amended; eliminating the provision that boards of school directors and

boards of public education shall have power to add qualifications additional to those prescribed by the State Board of Education affecting the right of a teacher to minimum salary increments.

Referred to the Committee on Education.

By Mr. ATKINS. HOUSE BILL No. 1554.

An Act relating to landlord and tenant; and amending, revising, changing and consolidating the law relating thereto.

Referred to the Committee on Judiciary General.

By Mr. CAPUTO. HOUSE BILL No. 1555.

An Act to amend section five hundred and three of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 343), entitled "An act relating to the finances of the State government; providing for the settlement, assessment, collection, and lien of taxes, bonus, and all other accounts due the Commonwealth, the collection and recovery of fees and other money or property due or belonging to the Commonwealth, or any agency thereof, including escheated property and the proceeds of its sale, the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth, and the settlement of claims against the Commonwealth, the resettlement of accounts and appeals to the courts, refunds of moneys erroneously paid to the Commonwealth, auditing the accounts of the Commonwealth and all agencies thereof, of all public officers collecting moneys payable to the Commonwealth, or any agency thereof, and all receipts of appropriations from the Commonwealth and imposing penalties; affecting every department, board, commission, and officer of the State government, every political subdivision of the State, and certain officers of such subdivisions, every person, association, and corporation required to pay, assess, or collect taxes, or to make returns or reports under the laws imposing taxes for State purposes, or to pay license fees or other moneys to the Commonwealth, or any agency thereof, every State depository and every debtor or creditor of the Commonwealth," as amended; providing for appeals from refusals of the Board of Finance and Revenue to allow refunds.

Referred to the Committee on Judiciary General.

By Mr. SPROUL. HOUSE BILL No. 1556.

An Act to amend section two of the act approved the twenty-sixth day of March, one thousand nine hundred and twenty-five (P. L. 69), entitled "An act to provide for an additional system for the collection of State and county taxes of the third class," by providing for payment of postage; and removing the limitation on the cost of collection.

Referred to the Committee on Counties.

By Mr. SHAW. HOUSE BILL No. 1557.

An Act authorizing and empowering the board of commissioners and the board for the assessment and revision of taxes in counties of the second class to use for governmental purposes, without expense to such counties, in school districts, a room or rooms in any public school building under the jurisdiction and control of the board of education, school directors or school board in such counties.

Referred to the Committee on Elections.

By Mr. HALUSKA. HOUSE BILL No. 1558.

An Act relating to the moving of coal cars in bituminous coal mines; and prescribing penalties.

Referred to the Committee on Mines and Mining.

By Mr. SHUGARTS. HOUSE BILL No. 1559.

An Act to amend section one of act approved the eleventh day of May, one thousand nine hundred and eleven (P. L. 275), entitled "An act to provide for the appointment of county and city inspectors of weights and measures; providing for their compensation and expenses; prescribing their duties; prohibiting vendors from giving false or insufficient weights; and fixing the penalties for the violation of the provisions hereof," as amended; providing that such inspectors, except in cities of the first class, shall be appointed by the Secretary of Internal Affairs and their salaries and expenses paid by the Commonwealth.

Referred to the Committee on Municipal Corporations.

By Mr. SOWERS. HOUSE BILL No. 1560.

An Act providing for the selection of employes in the Department of Revenue for the administration of an income tax law or laws by competitive examinations.

Referred to the Committee on State Government.

By Mr. HARKINS. HOUSE BILL No. 1561.

An Act to amend section one thousand two hundred and eight and repeal section one thousand two hundred and five of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by providing when and how supervising principals, principals and teachers may be dismissed or refused reelection; and conferring powers and imposing duties on officers of school districts, the Superintendent of Public Instruction, courts of common pleas and sheriffs.

Referred to the Committee on Education.

By Mr. WEIDEMANN. HOUSE BILL No. 1562.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Delaware.

Referred to the Committee on Highways.

By Mr. WEIDEMANN. HOUSE BILL No. 1563.

An Act to amend Route 23054 of section Twenty-four of the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act."

Referred to the Committee on Highways.

By Mr. LONGAKER. HOUSE BILL No. 1564.

An Act to amend the act approved the twenty-eighth day of June, one thousand nine hundred and twenty-three (P. L. 903), entitled "A supplement to an act approved the fourteenth day of May, one thousand nine hundred and fifteen (Pamphlet Laws, three hundred and twelve), entitled 'An act providing a system for government of boroughs, and revising, amending, and consolidating the law relating to boroughs' so as to provide a system of government where a borough now has annexed or hereafter shall annex land in an adjoining county, including assessment of property, levying and collection of taxes, making municipal improvements, and filing and collecting of liens for the same; the jurisdiction of courts for the enforcement of borough ordinances and State laws, and primary, general, municipal, and special elections; and repealing inconsistent laws," extending the provisions of this act to boroughs situated in different counties which now have or shall hereafter consolidate.

Referred to the Committee on Boroughs and Townships.

By Mr. ANDREWS. HOUSE BILL No. 1565.

An Act to amend section two hundred and twenty-one of the act approved the fourteenth day of May, one thousand nine hundred and twenty-five (P. L. 762), entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth, except in counties of the first and second class; and revising, amending, consolidating, and changing the law relating thereto, by requiring records of poor districts to be open to inspection.

Referred to the Committee on Counties.

By Mr. ANDREWS. HOUSE BILL No. 1566.

An Act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising amending and consolidating the laws relating thereto," by requiring county records to be open to inspection.

Referred to the Committee on Counties.

BY MR. ANDREWS. HOUSE BILL No. 1567.

An Act to amend the act approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932), entitled "An Act relating to cities of the third class; and amending, revising and consolidating the law relating thereto by requiring city records to be open to inspection.

Referred to the Committee on Cities.

By Mr. ANDREWS. HOUSE BILL No. 1568.

An Act to amend the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An Act concerning boroughs, and revising, amending and consolidating the laws relating to boroughs," by requiring borough records to be open to inspection.

Referred to the Committee on Boroughs and Townships.

By Mr. JOHN A. SMITH HOUSE BILL NO. 1569.

An Act to provide revenue by imposing a State tax upon sales of oleomargarine as herein defined; requiring persons engaged in the sale of oleomargarine at wholesale and retail to secure permits; prescribing the method and manner of collecting such tax; conferring powers and imposing duties on the Department of Revenue; and persons as herein defined engaged in the sale of oleomargarine at retail or wholesale and providing penalties

Referred to the Committee on Ways and Means.

By Mr. JOHN A. SMITH. HOUSE BILL No. 1570.

An Act to amend section two of the act approved the twenty-ninth day of May, one thousand nine hundred and one (P. L. 327), entitled "An act to prohibit the manufacture and sale of oleomargarine, butterine and other similar products, when colored in imitation of yellow butter; to provide for license fees to be paid by manufacurers, wholesale and retail dealers, and by proprietors of hotels, restaurants, dining-rooms, and boarding houses; for the manufacture or sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter; and to regulate the manufacture and sale of oleomargarine, butterine, or other similar products, not colored in imitation of yellow butter and prevent and punish fraud and deception in such manufacture and sale as an imitation butter; and to prescribe penalties and punishment for violations of this act, and the means and method of procedure for its enforcement, and regulate certain matters of evidence in such procedure," as amended; decreasing the license fees for retailers.

Referred to the Committee on Ways and Means.

By Mr. WICKERSHAM. HOUSE BILL No. 1571.

An Act to amend sections one thousand four hundred and two and two thousand five hundred and fifty-three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending revising, and consolidating the law relating thereto," by changing the conditions of the bond of the city treasurer as tax collector; and providing when liability on such bond shall cease.

Referred to the Committee on Cities.

By Mr. WICKERSHAM. HOUSE BILL No. 1572.

An Act to further amend section one thousand and eighty-one of the act approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," by changing the conditions of the bond of the tax collector; and providing when liability on such bond shall cease.

Referred to the Committee on Boroughs and Townships.

Mr. WICKERSHAM. HOUSE BILL No. 1573.

An Act to further amend section three of the act approved the twenty-fifth day of June, one thousand eight hundred and eighty-five (P. L. 187), entitled "An act regulating the collection of taxes in the several boroughs and townships of this Commonwealth," by changing the conditions of the bond of the county tax collector; and providing when liability on such bond shall cease.

Referred to the Committee on Counties.

Mr. WICKERSHAM. HOUSE BILL No. 1574.

An Act to amend sections eight hundred and one and eight hundred and six of the act approved the twenty-fourth day of June, one thousand nine hundred and thirty-one (P. L. 1206), entitled "An act concerning townships of the first class; amending, revising, consolidating, and changing the law relating thereto," by changing the conditions of the bond of the township treasurer as tax collector; and providing when liability on such bond shall cease.

Referred to the Committee on Boroughs and Townships.

By Mr. SHREINER. HOUSE BILL No. 1575.

An Act limiting the liability of counties, cities, boroughs, towns, townships, school districts, poor districts and other political and municipal subdivisions for the negligence of their officers, agents and employes.

Referred to the Committee on Judiciary General.

By Mr. SHREINER. HOUSE BILL No. 1576.

An Act to further amend sections five hundred and twenty-eight and five hundred and fifty of the act approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," by changing the conditions of the bonds of collectors and receivers of school taxes; and providing when liability on such bonds shall cease.

Referred to the Committee on Education.

By Mr. SHREINER. HOUSE BILL No. 1577.

An Act to amend section five hundred and seventy-one of the act approved the first day of May, one thousand nine hundred and thirty-three (P. L. 103), entitled "An act concerning townships of the second class; and amending, revising, consolidating, and changing the law relating thereto," by changing the conditions of the bond of the tax collector; and providing when liability on such bond shall cease.

Referred to the Committee on Boroughs and Townships.

By Mr. TURNER. HOUSE BILL No. 1578.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act," establishing an additional route in the County of Delaware.

Referred to the Committee on Highways.

LEAVE OF ABSENCE

The Chair asked and obtained leave of absence for Mr. WELLIVER on account of illness.

COMMITTEE APPOINTED TO ATTEND FUNERAL OF HON. JAMES S. BOYD

The SPEAKER. The Chair appoints as the official committee of the House to attend the funeral of the Honorable James S. Boyd, Messrs. Peters, Forrest, Zimmerman, Ederer and Longaker, and any other members wishing to attend the funeral are welcomed to do so.

REPORTS FROM COMMITTEES

Mr. SCANLON, from the Committee on Municipal Corporations reported as committed, House Bill No. 1098, entitled:

An Act to amend section one of the act approved the seventh day of April, one thousand nine hundred and thirty-three (P. L. 26), entitled "An act empowering counties, cities, boroughs, towns and townships to borrow money from the Reconstruction Finance Corporation to finance certain projects, and prescribing the manner of such borrowing," enlarging the powers of such municipal subdivisions by authorizing them to borrow money for such projects from the Public Works Administration or any other agency of the Government of the United States.

Mr. MENTZER, from the Committee on Public Utilities reported as committed, House Bill No. 62, entitled:

An Act to amend article three, section one, clause (c) of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities; prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled, 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by abolishing deposits to secure future payments and penalties for delayed payments of rates and requiring the crediting of minimum charges towards the payment for service.

Mr. COAKLEY, from the Committee on Judiciary Special reported as committed, House Bill No. 918, entitled:

An Act to prohibit deduction from wages of employes for the payment of store bills for goods, wares and merchandise; declaring certain contracts, agreements and understandings against public policy and void; and providing penalties.

Mr. COAKLEY, from the Committee on Municipal Cor-

porations reported as committed, House Bill No. 1227, entitled:

An Act authorizing the courts of quarter sessions to stay sales of goods and chattels and distrained upon by sureties of defaulting tax collectors; and providing a procedure to exonerate the sureties where delinquent taxpayers are unable to pay taxes, and to direct satisfaction of the taxes charged in duplicates where it appears such taxes have been paid.

Mr. McELROY, from the Committee on Municipal Corporations reported as amended, House Bill No. 320, entitled:

An Act providing for and regulating the appointment, promotion, reduction in rank, and removal of the paid members of the Bureau of Fire, Bureau of Police, Bureau of Detectives, Bureau of Electricity, Bureau of Electricity in connection with fire and police departments, Police Telephone Operators and their assistants, and Police Radio Operators and their assistants, in counties, cities, boroughs, towns and townships; creating a county civil service commission in each county, the members thereof to receive salaries to be payable by counties; defining the powers and duties of such civil service commissions; imposing certain duties and expenses on counties, cities, boroughs, towns and townships; imposing penalties; and repealing inconsistent laws.

Mr. LYNCH, from the Committee on Forestry reported as committed, House Bill No. 1080, entitled:

An Act to amend sections two hundred and two, two hundred and three, four hundred and forty-eight, and one thousand eight hundred and six as amended, sections one thousand eight hundred and eleven, one thousand eight hundred and twelve, one thousand eight hundred and thirteen, and one thousand eight hundred and fourteen, and to repeal sections four hundred and thirty-four, four hundred and thirty-five, four hundred and thirty-six, and four hundred and thirty-seven of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," abolishing the Pennsylvania State Park and Harbor Commission of Erie, the Washington Crossing Park Commission, the Valley Forge Park Commission, and the Fort Washington Park Commission as departmental administrative commissions, and making said commissions advisory commissions in the Department of Forests and Waters.

Mr. LYNCH, from the Committee on Judiciary Special reported as amended, House Bill No. 1045, entitled:

An Act relating to unemployment relief; work relief and the administration thereof; prescribing qualifications of persons entitled to relief or employment, and placing limitations on the amount thereof; and prescribing penalties.

Mr. BRADLEY, from the Committee on Corporations reported as committed, House Bill No. 955, entitled:

An Act giving consent of the Commonwealth to the dissolution of corporations holding public funds in trust for public school purposes, and to the payment of such funds to school districts for general school purposes.

Mr. SHAW, from the Committee on Counties reported as committed, House Bill No. 1242, entitled:

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

Mr. WILLIAM G. SMITH, from the Committee on Counties reported as committed, House Bill No. 436, entitled:

An Act providing for the reimbursement by the State of counties for costs and the maintenance of prisoners imposed as the result of prosecutions under the Vehicle Code and liquor laws; providing for the audit of the accounts of counties by the Auditor General and for the collection of amounts due from counties, and for appeals by counties to the Board of Finance and Revenue, and imposing powers and duties on the Auditor General and the Department of Revenue and certain duties upon counties; repealing inconsistent acts and making an appropriation.

Mr. WILLIAM G. SMITH, from the Committee on Counties reported as committed, House Bill No. 749, entitled:

An Act to amend section two hundred and fifty-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth class; and revising, amending, and consolidating the laws relating thereto," as amended; reducing the number of assistant district attorneys in counties of the fifth and sixth class.

Mr. DILLEY, from the Committee on Municipal Corporations reported as committed, House Bill No. 1059, entitled:

An Act imposing the costs in certain cases of summary convictions upon cities, boroughs, incorporated towns or townships.

Mr. ZAPPALA, from the Committee on Municipal Corporations reported as committed, House Bill No. 1287, entitled:

An Act providing when, how, and under what circumstances and conditions a claimant, being a county, municipality, township or school district may at a judicial sale on a tax or municipal claim bid in the real estate for record costs or postpone the sale; for the procedure, in such cases, by petition, rule, notice, hearing and decree of Court to sell said real estate freed and cleared of all taxes, municipal claims, liens, mortgages, ground rents, charges and estates and to prorate the proceeds of said sale if insufficient to pay all taxes and municipal claims in full; for the stay of proceedings; for redemption and priority thereof and of the status of liens during said period; and for the right of a tax or municipal claimant to purchase the real estate at the sale pursuant to said petition.

Mr. McDERMOTT, from the Committee on Municipal Corporations reported as committed, House Bill No. 1373, entitled:

An Act relating to local taxation; establishing a centralized system in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes for the collection of all county, borough, town, township, and certain school and poor taxes through the county treasurer as county tax collector, defining the powers and duties of the county tax

collector and of counties, boroughs, towns, townships and school and poor districts; regulating date of certification of tax levies; abolishing the office of county, borough, town, township, school and poor district tax collectors upon the expiration of existing terms defining offenses and imposing penalties and repealing existing laws.

Mr. BALDI, from the Committee on Municipal Corporations reported as committed, House Bill No. 1065, entitled:

An Act to amend section one of the act approved the sixth day of July, one thousand nine hundred and seventeen (P. L. 747), entitled "An act requiring all counties, cities, boroughs, townships, school districts, and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice," as amended; providing for the sale of municipal bonds at private sale under certain circumstances.

Mr. HIRSCH, from the Committee on Judiciary Special reported as committed, House Bill No. 1240, entitled:

An Act relating to the purchase and sale of old gold; and prescribing penalties.

Mr. SLOAN, from the Committee on Printing reported as committed, House Bill No. 711, entitled:

An Act to abolish the Journal of the House of Representatives and to adopt the Legislative Journal as the official Journal of the House of Representatives.

Mr. MASON, from the Committee on Counties reported as committed, House Bill No. 1010, entitled:

An Act to amend article three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for a retirement system for county and poor district employes in counties of the third class.

Mr. NOTHNAGLE, from the Committee on Municipal Corporations reported as committed, House Bill No. 1245, entitled:

An Act to amend sections four thousand one hundred and forty-one four thousand one hundred and forty-two and four thousand one hundred and forty-three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" eliminating compensation to owners whose property is destroyed to abate nuisances.

Mr. HABBYSHAW, from the Committee on Municipal Corporations reported as committed, House Bill No. 1247, entitled:

An Act to amend section eighteen of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales; and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," changing the method of service of writs on persons who are without the Commonwealth, and providing for the effect of a return nihil habet on persons named in such writs or added thereto when such persons cannot be located.

Mr. HABBYSHAW, from the Committee on Municipal Corporations reported as committed, House Bill No. 1248, entitled:

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

Mr. SURFACE, from the Committee on Forestry reported as committed, House Bill No. 1479, entitled:

An Act to amend the title and section three of the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1667), entitled "An act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real and personal property included in the Conrad Weiser Memorial Park, in Heidelberg, Township, Berks County, from the Conrad Weiser Memorial Park Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation therefor," by transferring the control, management, supervision, restoration and improvement of said park, and the power to make and enforce rules and regulations for the preservation and visitation thereof to the Department of Forests and Waters.

Mr. SURFACE, from the Committee on Forestry reported as committed, House Bill No. 1480, entitled:

An Act to amend the title and section one as amended, and section three, of the act approved the tenth day of April, one thousand nine hundred and thirty-one (P. L. 23), entitled as amended, "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek in Oil Creek Township or Cherry Tree Township, or both, Venango County, to establish the Drake Well Memorial Park, under the control and supervision of the Pennsylvania Historical Commission; providing for cooperation by the Department of Forest and Waters; empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation," by transferring the control and supervision of said park to the Department of Forests and Waters.

Mr. JACKSON, from the Committee on Military Affairs reported as committed, House Bill No. 88, entitled:

An Act providing for the organization and equipment of two colored battalions of infantry and making an appropriation therefor.

Mr. NOTHNAGLE, from the Committee on Municipal

Corporations reported as committed, House Bill No. 1299 (Senate Bill No. 148), entitled:

An Act authorizing counties cities, boroughs, townships, poor districts, school districts or other municipalities or corporated districts to rent lease and hire suitable office and warehousing space and provide suitable accommodations therein within said districts or municipalities for distributing funds and merchandise or both by emergency relief boards.

Mr. WICKERSHAM, from the Committee on Corporations reported as committed, House Bill No. 1160 (Senate Bill No. 89), entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporation of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name of title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

Mr. SOWERS, from the Committee on Municipal Corporations reported as committed, House Bill No. 1485, (Senate Bill No. 152), entitled:

An Act authorizing the exoneration of taxes assessed or levied against any property purchased for hospital uses upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

Mr. POWERS, from the Committee on Forestry reported as amended, House Bill No. 931, entitled:

An Act to amend the title and to reenact section one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-nine (P. L. 1798), entitled "An act providing a fixed charge, payable by the Commonwealth, on lands acquired by the State and the Federal Government for forest reserves, or for the purpose of preserving and perpetuating a portion of the original forests of Pennsylvania, and preserving and maintaining the same as public places and parks, and the distribution of the same for county, school, township, and road purposes in the counties, school districts, and townships where such forests are located; and making an appropriation," by providing that lands and property acquired for the purpose of conservation of water and to prevent flood conditions shall be subject to annual charges the same as State forest lands, and repealing existing laws for the taxation thereof.

Mr. MOOMAW, from the Committee on Forestry reported as amended, House Bill No. 665, entitled:

An Act to amend clause twenty-five as amended and renumbered clause eighteen of section three hundred and two of the act approved the ninth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws three hundred forty-three) entitled "An act relating to the finances of the State government providing for the settlement assessment collection and lien of taxes bonus and all other accounts due the Commonwealth the collection and recovery of fees and other money or property due or belonging to the Commonwealth or any agency thereof including escheated property and the proceeds of its sale the custody and disbursement or other disposition of funds and securities belonging to or in the possession of the Commonwealth and the settlement of claims against the Commonwealth the resettlement of accounts and appeals to the courts refunds of moneys erroneously paid to the Commonwealth auditing the accounts of the Commonwealth and all agencies thereof of all public officers collecting moneys payable to the Commonwealth or any agency thereof and all receipts of appropriations from the Commonwealth and imposing penalties affecting every department board commission and officer of the State government every political subdivision of the State and certain officers of such subdivisions every person association and corporation required to pay assess or collect taxes or to make returns or reports under the laws imposing taxes for State purposes or to pay license fees or other moneys to the Commonwealth or any agency thereof every State depository and every debtor or creditor of the Commonwealth" by establishing the State Forests and Waters Fund abolishing the State School Fund and transferring moneys and securities in the State School Fund to the General Fund.

Mr. MOOMAW, from the Committee on Forestry rereported as committed, House Bill No. 666, entitled:

An Act appropriating the moneys in the State Forests and Waters.

Mr. LONG, from the Committee on Judiciary Special reported as committed, Resolution No. 71.

Mr. COAKLEY, from the Committee on Judiciary Special reported as committed, Resolution No. 80.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

MILK CONTROL

A telegram from the State Organization of Milk Wagon Drivers and Dairy Employees requesting withholding of further action on Milk Control Bill until appointment of representative of labor.

Referred to the Committee on Agriculture.

CONSTITUTIONAL REVISION

A resolution of Sandy Township Tax Justice League favoring constitutional revision.

A resolution from the Political Science Club of Allegheny County favoring constitutional revision.

Referred to the Committee on Constitutional Amendments.

LIQUOR LAWS

A petition from residents of Crawford County favoring local option, restricting advertising of alcoholic beverages and establishment of dry zones.

Referred to the Committee on Law and Order.

BLUE LAWS

A petition addressed to Mr. Carson from members of united congregations of Presbyterian and Methodist Episcopal Churches of Beallsville protesting amendment of Blue laws.

A petition from the members of the Pleasant Union Lutheran Church protesting amendment of Blue laws.

Referred to the Committee on Law and Order.

SENATORIAL APPORTIONMENT

A resolution from the Squirrel Hill Board of Trade, Pittsburgh, requesting senatorial apportionment.

Referred to the Committee on Legislative Apportionment.

GENERAL PULASKI MEMORIAL DAY

A petition requesting memorialization of Congress to pass General Paluski's Memorial Day Resolution.

Referred to the Committee on Military Affairs.

TAXES

A resolution addressed to Mr. Carson from Fallowfield Grange No. 1382, Coal Center, opposing Administration tax program.

Referred to the Committee on Ways and Means.

SALES TAX

A resolution addressed to Messrs.Carson, C. S. Patterson, J. E. Brown and Hindman urging adoption of a sales tax.

Referred to the Committee on Ways and Means.

TOBACCO TAX

A resolution addressed to Mr. Carson from Monongahela Valley Central Trades Council protesting tax on tobacco.

Referred to the Committee on Ways and Means.

NATURAL GAS TAX

A resolution from Pamona Grange No. 21, Jefferson County Farmers, Landowners, drillers, tool-dressers and laborers of Knoxdale Union Grange No. 609, Jefferson County, Wyoga Gas & Oil Comporation stockholders, Williamsport, protesting imposition of tax on natural gas.

Referred to the Committee on Ways and Means.

RESOLUTION NO. 61

Mr. EBERHARTER. Mr. Speaker, I desire to call up at this time Resolution No. 61, Printer's No. 282.

The resolution was read by the Clerk as follows:

In the House of Representatives, February 19, 1935.

Whereas, there has been much criticism directed against the Board of Trustees and those in charge of the University of Pittsburgh, a state-aided educational institution, to the effect that their policies are such that they tend to deny academic freedom; and

Whereas, it is alleged that the attitude of these Authorities toward members of the faculty and student-body who hold liberal views, is antagonistic; and

Whereas, it has been charged that these Authorities have followed a policy tending to discourage freedom of thought and speech on the subject of economic philosophy; and

Whereas, it has been alleged that these Authorities have placed restrictions upon the members of the faculty and student-body, which restrictions practically constitute political partisanship; and

Whereas, it is estimated that approximately one-half of the operating expenses of the said University are contributed by the Comonwealth of Pennsylvania by appropriation of public funds; and

Whereas, the Board of Trustees of said University is a self-perpetuating body, on which body the Commonwealth of Pennsylvania has only a nominal representation; and

Whereas, it is admitted by all that this institution of learning exerts a tremendous influence upon the thought and lives of the student-body, as well as upon the people of the community and of the state; and

Whereas, there has been created in the public mind, by reason of this criticism and these charges, a serious doubt as to the wisdom of continuing the policy of making large appropriations of public funds to this institution; therefore be it

Resolved, that the Speaker of the House of Representatives is hereby authorized to appoint five members of this House who are members of the Committee on Appropriations, whose duty it shall be to fully, fairly and impartially inquire into and investigate the attitude of the Board of Trustees and those in charge of the University of Pittsburgh toward members of the faculty and student-body who, both inside and outside the class-rooms, advocate liberal views and freedom of thought and expression in the subjects of economics and politics and other subjects wherein academic freedom should be allowed; and further, to inquire into and investigate all matters touching the said University of Pittsburgh which are pertinent to the question of making an appropriation of public funds, and to ascertain whether or not said institution is worthy of receiving further large appropriations of public funds;

Resolved, that said Committee shall make a report of its findings to the Committee on Appropriations as early as possible.

Resolved, that the said committee shall have power to issue subpoenas under the hand and seal of its chairman requesting and commanding any person or persons to appear before them and to answer such questions touching matters properly being inquired into by the committee, and to produce such books, papers, records and documents as the committee may deem necessary. Such subpoenas may be served upon any person and shall have the force and effect of subpoenas issued out of the courts of this Commonwealth. Each member of said Committee shall have power to administer oaths and affirmations to witnesses appearing before the committee. Any person who shall wilfully neglect or refuse to testify before said committee or to produce any books, papers, records or documents shall be subject to the penalties provided by the laws of the Commonwealth in such cases.

On the question,

Will the House adopt the resolution?

Mr. KANE. Mr. Speaker and members of the House, I start out with a half apology for speaking on a resolution that vitally concerned the university that I attended, but not more than half of which resolution I could by any possibility hear and still less than that have any means of verifying it.

This resolution like many another that has been introduced in this House, contains an enormous preamble of assertions disparaging to the institution which I do not think any of the members here have had any opportunity or means of verifying or disestablishing.

I think it would be a great mistake with so many members of this House, including several men that I know who like myself graduated from the University of Pittsburgh, being absent to vote upon this resolution today.

MOTION TO TABLE

Mr. KANE. Mr. Speaker, I would like to move that this resolution be tabled.

On the question,

Will the House agree to the motion?

QUESTION OF PARLIAMENTARY INQUIRY

Mr. JONES. Mr. Speaker, I rise to a question of parliamentary inquiry.

The SPEAKER. The gentleman will state his question of parliamentary inquiry.

Mr. JONES. Mr. Speaker, is a request at this time for a roll call in order?

The SPEAKER. It is in order.

Mr. JONES. Mr. Speaker, I ask for a roll call.

Mr. HINDMAN. Mr. Speaker, would it be in order at this time for me to make a few remarks on this resolution.

The SPEAKER. The gentleman is informed that remarks are out of order. A motion to table is not debatable.

QUESTION OF PERSONAL PRIVILEGE

Mr. HINDMAN. Mr. Speaker, could I not, as a matter of personal privilege, make some remarks at this time?

The SPEAKER. There is nothing before the House except the motion to table.

The yeas and nays were required by Mr. JONES and Mr. WICKERSHAM.

Mr. KANE. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—57

Altenburg,	Downey, G. E.,	Mason,	Snyder, F. E.,
Atkins,	Duffort,	McDevitt,	Sowers,
Baldi,	Ferko,	McKinney,	Stevens,
Bernhard,	Gillette,	Muir,	Sumney,
Blumberg,	Green,	Nothnagle,	Surface,
Boose,	Habbyshaw,	Parks,	Terry,
Boyer,	Hamilton, R. S.,	Peters,	Trout,
Brennan,	Hart,	Phillips,	Turner,
Carr,	Hefferon,	Rhys,	Weidemann,
Castor,	Hindman,	Schrock,	White,
Cochran,	Jackson,	Schwartz,	Wickersham,
Cordier,	Jones,	Shortz,	Witkin,
Davies,	Kane,	Shreiner,	Wood,
Denning,	Linderman,	Sloan,	Woodside,
Dent,			

NAYS—93

Achterman,	Falkenstein,	Long,	Reising,
Alexander,	Finnerty,	Lynch,	Rinn,
Allen,	Fitch,	Male,	Robinson,
Andrews,	Flanagan,	McCreary,	Ruffennach,
Aukerman,	Flinchbaugh,	McDermott,	Scanlon,
Baine,	Furman,	McElroy,	Schrope,
Baker, J. J.,	Gerard,	McHenry,	Schwab,
Bradley,	Haberlen,	Melchiorre,	Shaw,
Brancato,	Hagerty,	Mentzer,	Shepard,
Brown, H. S.,	Haluska,	Moomaw,	Shugarts,
Brown, J. E.,	Hamilton, F. P.,	Mooney,	Siegel,
Brumbaugh,	Harkins,	Moran,	Smith, J. A.,
Burke,	Harmuth,	Munley,	Tronzo,
Cannon,	Hermansen,	Murrin,	Tumelty,
Carson,	Hetrick,	Nagel,	Van Allsburg,
Chervenak,	Hirsch,	O'Keefe,	Van Sickle,
Coakley,	Holstrom,	Ominsky,	Walker,
Cohen,	Hoopes,	O'Neill,	Weiss,
Coleman,	Kelso,	Patterson, C.,	Westrick,
Decker,	Kilroy,	Patterson, J. W.,	Wilson,
Diehl,	Klingler,	Pfaff,	Yourishin,
Dilley,	Kobelak,	Piole,	Zappala,
Eberharter,	LaRue,	Powers,	Sarig,
Eroe,			

So the question was determined in the negative and the motion was not agreed to.

On the question recurring,

Will the House adopt the resolution?

Mr. TURNER. Mr. Speaker and members of the House, unlike my good friend from McKean, I am not an alumnus nor was I ever a student at the University of Pittsburgh, but I do believe that the passage of a resolution of this kind and an investigation on a subject of this kind by his House is one of the worst things that could be done in the state of Pennsylvania.

I do not know the purpose of the sponsor of this resolution, for whom I have a great deal of respect and a great deal of regard, but I must believe that he has not thought his question through. Except on one occasion that I recall a number of years ago, I do not remember at any time that the Legislature has attempted to dictate the policies of any educational institution in Pennsylvania,—I mean higher educational institutions in Pennsylvania by reason of the appropriations that are made by the state to those institutions.

We know the history in a great many of our western and southern states where the state universities have been the football of politics in those states, where legislatures are continually exercising political control over the heads of the institutions, in the make up of their faculties and the policies of the institutions.

Certainly if we believe in progress, certainly if we believe in democracy, certainly if we believe in freedom of speech and freedom of thought, we certainly cannot believe that any legislative body by reason of a contribution toward part of the support of any university or any college in the state should have the right to dictate its policy or to inquire into the policies of its trustees and its board.

I do not know whether the University of Pittsburgh's board of trustees is constituted as is that of my alma mater, the University of Pennsylvania, but I do know that on the board of trustees of the University of Pennsylvania the Commonwealth is represented, because I believe that the Governor sits upon the board of trustees of the University of Pennsylvania.

I know further that in the University of Pennsylvania the Alumni elected members of the board of trustees, so that while in a sense the board of trustees of these universities are self-perpetuating bodies, as stated in this resolution, in another respect they are subject to change, and there is a way to change, and there is a way to make inquiry.

Let us look at it from another standpoint: I do not know what the total expenses of the University of Pittsburgh are for the biennium and I do not remember just exactly what the amount of the appropriation by the state to the University of Pittsburgh is, but I will say that it is safe to say that the amount contributed by the State of Pennsylvania to the University of Pittsburgh is not over fifteen per cent of the total amount of its revenue during the biennium period. I do not think it is as high as that, possibly not higher than six to eight per cent of its revenues during the biennium, and in return for that the State of Pennsylvania gets certain free scholarships to the university which certainly have a value, a monetary value to the people of the state in return for the money that is given.

In addition to that there is not one of these universities that is not contributing in research, in the gathering of statistics, in the study of social problems and making their contributions to the government of Pennsylvania.

At the present time the Governor of Pennsylvania has called upon the universities of Pennsylvania for many men who are cabinet officers or who are heading some of the Departments in our state government.

Are we, therefore, for a mere five or a mere six or a mere seven and a half or eight per cent,—or make it ten per cent of the cost of running this university, to have the right to stick our legislative nose into the affairs of these universities and to intimidate them in the policies that they shall pursue?

Now, members they may be pursuing a wrong policy, I do not know. The gentleman from Allegheny may be perfectly justified in submitting a resolution of this kind in one respect, in that he may be trying to correct something that is wrong, I know not, but members if we can pass this today to correct something that may seem to be wrong, tomorrow some other legislature may take this as a precedent to be able to go in there and create a wrong, and therefore I say to you we have no right to exercise our legislative influence as to the kind of policies that should be taught in the schools.

I remember a few years ago that there was a terrible Hullabaloo in the state of Pennsylvania because they said certain business interests were trying to get certain text books into our public schools, and hands were raised in horror that any business organization should attempt to influence the minds of the youth of the state.

I am not always in accord with the kind of teaching that goes on in the public schools. I have three boys in public school,—I am a product of the public schools myself. I have three boys in public school and they may come home with ideas and theories that are given them by their professors lots of times with which I do not agree, but I would consider it highly improper for me to go into that school and try to dictate the policies of the professors who teach my boys. I will try to teach them at home a different kind of policy I will try to show them another theory and hope that they will agree with me in my policy, but members, if you try to try to put the finger of the legislature into college and universities, if you accuse them of having political propoganda, remember you are opening the door to the worst kind of political propaganda in the State of Pennsylvania, and may the day never come when we in Pennsylvania, where it seems to me have always taken a broad and forward step, should put our fingers into universities because we give them a few paltry dollars

I hope the day will never come when we will follow in the footsteps of one of these other states that have made their universities the football of politics and dictate the policies of those universities to the shame of education.

Mr. EBERHARTER. Mr. Speaker and members of the House, as there is a very large calendar this morning and I know that many of the members are anxious to get home, I am not going to take up quite as much time as my good friend Mr. Turner from Delaware County took up.

I want to assure the members of this House that in presenting this resolution I personally have no axe to grind. I want to assure the members of this House, the Republican the Socialist and the Democratic members of it that there is not one speck of politics involved in the introduction of this resolution.

This subject of the University of Pittsburgh and its freedom of thought in teaching has been a burning question in Allegheny for quite a considerable length of time. The University of Pittsburgh has been accused of being reactionary in all respects. I say to the members of this House that many of the members of the Assembly who are here today and who are graduates of this university want this resolution to pass. They have a high regard for the university, they have a high regard for the faculty and for the board of trustees, but nevertheless for the purpose of clearing up these charges they welcome this investigation, and I feel sure, ladies and gentlemen of this House, that the university professors, the faculty and the board of trustees themselves do welcome this investigation, because if these charges that have been made are not true, a legislative investigation will prove that.

I want to say this further, about one-half of all the operating expenses of that university are contributed by the State of Pennsylvania,—public monies. The State of Pennsylvania, as stated in the resolution, has only a nominal representation on the board of trustees, and when a board of trustees is expending, as they did in the last biennium $1,188,000 of public funds, I think it is a matter for the Appropriations Committee to see that this money is being properly spent for proper purposes.

Members of the House, I cannot understand why the Republican members of the House object to this resolution, I honestly cannot understand it. I think the university wants this investigation, and I think every member of the House ought to vote for it. The Appropriations Committee under the law has the right to investigate, anyhow, and I ask every member of the House to vote in favor of the resolution.

Mr. HINDMAN, Mr. Speaker and members of this House, I regret that I am neither oratorically nor from the standpoint of my larynx this morning able to go into this matter as I feel that I should. I first wish to pay my respects to my very good friend who introduced this resolution, and I am sure that I shall not question his motives. I am sure that he has the very best of motives in presenting it, because I believe that he is one of the straightest shooters that we have in this House, but, members of this assembly, I feel as the gentleman from Delaware feels, who so ably defended his position, that this is establishing a bad precedent for this house.

I happen to be an alumnus of the University of Pittsburgh, and I believe that many of you folks in this House, if you knew the conditions, would agree with me that this resolution is unnecessary. For a number of months there has been sporatic mention in the newspapers about the University; sometimes the papers would be full of the facts that Dr. Bowman, the dean of the University discharged one Professor Turner. I have it on very good authority that that matter was taken up. Dr. Bowman has been villified, he has been criticied by certain elements, the matter has been heralded all over the country. The real facts of the case are that this man was preaching atheism. I have it from the very best of authority that on one day he would come in and would decry the Jewish religion; the following day he would come in and he would decry the Catholic religion—

POINT OF ORDER

Mr. EBERHARTER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny, Mr. Eberharter will state his point of order.

Mr. EBERHARTER. Mr. Speaker, the gentleman is not confining himself to the resolution.

The SPEAKER. The Chair is inclined, as heretofore stated, to permit a rather wide latitude in the discussion of resolutions and bills. The gentleman will proceed and keep within reasonable latitude in discussing the resolution.

Mr. HINDMAN. Mr. Speaker, that is what I have been trying to do. I am simply trying to show the members of this House, the real matter which led up, I presume, to the presentation of this fallacious resolution.

The following day he would pay his respects to the Protestants—decry them all.

Members of this House, those are the facts that are back of this whole business, and I wish to say to you that Dr. Bowman has been criticized as being despotic, as being a politician, as being a man that was unfit for that position, but I say to the members of this House from the very bottom of my heart that I believe Dr. Bowman to be one of

the most outstanding educators in the state of Pennsylvania. If you have any question about that I wish you would go back over the last forty years and get the man's record, I wish you would be able to see what his achievements have been,—it has been one success after another and I wish to inform the members of this House that I know this to be the truth, that Dr. Bowman has been offered very much greater financial remuneration in other fields, but he has turned all of these down in order that he may go on with his work at this great university, which is destined to be one of the greatest universities of this whole country to ours.

The charge against Dr. Bowman that has been brought in the papers is that he is a despot, that he is not for the Common Student. I could cite you a number of instances in that respect. There have probably been ten or fifteen instances already this year where he has come to the rescue of a poor young fellow who was struggling for an education. He has helped those boys out—

POINT OF ORDER

Mr. EBERHARTER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny, Mr. Eberharter, will state his point of order.

Mr. EBERHARTER. Mr. Speaker, the gentleman from Washington, Dr. Hindman, is not confining himself to the resolution.

The SPEAKER. The Chair would again state that the gentleman is permitted a wide latitude, but there is no instructor in the University of Pittsburgh on trial here, and the Chair feels that the gentleman has taken too wide a latitude. The gentleman will confine himself to discussing this resolution, whether this investigation should be held or not. There is no instructor of the University of Pittsburgh on trial here this morning.

Mr. HINDMAN. Mr. Speaker, I was just trying to show the reasons which I thought were back of this resolution and to acquaint the members of this House with the facts back of it so that they could view the matter from a well informed and intelligent standpoint.

Mention has been made here of the appropriation which has been made to the University of Pittsburgh. Certainly it has been a large appropriation, and should be. They have ten thousand students there, and I submit to you folks that many of those students who attend that university from that district could not have had an education had it not been for the benefits of that university. As has already been stated, certainly some members of this House, many members have benefited by it.

I do hope, members of the House, before you do anything drastic along this line, my parting word is that you just investigate the facts for yourselves, and I believe you will see the matter as I do.

Mr. DENT. Mr. Speaker and members of the House, in order to set my own mind right in this matter I would like to interrogate the gentleman who introduced this resolution.

The SPEAKER. Will the gentleman from Allegheny, Mr. Eberharter, permit himself to be interrogated?

Mr. EBERHARTER. Mr. Speaker, I will.

Mr. DENT. Mr. Speaker, did not the gentleman in his statement a while ago in defense of the resolution, say that the Committee on Appropriations has the right to investigate any school to which they make appropriations?

Mr. EBERHARTER. Mr. Speaker, I believe that was stated by me in my remarks.

Mr. DENT. Mr. Speaker, does the gentleman believe that; in making that statement does he believe it?

Mr. EBERHARTER. Mr. Speaker, in answer to the gentleman's question—

Mr. DENT. Mr. Speaker, may I ask if the gentleman believes the statement that he just made, giving him the right as a member, or any member of the Committee on Appropriations to demand an investigation in the Committee?

Mr. EBERHARTER. Mr. Speaker, I believe that statement to be true, yes.

Mr. DENT. Mr. Speaker, not having had a whole lot of schooling,—I never had an opportunity to go to Pitt except to look at the beautiful paintings,—or any school for that matter; my schooling has been very limited, but I have always held the college just a little bit higher than some people want to hold it. An investigation of this kind, when that committee has a right to make an investigation, as stated by the man who introduced the resolution, I say why should we have to give them the permission which they ask if they already have it? If they have that power, why is this resolution necessary? Is it for purpose of publicity or for a matter of putting somebody somewhere? I do not see that we as members of this House must give something that is already given by the rules of procedure of this House.

If that committee is going to investigate and they have that right, this resolution is unnecessary. The gentleman is going to confine the investigation to the Committee on Appropriations. If the resolution called for a committee of the entire membership, then you may say that there was a desire to get some other men on the committee, but I understand by the resolution that it is confined to the membership of the Committee on Appropriations.

In fairness to yourselves just question why a resolution must be put into this House giving somebody something that they already have.

Mr. HART. Mr. Speaker, may I interrogate the Chairman of the Committee on Appropriations, Mr. Cohen?

The SPEAKER. Will the Chairman of the Committee on Appropriations, Mr. Cohen, permit himself to be interrogated?

Mr. COHEN. Mr. Speaker, I will.

Mr. HART. Mr. Speaker, may I ask if it is the intention of the Committee on Appropriations to investigate the University of Pittsburgh or other state institutions to find out as to whether or not they are living up to the requirements of the law?

Mr. COHEN. Mr. Speaker, in answer to the gentleman from Philadelphia I might state that it is the intention of the Committee on Appropriations to investigate as it has done in the past all the institutions which are receiving appropriations from the Commonwealth of Pennsylvania. However, I might state to the gentleman from Philadelphia and for the benefit of the membership of the House that it is not the intention of the Committee on Appropriations to make a thorough and rigid investigation of the policies of the institutions as I understand this resolution requires, so as Chairman of the Committee on Appropriations I thought that it was decidedly better that the expression of the membership of the House should be obtained prior to such an investigation.

Mr. HART. Mr. Speaker, in view of the answer of the Chairman of the Committee on Appropriations I feel that it is the duty of the Committee on Appropriations to make an investigation of this institution to find out whether or not this institution is meeting the requirements of the law.

I feel that the proper method of procedure in this case is to postpone any action on this resolution until such time as the Committee on Appropriations has made a report to this House.

MOTION TO POSTPONE

Mr. HART. Mr. Speaker, I move that this resolution be postponed until such time as the Committee on Appropriations has made its investigation.

The motion was not agreed to.

On the question recurring,

Will the House adopt the resolution?

The SPEAKER. The Chair would like to caution the members debating this resolution that if they are not careful the Chair will not be the only one in the House to suffer from laryngitis.

QUESTION OF PERSONAL PRIVILEGE

Mr. TURNER, Mr. Speaker, I rise to a question of personal privilege.

The SPEAKER. The gentleman from Delaware, Mr. Turner, will state his question of personal privilege.

Mr. TURNER. Mr. Speaker, the Speaker of this House has been in this House ever since I have, and he should know and take cognizance of the fact that the gentleman from Delaware never suffers from laryngitis. Also by way of confession and avoidance I should say to the Speaker that I think in justice to the gentleman from Delaware that he should say to the House that the gentleman from Delaware has terminal facilities.

Mr. Speaker, I desire to interrogate the gentleman from Allegheny, Mr. Eberharter.

The SPEAKER. Will the gentleman from Allegheny, Mr. Eberharter, permit himself to be interrogated?

Mr. EBERHARTER. Mr. Speaker, I will.

Mr. TURNER. Mr. Speaker, may I ask Mr. Eberharter if I am to understand that it is his purpose in this resolution to have the Committee on Appropriations investigate the University of Pittsburgh to determine whether the appropriations of the state are spent in accordance with the law?

Mr. EBERHARTER. Mr. Speaker, in answer to the gentleman from Delaware, Mr. Turner, the purpose of the resolution as stated in the resolution is that the Speaker shall appoint a committee of five, all of whom shall be members of the Committee on Appropriations in order that they may investigate the attitude of the University of Pittsburgh, ascertain the truth or falsity of the charges, and clear up the mater so that there will not be so many objections to this House making appropriations to that University, whether the charges are sustained or not sustained.

Mr. TURNER. Mr. Speaker, may I ask if it is the gentleman's intention by this resolution that this Committee shall investigate the question of policies of the University pertaining to its teaching and its hiring and firing of teachers?

Mr. EBERHARTER. Mr. Speaker, that is not stated in the resolution.

Mr. TURNER. But, Mr. Speaker, may I ask if that is the gentleman's intent?

Mr. EBERHARTER. Mr. Speaker, the only intention I have, I may say for the information of the gentleman from Delaware, Mr. Turner, is that which I stated in the resolution,—and I think the resolution states the purpose very plainly.

Mr. TURNER. Mr. Speaker, in the resolution on page two, it says, "Fully, fairly and impartially inquire into and investigate the attitude of the Board of Trusees and those in charge of the University of Pittsburgh toward members of the faculty and student-body who both inside and outside the class-rooms advocate liberal views." That is therefore a question of policy, is it not?

Mr. EBERHARTER. Mr. Speaker, I do not believe that the question can be answered categorically yes or no.

Mr. TURNER. Mr. Speaker, all right then, will the gentleman explain it?

POINT OF ORDER

Mr. NAGEL. Mr. Speaker I rise to a point of order.

The SPEAKER. The gentleman from Beaver, Mr. Nagel, will state his point of order.

Mr. NAGEL. Mr. Speaker, I ask whether this is a process of interrogation or a process of conversation?

The SPEAKER. The Chair is unable to state.

Mr. TURNER. Mr. Speaker, I will terminate my interrogation; I think the matter speaks for itself.

Mr. Speaker and members of the House, I do not want to detain the House any longer, although I do believe this is a very important question of policy on the part of the legislature that may have a great effect in the future. I am sorry that the gentleman from Allegheny in his remarks on the subject speaks as though the Republicans were opposed to this resolution and that the Democrats seemed to be for it. I hope this is not true; I hope we are not going to approach this matter as Republicans and Democrats, it is too important; it goes far too deeply into the government of the State for us to approach it in that way.

We have a Department of Education and we have a State Council of Education, and it is the duty of that State Council of Education to see that these universities in so far as their curriculum and their expenditures are concerned obey the law and carry out the provisions of the laws of Pennsylvania. As far as our appropriations are concerned I believe it is a part of the duty of the Department of Public Instruction and also the Auditor-General's office to see that they carry out the proper expenditure of the money to be appropriated.

I conceive it to be the duty of the Committee on Appropriation,—it always has been in my time,—to call Universities in and go over their financial structure and to hear their requests for their budget. I conceive that to be proper. And again I say to you that I believe the worst thing we can possibly do is to inquire into the policies of these educational institutions.

Mr. SUMNEY. Mr. Speaker and members of the House, like my friend from Washington, Dr. Hindman, I am one of the alumni of Pitt, and we of our years of course belong to the older and more conservative group, and we know very well the animus back of this resolution; irrespective of who is its author we know full well exactly why it is offered, and I like Dr. Hindman will certainly vote against it.

Mr. CAPUTO. Mr. Speaker and members of the House, I am not going to take very much of your time because the hour is very late and we have a heavy calendar. I want to call your attention to the fact that I am an alumnus of the University of Pittsburgh, and my heart aches every time I pick up the newspaper and read that Dr. Bowman is a reactionary, to use an academic term, and that the University of Pittsburgh is a place where liberals have no place.

I as an alumnus of the University of Pittsburgh am anxious to have this investigation for the purpose of clearing up this situation.

Recently The American Association of University Professors conducted an investigation into the affairs of the University of Pittsburgh behind closed doors, and they saw fit to publish a report of that invesigation which is an insult to the City of Pittsburgh and an insult to the University of Pittsburgh, and therefore as an alumnus of the University of Pittsburgh I plead with you members to vote for this resolution so that we may bring out on the surface of things the real truth behind the policies of Dr. Bowman.

I am also, as Dr. Hindman said a moment ago, an admirer of Dr. Bowman, I think he is a great force for good in education, not only in Pittsburgh but in Western Pennsylvania, and I therefore ask the members here, for the purpose of bringing to the surface the attitude of the University, and the attitude of the professors on academic freedom, that we have this investigation. We need it, and the alumni of the University want this investigation, not for the purpose of preventing an appropriation but for the very purpose of seeing to it that the appropriations are made.

Therefore, I ask you to vote for the resolution.

Mr. JONES. Mr. Speaker and members of the House, I am not a member of the alumni of the University of Pittsburgh. I graduated from the university of Hard Knocks, and from the public schools of Luzerne County.

I like Mr. Turner, think this resolution would open the door to something that this House does not want, and if this investigation would go on and they found out certain things that the members from Lackawanna know, they might lose a million or so of appropriations for institutions, and I feel that every member here that represents a district, a city or a county, wants to get all the appropriations he can for his own institutions in his district.

As a member of the Committee on Appropriations for four terms I can say that we investigated these different institutions which we had a right to investigate, and we found the University of Pittsburgh one of the finest institutions that we ever had the pleasure of investigating and I found Dr. Bowman to be unquesionably a high type gentleman.

POINT OF ORDER

Mr. EBERHARTER. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny, Mr. Eberharter, will state his point of order.

Mr. EBERHARTER. Mr. Speaker, the gentleman is not confining himself to the resolution. The question before the House is not as to the character or ability of Dr. Bowman or any other member of the University faculty or Board of Trustees. The question is on the resolution.

The SPEAKER. The Chair has already ruled that neither Dr. Bowman nor any other instructor is on trial here and the Chair would like the speakers to confine themselves more closely to the resolution.

Mr. JONES. Mr. Speaker and members of the House, during the four investigations the Committee on Appropriations had on the University of Pittsburgh while I was a member, I want to show you why I think that the University of Pittsburgh is one of the most democratic institutions that we ever investigated. They have out there,—and the members from Pittsburgh will follow me up,—every nationality in Pittsburgh has the manhood and has the civic pride to dig down in their jeans and furnish a room in that magnificant Hall of Knowledge that you have out there, the Welsh, the Irish, the Italians, the Germans, have all contributed to make that thing the great big institution that it is.

I have an institution in my own district, some people call it sectarian. I have introduce a bill on behalf of that institution, and I do not want this legislature coming up there and telling me that they are not going to give that institution any state funds.

I am telling you that if this resolution is passed and if the Committee goes out there, and if I were a member of the faculty out there I would tell that committee to go to hell and I would tell them to stick that appropriation in the Susquehanna River.

Mr. FURMAN. Mr. Speaker, the motion that I am going to propose is submitted for two reasons, on account of the heavy calendar that we have, in order that the members might get home, and secondly to prevent further cases of laryngitis I now move the previous question.

The motion was seconded by Messrs. Schwab, Cannon, Walker, Coolahan, Stank, Harmuth, Falkenstein, McDermott, Powers, John E. Brown, Schrope, Hirsch, Zappala, Holstrom, Alexander, Kilroy, J. J. Baker, McHenry, Mooney, Sarraf, Scanlon and others.

On the question,

Shall the main question be now put?

It was agreed to.

On the question recurring,

Will the House adopt the resolution?

The yeas and nays were required by Mr. JONES and Mr. KANE.

Mr. EBERHARTER. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—94

Achterman,	Finnerty,	McCreary,	Ruffennach,
Alexander,	Fitch,	McDermott,	Sarraf,
Andrews,	Flanagan,	McElroy,	Scanlon,
Aukerman,	Flinchbaugh,	Melchiorre,	Schrope,
Baine,	Furman,	Moomaw,	Schwab,
Baker, J. J.,	Gates,	Mooney,	Shaw,
Bradley,	Gerard,	Moran,	Shepard,
Brancato,	Hagerty,	Moul,	Shugarts,
Brown, H. S.,	Haluska,	Murrin,	Siegel,
Brown, J. E.,	Hamilton, F. P.,	Nagel,	Smith, J. A.,
Brumbaugh,	Harkins,	O'Keefe,	Smith, W. G.,
Burke,	Harmuth,	Ominsky,	Stank,
Cannon,	Hart,	O'Neill,	Tronzo,
Caputo,	Hetrick,	Panton,	Tumelty,
Carson,	Hirsch,	Patterson, C.,	Van Sickle,
Chervenak,	Holstrom,	Patterson, J. W.,	Walker,
Coakley,	Hoopes,	Pearson,	Weiss,
Cohen,	Jackson,	Pfaff,	Welsh,
Coleman,	Kilroy,	Piole,	Westrick,
Decker,	Klingler,	Powers,	Wilson,
Dichl,	Kobelak,	Reising,	Yourishin,
Eberharter,	Long,	Rinn,	Zappala,
Eroe,	Lovett,	Robinson,	Sarig,
Falkenstein,	Lynch,		

NAYS—67

Altenburg,	Dilley,	McDevitt,	Sowers,
Arnold,	Downey, G. E.,	McKinney,	Stevens,
Atkins,	Duffort,	Mentzer,	Stewart,
Baldi,	Ferko,	Muir,	Sumney,
Bernhard,	Gillette,	Munley,	Surface,
Blumberg,	Green,	Nothnagle,	Terry,
Boose,	Habbyshaw,	Parks,	Trout,
Boyer,	Haberlen,	Peters,	Turner,
Brennan,	Hamilton, R. S.	Phillips,	Van Allsburg,
Brownfield,	Hartman,	Rhys,	Wall,
Carr,	Hefferon,	Roan,	Weidemann,
Castor,	Hermansen,	Schrock,	White,
Cochran,	Hindman,	Schwartz,	Wickersham
Cordier,	Jones,	Shortz,	Witkin,
Davies,	Kane,	Shreiner,	Wood,
Denning,	Kelso,	Sloan,	Woodside,
Dent,	Mason,	Snyder, F. E.,	

So the question was determined in the affirmative and the resolution was adopted

BIRTHDAY GREETINGS TO HON. JOHN H. DENT

Mr. NOTHNAGLE offered the following resolution which was twice read, considered and unanimously adopted:

In the House of Representatives, March 14, 1935.

Whereas, A matter that should have been taken up on Monday of importance to the major side of the House, but being held in sub-committee was not released until this morning, and

Whereas, The rockbound solidity of this section of the House withholds even a Dent, and

Whereas, We his friends, do not want to see opportunity pass to wish John Dent many happy returns on this his twenty-seventh birthday, therefore be it

Resolved, If the Minority side of the House concur, that we go on record wishing the baby Member a long and useful life in helping the law, and if he so decides at a later date to read the law.

LEAVE OF ABSENCE

Mr. Schrock asked and obtained leave of absence for Mr. FRANCIS T. BAKER.

The SPEAKER. The Chair requests the gentleman from Cambria, Mr. Andrews, to preside over the House.

MR. ANDREWS IN THE CHAIR.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1307, entitled:

An Act relating to labor, guaranteeing the right of self-organization without interference by employers, and of collective bargaining by representatives chosen by employes defining and prohibiting unfair labor practices; and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1267, entitled:

An Act to repeal the act approved the first day of June, one thousand nine hundred and fifteen (P. L. 665), entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1354, entitled:

An Act to amend the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engaged in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, share-holders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business, or both, and of affiliates of such corporations or persons, and of officers, directors, trustees, and employes of such corporations and persons.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 609, entitled:

An Act to further amend section seventeen of the act approved the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858), entitled "An act establishing a State employes retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," permitting the assignment of rights by members in certain cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1270, entitled:

An Act to amend section five hundred and thirty-four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by giving to certain former policyholders of mutual fire insurance companies the same rights as persons holding policies at the time of such mutual company becoming a stock company.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1061, entitled:

An Act requiring banks, trust companies, bank and trust companies, private bankers and building and loan associations to disclose the amount of deposits and investments of persons applying for or receiving unemployment relief under certain circumstances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1206, entitled:

An Act to fix the status of officers and employes of the Commonwealth while in training with the armed forces of the United States.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1268, entitled:

An Act to repeal the act approved the twenty-fourth day of June, one thousand eight hundred and ninety-five (P. L. 250), entitled "An act authorizing boroughs to redeem outstanding bonds, and for that purpose issue and sell new interest-bearing bonds, and to provide a fund for the redemption thereof."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 580, entitled:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 826, entitled:

An Act to amend section one of the act approved the seventeenth day of May, one thousand nine hundred and thirty-three (P. L. 804), entitled "An act to preserve the continuity of service of officers and enlisted men of the Pennsylvania National Guard who were mustered into the service of the United States during the World War and afterward were enlisted or commissioned in the said National Guard," making such continuity of service effective for qualification for service medals.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 179, entitled:

An Act to repeal section eight of the act approved the ninth day of June, one thousand nine hundred and thirty-one (P. L. 401), entitled "An act to amend the act approved the second day of May, one thousand nine hundred and twenty-nine (Pamphlet Laws, one thousand two hundred seventy-eight), entitled 'An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending, and consolidating the laws relating thereto,' by further regulating the affairs of such counties; imposing penalties for certain violations of said act, as amended; and repealing certain existing laws."

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 138, entitled:

An Act to amend section eight hundred and twenty-four of the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation; and providing for refunds," as added; requiring certain vehicles between sunset and sunrise to carry danger or caution signals and to display the same when the vehicle becomes disabled.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 869, entitled:

An Act requiring cities of the first class to allow members of the fire departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 224, entitled:

An Act requiring cities to allow members of the fire departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 464, entitled:

An Act to amend section eight hundred and twenty-four as added to the act approved the first day of May, one thousand nine hundred and twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of cer-

tain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures; fees, and miscellaneous receipts; making an appropriation; and providing for refunds," making certain changes in the danger or caution signals required of certain vehicles to carry.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1246, entitled:

An Act to amend section two hundred and four of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 623), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations, with fiduciary powers, and of banking corporations with or without fiduciary powers powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts" as amended; further regulating the establishment and maintenance of certain branch offices or agencies.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1266, entitled:

An Act to repeal the act approved the thirteenth day of May, one thousand nine hundred and twenty-seven (P. L. 992), entitled "An act prohibiting cities, boroughs, towns and townships to increase or diminish the salary, compensation or emoluments of elected officers after their election," heretofore repealed as to cities of the second class, cities of the third class, townships of the first class and townships of the second class, as far as the same relates to boroughs.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1269, entitled:

An Act to amend section eight hundred and four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by requiring policies of mutual insurance companies, other than mutual life companies, to show that the insured may become subject to assessment.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1163, (Senate Bill No. 153), entitled:

An Act to further amend section five hundred and thirty-one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing; for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1301, (Senate Bill No. 168), entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building and defining the duties of the said commission.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 132, as follows:

An Act prohibiting the employment of miners in the bituminous coal mines unless certificate after examination by a miners examining board providing for the appointment of such boards and defining their powers and duties and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That from and after the first day of April one thousand nine hundred and thirty-six no person shall be employed or engaged as a coal miner in any bituminous coal mine in this Commonwealth without first having obtained a certificate of competency and qualification so to do from a miner's examining board appointed under this act Provided however That any miner holding a certificate may have one person working with him and under his direction as an apprentice for the purpose of learning the business of mining

Section 2 The Secretary of Mines with the approval of the Governor shall appoint as many miners' examining

boards as may be deemed necessary not exceeding five in number each board to be composed of three practical and experienced miners who shall hold office at the pleasure of the appointing power

The boards first appointed shall have authority to issue to their respective members the certificates of competency required by this act without examination

The boards first appointed shall be so located by the Secretary of Mines as to meet the needs of the various regions in which bituminous coal is mined

Each miner's examining board shall organize by the selection of a chairman and a secretary All records reports books and papers of a board shall be kept by the secretary who shall also be furnished with a seal by the Department of Mines

Each member of a miner's examining board shall be entitled to compensation of ten dollars for each day of seven hours necessarily employed in the discharge of their duties which compensation shall be paid from appropriations made for such purposes

Th number of miners examining boards may be reduced in the discretion of the Secretary of Mines after the first day of March one thousand nine hundred and thirty-six when the miners now engaged in the bituminous coal region have been examined

Section 3 The several miners' examining boards shall hold examinations at such times and places prior to the thirty-first day of March one thousand nine hundred and thirty-six as the Secretary of Mines may designate and thereafter shall meet at least onc each month in each mine inspection district at such places as the Secretary of Mines may designate so that all persons in the State or who wish to come into the State to engage in coal mining may be examined as to their competency and qualifications Public notice of the time and place of examinations shall be given through the press or otherwise in the discretion of the board not less than seven days in advance of the date of examination

Each board shall keep an accurate record of its proceedings and meetings and in said record shall show a correct detailed account of the examination of each applicant with questions asked and their answers. Such records shall be open to public inspection

Section 4 Each applicant for examination shall pay to the minerss' examining board a fee of one dollar All fees collected by a miners' examining board shall be promptly transmitted to the Department of Mines and by it paid into the State Treasury through the Department of Revenue

Section 5 All examinations held by miners' examining boards shall be conducted in the English language and shall be of a practical nature so as to determine the competency and qualifications of the applicant to engage in the mining of bituminous coal A board shall examine under oath all applicants as to their previous experience in mines Each member of a board shall have power to administer oaths and any wilfully false statement made by an applicant under oath shall be deemed perjury Certificates granted by a board shall entitle the holder thereof to be employed as and to do the work of miners in the bituminous mines of this Commonwealth No certificate shall issue unless the applicant produces evidence of having had not less than two years' practical experience as a miner or with a miner A certificate shall not be granted unless the applicant appears in person before the board and answers orally intelligently and correctly at least twelve practical questions propounded to him

A certificate granted by a board shall not be transferable and a transfer shall be deemed a violation of this act

Certificates shall issue only at meetings of a board and shall be signed by at least two members of a board and sealed with the seal of the board

Section 6 No person shall after the first day of April one thousand nine hundred and thirty-six engage as a miner in any bituminous coal mine in this Commonwealth without first having obtained a certificate of competency and qualification as provided for in this act nor shall any person firm or corporation or his or its agent employ as a miner any person who does not hold such certificate Any person firm or corporation violating any of the provisions of this act shall upon conviction in a summary proceeding be sentenced to pay a fine of not less than twenty-five dollars nor more than one hundred dollars and in default of the payment of such fine and costs shall be imprisoned in the county jail for a period of ten days

Section 7 This act shall become effective on the first day of September one thousand nine hundred and thirty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 225, entitled:

An Act to amend section eight sections two hundred and twenty-five eight hundred and eight hundred and one as amended sections eight hundred and two and eight hundred and three and section one thousand and three as amended of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" authorizing county commissioners to loan money from the county funds to poor districts changing the conditions under which non-residents may acquire legal settlements in this Commonwealth providing that certain differences between poor districts may be settled by arbitration instead of petition to court and changing the procedure whereby poor directors become guardians of any person becoming a public charge

The first and second sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (Pamphlet Laws seven hundred sixty-two) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" is hereby amended to read as follows

Section 8 Act Supersedes and Prevails over Previous Enactments Found Inconsistent or Incompatible The provisions of this act shall supersede and prevail over any previous enactments ordinances regulations and rules general local and special found to be inconsistent or incompatible herewith

Section 2 Section two hundred and twenty-five of said act which was added by section one of the act approved the twelfth day of June one thousand nine hundred and thirty-one (Pamphlet Laws five hundred twenty-four) is hereby amended to read as follows

Section 225 Temporary Loans For the purpose of meeting unusual or unforseen demands for maintenance or support of the poor of the district and expeditures in the operation of the district arising therefrom the directors may borrow money and give temporary notes therefor Such temporary notes shall not be for a longer period than six months shall not bear interest at a higher rate than six per centum shall not be negotiated for less than par The amount of such temporary loans shall be included in the requisition of the directors of the poor and payment thereof shall be provided for by the county commissioners in the next annual tax levy

It shall be lawful for the county commissioners to loan to the directors such moneys from the General Fund of the county and to take the temporary notes of the directors therefor under the same conditions as any individual

corporation or partnership lending such moneys to the directors

The third section was read as follows:

Section 3 Section eight hundred of said act which was last amended by section one of the act approved the twenty-third day of May one thousand nine hundred and thirty-three (Pamphlet Laws nine hundred sixty-six) is hereby further amended to read as follows

Section 800 Legal and Quasi Settlements Liability for Support (1) Except as otherwise provided by subdivision (2) of this section questions relating to settlements shall be determined as follows

(a) A legitimate person is first settled in the poor district of birth unless the father shall then have a known settlement elsewhere in which case the first settlement of such person is in the district where the father was then settled

(b) An illegitimate person is first settled in the poor district of birth unless the mother shall then have a known settlement elsewhere in which case the first settlement of such person is in the district where the mother was then settled

(c) The settlement of a person in a poor district continues until a new one is acquired in this State or elsewhere A settlement is lost only by acquiring a new one

(d) Except as hereinafter otherwise provided every adult and every emancipated minor whether married or single legitimate or illegitimate may acquire a new settlement in any poor district of this Commonwealth by coming bona fide to establish a permanent abode therein and continuing to reside therein for one whole year of such person or minor is of sufficient mental ability to make a bargain and is not or does not become a public charge during said year

(e) The settlement of a married woman during converture follows that of her husband and continues after his death in the district where he was last settled but she may thereafter acquire a new settlement for herself If the husband has no known settlement then she is settled whether he be living or dead in the district where she was last settled The settlement of a woman after divorce absolute or from bed and board or desertion by the husband or withdrawal by the wife from cohabitation with the husband on account of his cruelty inebriety or lack of support continues in the district where the husband was last settled but she may acquire a new settlement for herself

(f) A minor whether legitimate or illegitimate cannot be emancipated before age sixteen and becomes emancipated absolutely at age twenty-one if then of sufficient mental ability to make a bargain After age sixteen and before age twenty-one a minor of sufficient mental ability to make a bargain may become emancipated by his own acts or the acts of the parent stepfather or stepmother having had the custody When a person is emancipated he or she is capable of establishing a new settlement

(g) A minor whether legitimate or illegitimate who is so mentally deficient as to be unable to make a bargain cannot be emancipated after age sixteen and such a person does not become emancipated at age twenty-one and so long thereafter as said mental condition continues The settlement of such a person shall at all times during mental disability be ascertained as provided in clauses (h) and (i) of this section for the settlement of minors not emancipated

(h) Before emancipation the settlement of a legitimate minor is and remains that of the father unless

(1) The father is dead and the mother acquires a new settlement in which case it follows that of the mother or

(2) The father deserts his family in which case it follows that of the mother or

(3) The mother withdraws from cohabitation with the husband on account of his cruelty inebriety or lack of support in which case it follows that of the parent having the custody or

(4) The parents are divorced either absolutely or from bed and board in which case it follows that of the parent having the exclusive custody but where custody is divided between the parents the settlement remains that the father or

(5) Both parents are dead and the minor is in the custody of a stepfather or stepmother in which case it follows that of the stepfather or stepmother having the custody

(i) Before emancipation the settlement of an illegitimate minor at all times follows that of the mother and in case of her death before emancipation of such minor continues in the poor district in which she was last settled until such person established a new settlement after emancipation

(j) If a person has no known settlement in this Commonwealth and cannot for any reason whatever be removed into the state or country where settled he shall have a quasi settlement in the poor district where he or she becomes a public charge which district shall be liable for his or her support

(k) If a person becomes a public charge in a poor district other than the one in which settled such district shall be liable for support until the district of settlement is discovered and removal to such district takes place but the poor district of settlement shall be liable to the district in which the person became a charge for the amount of relief advanced costs and the expenses of removal

(2) When a person enters this Commonwealth from any other state the same length of residence and the same conditions and requirements perquisite to acquiring a legal settlement in any poor district in this Commonwealth shall prevail against such person as the state from which he came shall by law impose upon persons entering such state from this Commonwealth

On the question,

Will the House agree to the section?

Mr. COHEN. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 3, page 4, line 15, by striking out the word "of" and insert in lieu thereof "if."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The fourth, fifth, sixth, seventh and eighth sections and title were separately read and agreed to as follows:

Section 4 Section eight hundred and one of said act which was amended by section two of the act approved the twenty-third day of May one thousand nine hundred and thirty-three (Pamphlet Laws nine hundred sixty-six) is hereby further amended to read as follows

Section 801 Order of Removal In case any person shall have no settlement in the district wherein he has become or is likely to become a public charge it shall be the duty of the directors as soon as may be to notify the directors of the district of his settlement of the facts If the directors so notified refuse or neglect to receive him or to make arrangements for his proper support and maintenance and to pay the amount of relief advanced the directors furnishing such relief may unless the question is settled by arbitration as hereinafter provided apply to the court of quarter sessions of their county or to any judge thereof by petition asking for a citation to the directors so refusing or neglecting requiring them to appear before such court at a time specified therein and show cause why an order should not issue for the removal of such person into their district The said court shall proceed to hear and determine the cause upon its merits and their decree shall be final unless an appeal therefrom be taken within thirty days

The citation herein provided for accompanied by a copy of the petition shall be served by the sheriff of the county who may for that purpose deputize the sheriff of the county of the respondent upon one or more of the di-

rectors named therein or with the approval of the court service may be had by sending such copy by registered mail and shall be served or mailed at least ten days before the day fixed for such hearing Provided That upon the hearing and argument before said court of quarter sessions of said citation for an order of removal of paupers from one district to another it shall be lawful for either of the parties to the issue to except to any decision of the court upon any point of evidence or law which exception shall be noted by the court and filed of record as in civil cases and an appeal to an appellate court may be taken by either party from the judgment or decree of the court with like effect as in civil cases

In any case arising under this section wherein there is a controversy between the directors of different poor districts over the question of whether or not a person shall be removed from the one district to the other such question may be decided by arbitration if the directors of both districts consent In such cases the directors from each district shall appoint one arbitrator who shall thereupon agree upon a third person to act with them The said three arbitrators shall proceed to hear and determine the cause upon its merits and their decicion which shall be final shall be recorded in the office of the clerk of the court of quarter sessions of the county containing the poor district from which the directors thereof seek an order of removal

The decision of such arbitrators when filed as above provided shall have the same force and effect as a judgment of the court

Section 5 Section eight hundred and two of said act is hereby amended to read as follows

Section 802 Liability for Costs In case an order of removal is granted by any court of quarter sessions or by any arbitrators under the provisions of this act [the court in the same] such order shall require the directors of the district of settlement to pay the petitioners or the directors seeking such removal the cost of the proceedings the expense of removing and the proper charges for the relief of the poor person from the date of the notice first above provided for all of which expense cost and charges shall be ascertained and allowed by the court or arbitrators If an order of removal is refused the cost of the proceeding shall be paid by the directors petitioning [therefor] or seeking such removal

Section 6 Section eight hundred and three of said act is hereby amended to read as follows

Section 803 Jurisdiction of Quarter Sessions The court of quarter sessions shall have full and complete authority and jurisdiction to enforce by appropriate methods its orders or directions and the orders and directions of any arbitrators made in any such proceeding

Section 7 Section one thousand and three of said act which was amended by section one of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (Pamphlet Laws four hundred seven) is hereby further amended to read as follows

Section 1003 Guardianship of Pauper [When any person shall become a public charge the directors may make application by petition to the court of common pleas where such person is of full age or to the orphans' court where such person is a minor for a citation upon such person to show cause why the said directors shall not become the legal custodians of all the property real personal and mixed of such person Such petition shall set forth the fact of chargeability and shall have attached thereto an inventory of all property real personal and mixed which may be owned by such poor person or to which the directors may believe the said poor person to be entitled Whereupon the proper court shall fix a day when the matter shall be determined and due notice thereof shall be served upon the said person

On the day fixed the proper court may after due hearing in open court make an order constituting the directors guardians of the person and estate of such poor person [whether all of such estate be enumerated in the] [inventory or not] When any person shall become a public charge whether or not such person is an inmate of an institution the directors may file a certificate setting forth the fact of chargeability in the office of the prothonotary of the court of common pleas of such county where such person is of full age or in the office of the clerk of the orphans' court of such county where such person is a minor and attach thereto an inventory of all property real personal and mixed which may be owned by such poor person or to which the directors may believe the said poor person to be entitled and thereupon the said directors shall be and become to all intents and purposes guardian of the person and estate of such poor person (whether all of such estate be enumerated in the inventory or not) with all the rights at law now enjoyed by guardians of the persons and estates of adults or minor children The prothonotary shall index the filing of such certificate [the record of such proceedings and order] in the name of such poor person in the adsectum equity index and the clerk of the orphans' court shall index such certificate [record] filed in his office in the orphans' court index which indexing in either office shall be regarded as notice to the world of such facts No poor person in such case shall be discharged from such guardianship and his property shall not be released therefrom until he has made application to the proper court by petition for a citation upon the directors and after service thereof has fully satisfied the court that he has become able and willing to resume control of his own person and estate and that the said district has been fully reimbursed for the expense of his maintenance or that all of his estate has been applied thereon The cost of such proceedings shall be paid by the petitioner unless otherwise ordered by the court Provided That nothing herein shall prejudice the right of an innocent purchaser for value of any personal property of said pauper

Section 8 The provisions of this act shall become effective immediately upon final enactment

An Act to amend section eight sections two hundred and twenty-five eight hundred and eight hundred and one as amended sections eight hundred and two and eight hundred and three and section one thousand and three as amended of the act approved the fourteenth day of May one thousand nine hundred and twenty-five (P. L. 762) entitled "An act concerning poor relief and the creation and government of poor districts and the administration of the same in all counties of the Commonwealth except in counties of the first and second class and revising amending consolidating and changing the law relating thereto" authorizing county commissioners to loan money from the county funds to poor districts changing the conditions under which non-residents may acquire legal settlements in this Commonwealth providing that certain differences between poor districts may be settled by arbitration instead of petition to court and changing the procedure whereby poor directors become guardians of any person becoming a public charge

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 501, as follow:

An Act authorizing the Department of Highways to build construct and maintain sidewalks along State highways in townships of the second class for the protection of public school pupils requiring townships of the second class to contribute to the cost of such building and construction and appropriating moneys from the Motor License Fund

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Department of Highways is hereby empowered to build construct and maintain a sidewalk along any State highway not located in built up sections in any township of the second class where such sidewalk is deemed necessary for the protection of pupils attending any public school or high school Any such

sidewalk shall be constructed within the lines of such State highway No such highway shall be constructed by the Department of Highways unless or until the township or townships affected shall have agreed with the Department to pay one-half of the cost of the building and construction of said highway Any such sidewalk shall be built constructed and maintained by the Department of Highways in the same manner as State highways and any moneys in the Motor License Fund shall be available for the building construction and maintenance of such sidewalk and for such purposes are hereby appropriated

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 180, as follows:

An Act to provide for wash rooms in connection with certain employments to protect the health of employes and secure their comfort

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every owner or operator of a coal mine steel mill foundry machine shop or other like business or industry in which employes become covered with grease smoke dust grime and prespiration to such extent that to remain in such condition after leaving their work without washing and cleansing their bodies and changing their clothing will endanger their health and make their condition offensive to the public shall provide and maintain a suitable and sanitary wash room in a convenient place in or adjacent to such mine mill foundry shop or other place of employment for the use of the employes

Section 2 Any such wash rooms shall be so arranged that employes may change their clothing therein and shall be sufficient for the number of employes regularly engaged in such employment shall be provided with lockers or hangers in which employes may keep their clothing shall be provided with hot and cold water and sufficient number of showers for the use of employes who regularly use said wash rooms and during cold weather shall be sufficiently heated

Section 3 The Department of Labor and Industry shall be required to inspect mines mills foundries shops and other places of employment required to furnish wash rooms in accordance with this act and report to the owner or operator any unsanitary or physical conditions which need correction and make recommendations as to such improvements and changes as may appear necessary to comply with the provisions of this act

Section 4 Any owner or operator who shall fail or refuse to comply with the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine of not less than one hundred dollars ($100) nor more than five hundred dollars ($500)

Section 5 This act shall become effective October first one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1023, as follows:

An Act prohibiting the sale and distribution of medicines drugs poisons and articles intended for use in the cure mitigation treatment or prevention of disease in man or animal by means of vending machines

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any person firm copartnership association or corporation who shall offer for sale or sell or distribute any medicine drug poison or article intended for external or internal use in the cure mitigation treatment or prevention of disease in man or animals through or by means of any vending machine or other mechanical device or who shall use any vending machine in or for the sale or distribution of any medicine drug poison or article intended for external or internal use in the cure mitigation treatment or prevention of disease in man or animals shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than fifty dollars ($50.00) nor more than five hundred dollars ($500.00)

The term "drug" as used in this act shall mean all medicinal substances and preparations recognized in the United States Pharmacopoeia and National Formulary or any supplements thereto and all substances and preparations intended for external or internal use in the cure mitigation treatment or prevention of disease in man or animals and all substances and preparations other than food but including medicinal or quasi-medicinal preparations such as those sold or produced primarily for their vitamin content intended to affect the structure or any function of the body of man or animals

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 902, as follows:

An Act making a deficiency appropriation to the Department of Military Affairs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated to the Department of Military Affairs for the deficiency in the appropriation for the two fiscal years ending the thirty-first day of May one thousand nine hundred and thirty-five covering the maintenance and education of children of soldiers sailors marines female field clerks yeomanettes or members of the enlisted nurse corps of the United States who were killed in action or died from other cause during the World War between the sixth day of April one thousand nine hundred and seventeen and the second day of July one thousand nine hundred and twenty-one Payments not to exceed the sum of two hundred dollars ($200) per school year per child shall be made to any State or State-aided educational or training institution of a secondary or college grade or other institution of higher education within this Commonwealth upon the submission by such institutions of proofs that bills have been incurred or contracted for matriculation fees and other necessary fees tuition board room rent books and supplies for such children in a definite amount for the current school year Such proof shall be submitted to the State Veterans' Commission which shall attach the same to the requisitions prepared for payments out of the appropriation made by this act

Section 2 This act shall become effective immediately upon is final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 977, entitled:

An Act to amend section three of the act approved the third day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand five hundred twenty) entitled "An act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to and expenditure in the various political subdivisions of the Commonwealth for the maintenance of certain streets and roads during the calendar years one thousand nine hundred and thirty-four and one thousand nine hundred and thirty-five and requiring political subdivisions to reduce their tax rates for road and street purposes for said years providing for certification of mileage of public roads and streets by municipal authorities to the Department of Highways and prviding for the use and maintenance of road building machinery and equipment belonging to such political subdivisions by the Department of Highways in carrying out the purposes of this act" providing for the allocation of the unexpended appropriation among townships of the second class and the expenditure of such appropriation by such townships

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section three of the act approved the third day of June one thousand nine hundred and thirty-three (Pamphlet Laws one thousand five hundred twenty) entitled "An act making an appropriation out of the Motor License Fund to the Department of Highways for allocation to and expenditure in the various political subdivisions of the Commonwealth for the maintenance of certain streets and roads during the calendar years one thousand nine hundred and thirty-four and one thousand nine hundred and thirty-five and requiring political subdivisions to reduce their tax rates for road and street purposes for said years providing for certification of mileage of public roads and streets by municipal authorities to the Department of Highways and providing for the use and maintenance of road building machinery and equipment belonging to such political subdivisions by the Department of Highways in carrying out the purposes of this act" is hereby amended to read as follows

Section 3 Of the amount appropriated to the Department of Highways for use upon the streets and roads in cities of the third class boroughs incorporated towns and townships of the first class there shall be expended or allocated by the Department of Highways in or to each of such political subdivisions at the option of the proper authorities of each subdivision expressed in writing to the Department of Highways for the repair and maintenance of streets and roads therein not repaired and maintained by the Department of Highways under the provisions of any other law such proportion of the total amount hereinbefore provided for use in the political subdivisions of which it is a class as the miles of streets or roads under its jurisdiction within its municipal limits and not maintained by the Department of Highways under the provisions of any other law bears to the total number of miles of such streets or roads within the municpal limits of all the political subdivisions of which it is a class as above provided

[Of the] The amount appropriated to the Department of Highways for use upon streets and roads in townships of the second class [there] shall be [expended] allocated by the Department of Highways [in each of] among such townships for the construction repair and maintenance of streets and roads therein not repaired and maintained by the Department of Highways under the provisions of any other law [such proportion of the total amount hereinbefore provided for use in townships of the second class as the miles of streets or roads under its jurisdiction within its municipal limits and not maintained by the Department of Highways under the provisions of any other law bears to the total number of miles of such streets or roads within the municipal limits of all townships of] [the second class] as follows Fifty per centum of the total amount unexpended shall be allocated as the miles of roads and streets under the jurisdiction and within the limits of a township of the second class bears to the total number of roads and streets under the jurisdiction of and within the limits of all the said townships of the second class and the remaining fifty per centum shall be allocated as the population of a township of the second class bears to the total population of all townships of the second class as ascertained by reference to the last preceding decennial census of the United States

The first section was read as follows:

On the question,

Will the House agree to the section?

BILL RECOMMITTED

Mr. SHUGARTS. Mr. Speaker, I move that this bill be recommitted to the Committee on Highways for the purpose of a public hearing and amendment.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 357, as follows:

An Act to amend clause (b) of section eight hundred and one of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates alderman justices of the peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by requiring front registration plates to be illuminated

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That clause (b) of section eight hundred and one of the act approved the first day of May one thousand nine hundred and twenty-nine (P. L. 905) entitled "An act for the protection of the public safety regulating the use of highways and the operation of vehicles tractors street cars trackless trolley omnibuses bicycles pedestrians and the riding of animals upon the highways of this Commonwealth providing for the titling including liens encumbrances and legal claims registration of certain vehicles and licensing the operators thereof upon payment of prescribed fees prescribing and limiting the powers of local authorities to deal with the subject matter of this act conferring powers and imposing duties upon the Department of Revenue the Department of Highways peace officers mayors burgesses magistrates alderman justices of peace the courts and the clerks thereof owners of vehicles and garage keepers providing that records are admissible as evidence imposing upon owners counties cities boroughs incorporated towns townships within the Commonwealth liability for damages caused by the negligent operation of their motor vehicles imposing penalties imposing certain costs upon counties providing for the disposition of fines forfeitures fees and miscellaneous receipts making an appropriation and providing for refunds" as amended by

the act approved the twenty-second day of June one thousand nine hundred and thirty-one (P. L. 751) is hereby further amended to read as follows

(b) Head Lamps on Motor Vehicles and Illumination of Front Registration Plates Every motor vehicle other than a mortotcycle or bicycle with motor attached shall be equipped with two (2) head lamps and no less at the front of and on opposite sides of the motor vehicle [which] The head lamps or either one of them or an auxiliary lamp shall be so constructed and placed that the registration plate carried at the front of such vehicle shall be so illuminated by a white light as to be read under normal atmospheric conditions at a distance of fifty feet to the front of such vehicle Such head lamps shall comply with the requirements and limitations set forth in this act and except as to acetylene head lamps shall be of a type which at the time of their use are approved by the secretary

Section 2 This act shall become effective January first one thousand nine hundred and thirty-six

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1022, as follows:

An Act to amend sections seven hundred and two seven hundred and three and seven hundred and four of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animals and amending revising consolidating and changing the law relating thereto" as amended by prohibiting the trapping of raccoons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seven hundred and two of the act approved the twenty-fourth day of May one thousand nine hundred and twenty-three (Pamphlet Laws three hundred fifty-nine) entitled "An act concerning game and other wild birds and wild animalls and amending revising consolidating and changing the law relating thereto" which was amended by section one of the act approved the eighth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand six hundred fifty-six) is hereby further amended to read as follows

Section 702 Hunting on Sunday and at Night It is unlawful for any person to hunt for or shoot at or chase or catch or kill or attempt to shoot at or chase or catch or kill with or without dogs any game upon the first day of the week commonly called Sunday or to hunt for or shoot at or catch or kill or attempt to hunt for or shoot at or catch or kill any game between one-half hour after sunset of one day and one-half hour before sunrise eastern standard time of the day following except that wild turkeys and ruffed grouse shall be hunted for and killed only between sunrise and sunset and that raccoons shall be hunted for and killed only between one hour before sunset and one hour after sunrise [except raccoons taken in traps]

An person violating any of the provisions of this section shall be liable to the fine hereinafter provided

Section 2 That section seven hundred and three of said act as amended by section two of the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred fifty-five) is hereby further amended to read as follows

Section 703 Lawful methods of Hunting It is lawful to hunt for or catch or take or wound or kill game of any kind only through the use of a gun pistol revolver or bow and arrow of a kind the use of which is not hereinafter prohibited except

(a) [That raccoons may be killed or captured in any manner if complying with the provisions of this act when using traps except that unless as a protection to property as hereinafter provided such animals may not be taken through the use of automatic firearms or poisons or explosives or chemicals or by smoking out or digging out dens or houses or cutting den trees

(b)] That blinds and decoys in number as provided in this act may be used in hunting wild water fowls

[(c)] (b) That residents under the age of fourteen years may take rabbits not exceeding the bag limits provided by this act through the use of box-traps not exceeding four in number during the open season upon the lands whereon such persons reside if visited at least once every thirty-six hours Provided That such traps shall be marked with the name and address of the owner

[(d)] (c) That it is lawful to use steel traps with a spread of jaws not exceeding six an done-half inches provided the trap does not have teeth on the jaws and it is lawful to use a deadfall with an opening not exceeding six and one-half inches in height and six and one-half inches in width if a metallic plate or tag is attached to each trap or chain or deadfall bearing in plain English the name and address of the owner for the purpose of taking vermin so long as such traps or deadfalls are not set where rabbits or other game may be caught and such traps or deadfalls are visited at least once every thirty-six hours unless prevented by sickness or storm and at the end of the trapping season all traps are sprung or removed and

[(e)] (d) In any manner for scientific purpose pursuant to a license issued by the board

Section 3 That section seven hundred and four of said act as amended by section one of the act approved the ninth day of June one thousand nine hundred and thirty-one (Pamphlet Laws four hundred fifty-five) is hereby further amended to read as follows

Section 704 Unlawful Methods of Hunting

(a) Unlawful Methods and Devices

It is unlawful for any person to shoot at or to shoot for game unless the same is plainly visible to him or to dig cut or smoke live game out of its den or place of refuge

It is unlawful to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound game of any kind through the use of what is commonly known as an automatic gun or an automatic firearm of any kind or a swivel gun or an air-rifle or the apparatus known as a silencer or from an automobile or vehicle or boat or craft of any kind propelled by any mechanical power or to set lay or prepare for use or to use any trap snare net birdline deerlick pitfall turkey blind turkey call or turkey pen or to make use of or to take advantage of any artificial light battery or other contrivance or device or to make use of any method or device not specifically permitted by this act for the purpose of catching or taking or wounding or killing game

[It is unlawfull to hunt for or catch or take or kill or wound or attempt to catch or take or kill or wound raccoons except in the manner provided in the preceeding section]

(b) Unlawful Manner of Hunting Elk Deer or Bear

It is unlawful to kill or attempt to kill any elk or deer or bear except through the use of a gun propelling one all-lead alloy or soft-nosed or expanding bullet or ball at a single discharge or through the use of a bow and arrow or to take an elk in any manner except through the method known as still hunting

(c) Unlawful to Kill Elk or Deer in Water

It is unlawful for any person at any time to shoot at or kill or wound or capture or attempt to kill or wound or capture either an elk or a deer while taking refuge in or swimming through the waters of any of the streams ponds or lakes

(d) Use of Dogs in Hunting Deer Elk Wild Turkey

It is unlawful for any person to make use of a dog in hunting elk or deer or wild turkey and every person who takes a dog into the woods or who has possession or control of a dog in the woods and every person in a camp which has a dog in their possession or control or in which a dog is harbored shall be liable to the fines prescribed in this article for the unlawful chasing or killing of elk or deer or wild turkey as the case may be if such dog within a radius of ten miles from said camp or

from any point where such dog has been accompanied by such person or persons runs after pursues or follows upon the track of any elk or deer for a distance of one-half mile or does pursue or scatter wild turkeys

(e) Hunting with Ferrets

Except as otherwise provided in this act it is unlawful for any person to hunt for or catch or kill or cause or permit the hunting of hares or rabbits with or through the use of a ferret The fact that any person shall place a ferret in any hole or opening outside of buildings in which a rabbit might be found or shall be caught in the act of using a ferret in taking hares or rabbits or shall have a ferret in possession or under control in either the fields or forests or any vehicle upon the highways or on railroad or railway cars shall render such person liable to the penalty prescribed in this article Any ferret found running at large or found in the possesion or under the control of a person not possessed of a ferret license or of a person convicted of violating any provision of this act shal be forfeited to the Commonwealth and shall be immediately killed by the officer or citizen into whose hands such animal may come

(f) Unlawful Crafts and Vehicles

It is unlawful to hunt for or pursue or to follow after with intent to kill game of any kind from or with or through the use of any boat or craft propelled by any means other than oars or pole or handpaddle Any person using a craft or boat for such purposes contrary to this section or the captain or owner or other person in charge of such boat or craft who shall allow or knowingly permit the same to be used contrary to this section shall be liable to the fines provided for in this article

It shall be unlawful to hunt for or pursue or to follow game of any kind with any vehicle or to use any vehicle or its lights or equipment for the killing wounding or catching of game of any kind or to use any vehicle for the transportation of game illegally killed

(g) Hunting with Decoys

It is unlawful for any person or for any number of persons acting together to place in any of the waters of this Commonwealth for the purpose of attracting wild waterfowl more than thirty-six specimens of artificially prepared wooden ducks or ducks of any character commonly used as decoys or to shoot over or attempt to control more than thirty-six such decoys so placed as to cover not exceeding one-fourth of a mile upon any stream or lake

It is unlawful for any person or for any number of persons acting together to use decoys unless each specimen is marked with a metallic plate or tag giving in plain English the name and address of the owner or owners or to have such decoys in the water more than thirty-six hours without removing them for at least twelve hours before replacing in the water

And said bill having been read at length the second time, and agreed to,

Ordered, to be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1092, as follows:

An Act to amend section one of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 409) entitled "An act authorizing the Secretary of Highways to join two or more State highway routes by the construction of connecting roads under certain conditions and providing for the payment of damages for land taken in the construction of such connecting roads" extending the permissive length of roads affected by the act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the twenty-seventh day of April one thousand nine hundred and twenty-seven (P. L. 409) entitled "An act authorizing the Secretary of Highways to join two or more State highway routes by the construction of connecting roads under certain conditions and providing for the payment of damages for land taken in the construction of such connecting roads" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the Secretary of Highways is hereby authorized to join two or more State highway routes by a connecting road whenever the building of such connecting road would lessen the distance between two points on separate routes or provide a better alignment or grade Provided however that no connecting road constructed under the provisions of this act shall be more than [one mile] two miles in length

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1300 (Senate Bill No. 149), entitled:

An Act authorizing the selection of two additional jurors in civil and criminal cases to take the place of any juror or jurors becoming incapacitated.

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 925, as follows:

An Act to provide revenue for State and county purposes and in cities coextensive with counties for State and city and county purposes imposing taxes upon certain classes of personal property providing for the assessment collection and lien of the same and the distribution of the proceeds thereof imposing duties on executors administrators registers of wills recorders of deeds prothonotaries and court clerks and on persons copartnerships associations banks national banks trust companies and other corporations receiving deposits of money and on certain corporations and limited partnerships conferring powers and imposing duties on certain State officers and departments imposing penalties and making an appropriation

Section 1 Short Title Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be cited as the "Personal Property Tax Act"

Section 2 Definitions The following words terms and phrases when used in this act shall have the meanings ascribed to them in this section except where the context clearly indicates a different meaning

"Department" The Department of Revenue of this Commonwealth

"Resident" A Person copartnership or unincorporated association or company resident located or liable to taxation within this Commonwealth or a joint-stock company or association limited partnership bank or corporation formed created or incorporated by under or in pursuance of any law of this Commonwealth or of the United States or of any other state or government and liable to taxation within this Commonwealth

The singular shall include the plural and the masculine shall include the feminine and the neuter Section headings shall not be deemed or construed to limit the text of the sections of this act

Section 3 Tax on Mortgages Judgments Et Cetera Imposition and Rate of Tax Exceptions All personal property of the classes hereinafter enumerated owned held or possessed by any resident whether such personal property be owned held or possessed by such resident in his own right or as active trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company joint-stock company or association limited partnership bank or corporation is hereby made taxable annually for State and county purposes and in cities coextensive with counties for State and city and county purposes at the rate of six mills on each dollar of the value thereof as of a date to be fixed annually in the manner provided in section five of this act and no failure to assess or return the same shall discharge such owner or holder thereof from liability therefor that is to say

All mortgages all moneys owing by solvent debtors whether by promissory note or penal or single bill bond or judgment all articles of agreement and accounts bearing interest all public loans whatsoever except those issued by this Commonwealth or the United States and those made taxable for State purposes by section twenty hereof all loans issued by any corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government including car-trust securities and loans secured by bonds or any other form of certificate or evidence of indebtedness whether the interest be included in the principal of the obligation or payable by the terms thereof except such loans as are made taxable for State purposes by section twenty hereof all shares of stock in any bank corporation association company or limited partnership created or formed under the laws of this Commonwealth or of the United States or of any other state or government except shares of stock in any bank that may be liable to a tax on its shares for State purposes under the laws of this Commonwealth or relieved from the payment of tax on its shares for State purposes by the laws of this Commonwealth and except shares of stock in any corporation or limited partnership that may be liable to a franchise tax or a tax on its capital stock for State purposes under the laws of this Commonwealth or relieved from the payment of a franchise tax or a tax on its capital stock for State purposes by the laws of this Commonwealth to the extent of such a proportionate part of their value as the capital stock of such corporation or limited partnership employed within this Commonwealth and liable to a tax on capital stock or used as the taxable value in computing a franchise tax for State purposes or which is relieved from the payment of a franchise tax or a tax on capital stock for State purposes bears to the total capital stock of such corporation or limited partnership all moneys loaned or invested in other states territories the District of Columbia or foreign countries all other moneyed capital in the hands of individual citizens of the State all stages omnibuses hacks cabs and other vehicles used in transporting passengers for hire except steam and street passenger railway cars owned or used or possessed within this Commonwealth by any person or persons or by any corporate body or bodies all annuities yielding annually over two hundred dollars ($200.00) Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company nor to interest-bearing accounts in any bank or banking institution savings institution or trust company And provided That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said six mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said six mills tax on any of the said securities bonds or other evidences of indebtedness as may be held owned by or owing to the said institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to a franchise tax or a tax on capital stock for State purposes shall not be required to make any report or pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall return and pay the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for State and county purposes and in cities coextensive with counties for State and city and county purposes shall be taxed or taxable for any local purpose under the laws of this Commonwealth

Section 4 Returns (a) For the purpose of ascertaining the amount of tax payable under the third section of this act it shall be the duty of every resident liable to pay such tax on or before the fifteenth day of March of each year to transmit to the department upon a form prescribed prepared and furnished by the department a return under oath or affirmation of

(1) All the different classes of property made taxable by the third section of this act held owned or possessed by such resident as of the date fixed annually in the manner provided in section five of this act either in his own right or as trustee agent attorney-in-fact or in any other capacity for the use benefit or advantage of any other person copartnership unincorporated association company limited partnership joint-stock association or corporation

(2) The amount of interest dividends or other income derived from such property at any time during the preceding calendar year and

(3) Such other information as may be required by the department concerning such property

The failure of any taxable resident to receive or procure a return form shall not excuse him from making a return

(b) The return so made shall be sworn or affirmed to by the person making the same if an indivdual and in the case of copartnerships unincorporated associations and joint-stock associations and companies by some member thereof and in the case of limited partnerships and corporations by the president chairman or treasurer thereof

(c) Any agent duly authorized by the department is hereby authorized to administer the oath or affirmation to any person or officer making the return prescribed by this section for the taking of which oath or affirmation no change shall be made Any such agent who shall make any charge for administering such oath or affirmation shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00) or to undergo imprisonment not exceeding one (1) year either or both in the discretion of the court

Section 5 Listing Date The department shall on or before the first day of February one thousand nine hundred thirty-six and annually thereafter fix a day as of which the property made taxable by the third section of this act shall be listed and assessed The day so fixed shall be between the first and the fifteenth days of the immediately preceding month of January both inclusive and the day so fixed shall be printed or stamped on the forms for making returns of all such property if through inadvertence mistake or otherwise the department fails to designate or fix such date or if such date does not appear on the form for making return of such property the date as of which such property shall be listed and assessed shall be the immediately preceding first day of January

Section 6 Original Assessment Notice The department shall originally assess the tax imposed by the third section of this act on the basis of the return duly made Promptly after the date of such original assessment the department shall give or send by mail or otherwise a notice thereof to the taxpayer If the taxpayer is dissatisfied with the original assessment so made he may petition for a reassessment in the manner hereinafter provided

Section 7 Estimated Assessment Notice If any resident liable for or believed by the department to be liable for the tax imposed by the third section of this act shall fail or refuse to file a return in the manner and within the time prescribed by this act the department shall make an estimated assessment against him The department shall promptly thereafter give or send by mail or otherwise notice of such estimated assessment to such resident At any time within thirty (30) days after notice of such estimated assessment is so given or sent such resident may file a return under oath or affirmation with the department and if the department is satisfied that such return is correct and includes all property made taxable by the third section of this act or that such resident owned held or possessed no such taxable property it shall assess the tax if any on the basis of the return so made together with a penalty of ten per centum of the gross amount of taxable property returned with interest thereon at the rate of six per centum per annum from the time such property should have been returned to the date of assessment and shall cancel the estimated assessment Any resident against whom an estimated assessment is made who shall fail or refuse to file a return in the manner and within the time provided in this section shall have no right to appeal therefrom or to petition for a reassessment and in any suit for the collection of a tax so assessed shall not be permitted to set up as a defense that he owned held or possessed no property made taxable by the third section of this act or any other matter of defense whatsoever If a return is filed before an estimated assessment is made but not within the time required by this act a penalty of ten per centum shall be added to the amount of property so returned and the tax assessed on the basis thereof with interest at the rate of six per centum per annum from the time such property should have been returned to the date of assessment

Section 8 Additional Assessment Notice If any taxable resident shall fail to include in any return all of his property made taxable by the third section of this act the department shall make an additional assessment against such resident of the amount of such omitted property together with a penalty of ten per centum of such amount and interest thereon at the rate of six per centum per annum from the time such property should have been returned to the date of assessment Promptly thereafter the department shall give or send by mail or otherwise notice thereof to such resident If such resident is dissatisfied with the additional assessment so made he may petition for a reassessment in the manner hereinafter provided

Section 9 Assessments Made at any Time within Five Years An additional assessment or estimated assessment as heretofore provided may be made by the department at any time within five (5) years after any property owned held or assessed or alleged to have been so owned held or possessed by any resident should have been returned by him for taxation notwithstanding he shall have paid a tax assessed on the basis of returns previously made or filed and notwithstanding the department shall have made previous additional or estimated assessments against such resident In any such case no credit shall be given for any penalty formerly assessed and paid

Section 10 Petition for Reassessment Appeal (a) Any resident against whom any original assessment or additional assessment is made may petition the department for a reassessment Notice of an intention to file such a petition or to appear and be heard shall be given to the department prior to the time the amount becomes due and payable to wit within ten (10) days after notice of such original assessment or additional assessment is given or sent by the department to the taxpayer as provided in this act The department shall hold such hearings in each county as may be necessary to hear and determine petitions for reassessment at such places and at such times as may be determined by rules and regulations of the department and each petitioner who has duly notified the department of an intention to file a petition for reassessment or to appear and be heard shall be notified by the department of the time when and the place where such hearings shall be held All such petitions shall set forth specifically and in detail the grounds upon which it is claimed the original or additional assessment is erroneous or unlawful and shall be accompanied by an affidavit under oath or affirmation certifying to the correctness of the facts stated therein If no petition for reassessment is filed with the department the petitioner may in lieu thereof appear at the hearing and present his petition orally in which event all testimony or statements of facts shall be made under oath or affirmation

(b) If such petitioner is dissatisfied with the action of the department on his petition for reassessment or if any resident against whom an estimated assessment is made and who has duly thereafter made a return as heretofore provided is dissatisfied with the refusal of the department to assess the tax on the basis of the return so made and to cancel the estimated assessment he shall have the right to appeal to the court of common pleas of the proper county at any time within thirty (30) days after notice of such action or refusal is given to him by the department If any resident shall fail to give due notice of an intention to petition for a reassessment and to file a petition for reassessment or to appear and be heard after due notice of his intention to do so or to appeal to the court of common pleas within the time and in the manner herein set forth the right to do so shall be forever barred and any such resident so failing shall not thereafter be permitted in a suit for the recovery of such tax to set up any ground of defense which might have been determined either by the department or the court of common pleas as aforesaid In all cases of petitions for reassessment and appeals the burden of proof shall be on the petitioner or appellant as the case may be and every appeal to the court of common pleas under this section shall specify all the objections to the assessment and any objection not specified in the appeal shall not be considered by the court

Section 11 Information at Source Reports (a) The executor of every will and the administrator of every estate at the time of filing with the register of wills or clerk of the orphans' court the inventory and appraisal of such estate or of any affidavit setting forth the real and personal estate of such decedent for the purpose of determining the transfer inheritance tax imposed thereon by existing law shall in addition thereto file with such register of wills or clerk of the orphans' court a statement in duplicate under oath or affirmation setting forth the items included in such inventory or affidavit which may be liable to the tax imposed by the third section of this act The register or clerk with whom the same is filed shall forthwith send one copy thereof to the department It shall be the duty of the department to proceed at once to assess the tax due from such decedent with interest and penalties as heretofore provided in this act and to present a claim therefor through the Department of Justice to the orphans' court of the proper county or to proceed by action or suit at law through the Department of Justice in any court of competent jurisdiction for the recovery thereof or to take any or all appropriate steps or procedure necessary for the collection of such tax

(b) It shall be the duty of the recorder of deeds in each and every county in this Commonwealth to keep a daily record separate and apart from all other records of every mortgage or article of agreement given to secure the payment of money entered in his office for recording which record shall set forth the following information to wit The date of the mortgage or agreement the names of the parties thereto the just sum of money secured the precise residence of the mortgage or person to whom interest is payable a brief description of the real estate upon which such mortgage is secured and the date or several dates when the said sum or portion of the said sum shall become due and payable and a like daily record of every assignment of a mortgage or an article of agreement given to secure the payment of money and also the

number of mortgages and agreements together with the amount of same and the names of the parties thereto which shall have been that day satisfied of record For the purpose of obtaining with accuracy the precise residence of all mortgages assignees and persons to whom interest is payable on articles of agreement it shall be the duty of the recorder of deeds in each county whenever a mortgage assignment or agreement given to secure the payment of money shall be presented to him for record to refuse the same unless the mortgage assignment or agreement has attached thereto and made part thereof a certificate signed by the mortgagee assignee or person entitled to interest or his duly authorized attorney or agent setting forth the precise residence of such mortgagee assignee or person entitled to interest and such certificate shall be recorded with the mortgage assignment or agreement Every recorder of deeds on the first Monday of each month shall file the aforesaid daily record or a copy thereof with the department

(c) It shall be the duty of the prothonotary or clerk of the court of common pleas in each and every county in this Commonwealth forthwith upon the passage of this act to keep a daily record separate and apart from all other records of every single bill bond judgment or other instrument securing a debt entered of record in his office Such daily record shall set forth the following information to wit The date of the instrument the names of the plaintiff and defendant together with the precise residence of the plaintiff or person to whose use such bill bond judgment or other obligation to pay money is marked whenever such residence can be ascertained the just sum secured and the date or several dates when the said sum or portion of the same shall become due and payable with the further information whether any of said bonds or judgments are accompanied with mortgages and also the number of every single bill bond judgment or other instrument securing a debt together with the amount of same and the names of the plaintiff and defendant thereto which shall have been that day satisfied The prothonotary or clerk of the court of common pleas shall file the aforesaid daily record or a copy thereof with the department on the first Monday of each month

Section 12 Compensation of Recorders and Prothonotaries The several recorders of deeds prothonotaries and court clerks as aforesaid shall be entitled to receive ten cents for each and every mortgage judgment or lien assignment or satisfaction thereof reported to the department as heretofore required in this act Such fees shall be paid by the respective county treasurers on the presentation of proper vouchers certified by the department and shall be applied in like manner as other fees received by such recorders prothonotaries or clerk Provided That no fee shall be allowed in any case where the residence of any plaintiff mortgagee or assignee is omitted in such reports And provided further That the amount allowed any prothonotary or clerk or recorder of deeds under this act shall not exceed the sum of six hundred dollars ($600.00) per annum

Section 13 Payment and Due Date All taxes penalties and interest resulting from any original or additional assessment made by the department shall be due and payable within ten (10) days after notice of such original or additional assessment is given or sent by the department as heretofore provided if no petition for reassessment is taken or within ten (10) days after notice of the determination of such petition if no appeal is taken All taxes penalties and interest resulting from any estimated assessment made by the department shall be due and payable within ten (10) days after the expiration of the time within which a return may be made in such cases if no return is made and ten (10) days after notice of the assessment made on the basis of such return is given or sent as hertofore provided if such return is made and the tax assessed on the basis thereof

Section 14 Interest The tax imposed by the third section of this act shall bear interest at the rate of twelve per centum per annum from the date such tax is due and payable until paid except that any tax found due as the result of an appeal to the court of common pleas or any appellate court shall bear interest at the rate of six per centum per annum from the date the tax was originally due and payable until paid Any balance finally found due by the department as a result of a reassessment shall bear interest at the rate of twelve per centum per annum from the time such amount was originally due and payable until paid

Section 15 Lien of Taxes (a) All taxes imposed under the third section of this act together with all penalties and interest shall be considered a public account after being assessed in the manner prescribed in this act and as such shall be a lien upon the franchises and property both real and personal of the resident against whom the same are assesed after the same has been entered and docketed of record by the prothonotary of the county where the resident's franchises or property are situated

(b) The department may at any time transmit to the prothonotaries of the respective counties of the Commonwealth to be by them entered of record certified copies of all liens for taxes imposed by the third section of this act and penalties and interest upon which record it shall be lawful for writs of scire facias to issue and be prosecuted to judgment and execution in the same manner as such writs are ordinarily employed

Section 16 Credits for Overpayment The Board of Finance and Revenue may allow a credit for any taxes imposed by the third section of this act and penalties and interest thereon alleged to have been paid as the result of an error of law or of fact or of both law and fact Claims for such credits shall be made in accordance with the provisions of The Fiscal Code relative to petitions for refunds of taxes No petition for such credit shall be considered by the board unless filed with the board within two (2) years of the payment alleged to have been eroneously made

Upon the allowance of any such petition the result so determined may be applied against any amount due or subsequently becoming due by such petitioner on account of taxes imposed by the third section of this act and penalties and interest thereon or may be assigned in whole or in part to any other taxable resident to be applied against any amount due or subsequently becoming due by such resident on account of taxes imposed by the third section of this act and penalties and interest thereon. Upon the allowance of a petition for credit the board shall issue its certificate under its hand and seal and no credit claimed whether assigned or not shall be allowed unless evidenced by such certificate

Section 17 Penalties Costs (a) Every person or officer who shall wilfully and corruptly make a false and fraudulent return of property made taxable by the third section of this act shall be guilty of wilful and corrupt perjury and upon conviction thereof shall be subject to punishment as provided by law

(b) Any wilful failure on the part of recorders of deeds or prothonotaries or clerks to carry out the duties imposed upon them by section eleven of this act shall be deemed a misdemeanor and upon conviction thereof the person or persons so failing to comply shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00) or to undergo imprisonment not exceeding one (1) year or both in the discretion of the court

(c) Every register of wills who shall fail to send copies of affidavits filed with him by executors or administrators to the department as required by section eleven of this act shall be guilty of a misdemeanor and upon conviction thereof the register so failing shall be sentenced to pay a fine not exceeding five hundred dollars ($500.00) or to undergo imprisonment not exceeding one (1) year or both in the discretion of the court

(d) Every executor or administrator who fails to file the affidavit with the register of wills as required by section eleven of this act shall be subject to a penalty of twenty-five dollars ($25.00) for the first day and ten dollars ($10.00) for each succeeding day during which such affidavit is not filed to be collected by the department through the Department of Justice in the same manner as debts are by law collected

(e) Whenever any person acting for or on behalf of the department shall in good faith institute legal proceedings for any violations of the provisions of this act and for any reason shall fail to recover costs of record such costs shall be a charge upon the proper county as shall such costs in the event defendant is imprisoned for failure to pay fine or costs or both and shall be audited and paid as are costs of like character in said county

Section 18 Enforcement Rules and Regulations Inquisitorial Powers of the Department (a) The Department is hereby charged with the enforcement of the provisions of this act and is hereby authorized and empowered to prescribe adopt promulgate and enforce rules and regulations relating to any matter or thing pertaining to the administration and enforcement of the provisions of this act and the collection of taxes penalties and interest imposed by this act

(b) The department or any agent authorized in writing by it is hereby authorized to examine the books papers and records of any resident in order to verify the accuracy of any return made or if no return was made to ascertain and assess the tax imposed by the third section of this act Every such resident is hereby directed and required to give to the department or its duly authorized agent the means facilities and opportunity for such examinations and investigations as are hereby provided and authorized The department is hereby authorized to examine any person under oath concerning any property which was or should have been returned for taxation and to this end may compel the production of books papers and records and the attendance of all persons whether as parties or witnesses whom it believes have knowledge of such property The procedure for such hearing or examination shall be the same as that provided by The Fiscal Code relating to inquisitorial powers of fiscal officers

Any information gained by the department as a result of any returns investigations hearings or verifications required or authorized by this act shall be confidential except for official purposes and any person or agent divulging such information shall be deemed guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not in excess of five hundred dollars ($500.00) or to undergo imprisonment for not more than three (3) years or both in the discretion of the court

(c) The powers conferred by this act upon the department relating to the administration or enforcement of this act shall be in addition to but not exclusive of any other powers heretofore or hereafter conferred upon the department by law

Section 19 Disposition of Tax Interest Fees Fines Forfeitures and Penalties (a) Except as otherwise provided by the Constitution all fees fines penalties and bail forfeited that shall be received recovered paid or collected under the preceding sections of this act and all interest earned or deposits of the Personal Property Tax Fund hereinafter provided for shall be paid into the State Treasury through the department and credited to the General Fund

(b) All taxes and interest received recovered paid or collected under the preceding sections of this act shall be paid by the department into the State Treasury to be kept separate and apart from all other moneys in the State Treasury in a fund to be known as the "Personal Property Tax Fund"

(c) Quarterly each year on the first days of March June September and December one-half of the amount then standing in the Personal Property Tax Fund shall be paid to the respective counties of the Commonwealth in proportion to the amount of the tax imposed by the third section of this act actually collected in each county during the preceding quarter except that from the one-half so payable to the counties there shall be deducted one and one-half per centum of such half as compensation for the expense of collection such one and one-half per centum of such half to be added and credited to the current biennial appropriation for general administrative purposes for the Department of Revenue All such payments shall be made by the State Treasurer upon requisition of the department and after audit and approval by the Auditor General and State Treasurer in the usual manner The remaining one-half shall be immediately transferred to the General Fund

(d) The moneys in the Personal Property Tax Fund are hereby appropriated for the purposes set forth in this section

Section 20 Tax on Scrip Bonds Et Cetera Imposition and Rate of Tax All scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any and every private corporation incorporated or created under the laws of this Commonwealth or the laws of any other state or of the United States and doing business in this Commonwealth and all scrip bonds certificates and evidences of indebtedness issued and all scrip bonds certificates and evidences of indebtedness assumed or on which interest shall be paid by any county city borough township school district or incorporated district of this Commonwealth are hereby made taxable for the year one thousand nine hundred and thirty-six and annually thereafter for State purposes at the rate of six mills on each dollar of the nominal value thereof Provided That whenever under the provisions of this section any private corporation shall become liable for such taxes upon evidences of indebtedness by it assumed or on which it shall pay interest it shall be the duty of such corporation not later than ten (10) days thereafter to give notice in writing to any person who may at such time be liable for the payment of any taxes upon such evidences of indebtedness under the provisions of the third section of this act that the corporation has assumed such indebtedness or the payment of the interest thereon and will deduct and pay the taxes imposed thereon by this section Such notice shall also be given before the first day of October of each and every subsequent year during which such corporation is liable for the payment of such interest Where any private corporation shall assume such evidences of indebtedness or the payment of interest thereon prior to the first day of October in any year nnd shall give notice as hereinbefore provided such corporation shall be relieved from the duty of deducting and paying the taxes imposed by this section for the balance of such year but shall deduct and pay said taxes for the ensuing year and the person to whom such notice shall be given shall for such ensuing year be relieved from the payment of tax under the provisions of the third section of this act upon such evidences of indebtedness so assumed or on which the corporation shall pay interest Where any private corporation shall assume such evidences of indebtness or the payment of interest thereon on or subsequent to the first day of October in any year and shall give the notice as hereinbefore provided such corporation shall be relieved from the duty of deducting and paying the tax upon such evidences of indebtedness by it assumed or on which it shall pay interest for the balance of such year and for the ensuing year and the person to whom notice is so given shall pay the tax for the period for which the corporation is relieved upon such evidences of indebtedness so assumed or in which the corporation shall pay interest as provided for in the third section of this act Neglect or failure on the part of any corporation upon assuming any evidences of indebtedness or becoming liable for the payment of interest thereon to give the notice as herein provided and within the time prescribed shall make such corporation liable for the payment of taxes from the time when such evidences of indebtedness are assumed or for the entire period for which interest shall be paid Neglect or failure to give such notice before the first day of October of each and every subsequent year during which such corporation is liable for the payment of such interest shall make the corporation liable for such taxes for the year following without any deduction from interest due as hereinbefore provided Provided That this section shall not apply to bank notes or notes discounted or negotiated by any bank or banking institution savings institution or trust company And provided further That the provisions of this act shall not apply to building and loan associations or to savings institutions having no capital stock but nothing herein contained shall be construed to relieve or exempt individual depositors in savings institutions having no capital stock from any taxation to which such depositors may be subject and if at any time either now or hereafter any persons individuals or bodies corporate have agreed or shall hereafter agree to issue his their or its securities bonds or other evidences of indebtedness clear of and free from the said six mills tax herein provided for or have agreed or shall hereafter agree to pay the same nothing herein contained shall be so construed as to relieve or exempt him it or them from paying the said six mills tax on any of the said such securities bonds or other evidences of indebtedness as may be held owned by or owing to the

said savings institution having no capital stock And provided further That the provisions of this act shall not apply to fire companies firemen's relief associations life or fire insurance corporations having no capital stock secret and beneficial societies labor unions and labor union relief associations and all beneficial organizations paying sick or death benefits or either or both from funds received from voluntary contributions or assessments upon members of such associations societies or unions And provided further That corporations limited partnerships and joint-stock associations liable to a franchise tax or a tax on capital stock for State purposes shall not be required to pay any further tax under this section on the mortgages bonds and other securities owned by them in their own right but corporations limited partnerships and joint-stock associations holding such securities as trustees executors administrators guardians or in any other manner shall be liable for the tax imposed by this section upon all securities so held by them as in the case of individuals And provided further That none of the classes of property made taxable by this section for State purposes shall be taxed or taxable for county school or other local purposes

It is the intent of this act that all scrip bonds certificates and evidences of indebtedness made taxable under this section are not taxable under the third section of this act and that only such scrip bonds certificates and evidences of indebtedness which cannot be made taxable under this section are to be taxed under the third section of this act

Section 21 Collection of Tax The tax for State purposes imposed upon obligations of private and public corporations by section twenty of this act shall be collected in the same manner as the tax heretofore imposed for State purposes upon such obligations it being the true intent and meaning of this act that the provisions of the law in force at the time of the passage of this act relating to the manner of the collection of the State tax upon such obligations shall remain unaffected by this act

Section 22 Constitutional Construction If any section sentence clause or part of this act is for any reason held to be unconstitutional the decision of the court shall not affect or impair any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional sentence section clause or part thereof not been included herein

Section 23 Acts of Assembly Repealed The act approved the seventeenth day of June one thousand nine hundred thirteen (Pamphlet Laws five hundred seven) entitled "An act to provide revenue for State and county purposes and in cities coextensive with counties for city and county purposes imposing taxes upon certain classes of personal property providing for the assessment and collection of the same providing for the duties and compensation of prothonotaries and recorders in connection therewith and modifying existing legislation which provided for raising revenue for State purposes" and all amendments thereto is hereby repealed but the provisions of this act as far as they are the same as those of existing laws shall be construed as a continuation of such laws and not as new enactments Nothing herein contained shall be construed as reviving any act repealed by the act which this act repeals and nothing contained in this section shall be construed as relieving any person association or corporation from any taxes penalties and interest imposed for the year one thousand nine hundred thirty-five and prior years under the provisions of any act or parts of acts repealed by this act or to prevent the collection of such taxes penalties and interest due under such repealed acts in the manner provided in such acts

Section 24 Effective Date This shall become effective on the first day of January one thousand nine hundred and thirty-six

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

THE SPEAKER (Wilson G. Sarig) IN THE CHAIR

BILL ON FINAL PASSAGE RECALLED FROM THE GOVERNOR

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 120, as follows:

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire and operate inclined plane passenger transportation facilities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" is hereby amended by adding thereto clause fifty-eight to read as follows

LVIII INCLINED PLANES To acquire by purchase lease or otherwise from a public service company any existing inclined plane passenger and vehicular traffic transportation facilities and to maintain and operate the same in the transportation of passengers and vehicles for hire and for the accommodation of the public

Section 2 The provisions of this act shall become effective immediately upon its final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—169

Achterman,	Eberharter,	McCreary,	Schwab,
Alexander,	Eroe,	McDermott,	Schwartz,
Allen,	Falkenstein,	McDevitt,	Shaw,
Altenburg,	Ferko,	McElroy,	Shepard,
Andrews,	Finnerty,	McHenry,	Shortz,
Arnold,	Fitch,	McKinney,	Shreiner,
Atkins,	Flanagan,	Melchiorre,	Shugarts,
Aukerman,	Flinchbaugh,	Mentzer,	Siegel,
Baine,	Furman,	Merrell,	Sloan,
Baker, J. J.,	Gates,	Moomaw,	Smith, J. A.,
Baldi,	Gerard,	Mooney,	Smith, W. G.,
Bernhard,	Gillette,	Moore,	Snyder, F. E.,
Blumberg,	Green,	Moran,	Sowers,
Boose,	Greenstein,	Moul,	Stank,
Boyer,	Habbyshaw,	Muir,	Stevens,
Bradley,	Haberlen,	Munley,	Stewart,
Brancato,	Hagerty,	Murrin,	Sumney,
Brennan,	Haluska,	Nagel,	Surface,
Brown, H. S.,	Hamilton, F. P.,	Nothnagle,	Tahl,
Brown, J. E.,	Hamilton, R. S.,	O'Keefe,	Terry,
Brownfield,	Harkins,	Ominsky,	Tronzo,
Brumbaugh,	Harmuth,	O'Neill,	Trout,
Burke,	Hart,	Panton,	Tumelty,
Cannon,	Hartman,	Parks,	Turner,
Caputo,	Hefferon,	Patterson, C.,	Van Allsburg,
Carr,	Hermansen,	Patterson, J. W.,	Van Sickle,
Carson,	Hetrick,	Pearson,	Walker,
Castor,	Hindman,	Peters,	Wall,
Chervenak,	Hoffner,	Pfaff,	Weidemann,
Coakley,	Holstrom,	Phillips,	Weiss,
Cochran,	Hoopes,	Piole,	Welsh,
Cohen,	Jackson,	Powers,	Westrick,
Coleman,	Jones,	Reising,	White,
Coolahan,	Kane,	Rhys,	Wickersham,
Cordier,	Kelso,	Rinn,	Wilson,
Davies,	Kilroy,	Roan,	Witkin,
Decker,	Kinney,	Robinson,	Wood,
Denning,	Klingler,	Ruffennach,	Woodside,
Dent,	Kobelak,	Sarraf,	Yourishin,
Diehl,	Lovett,	Scanlon,	Zappala,
Dilley,	Lynch,	Schrock,	Zimmerman,
Downey, G. E.,	Mason,	Schrope,	Sarig,
Duffort,			

NAYS—0

The majority required by the Constitution having voting the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Agreeably to order,

The House proceeded to the consideration on final passage of House Bill No. 252, as follows:

An Act to amend sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" abolishing the county poll tax in counties of the second and third class and eliminating provisions for the assessment and consolidation of poll taxes for voting purposes

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That sections two hundred and two and four hundred and four of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws" are hereby amended to read as follows

Section 202 [Poll in Lieu of] Occupation Tax in Counties of the Second Class and Third Class Abolished In counties of the second and third class the county tax on trades occupations and professions is hereby abolished [and in lieu thereof each such county shall assess a poll tax of fifty cents on each resident or inhabitant in said county over the age of twenty-one years which tax except as hereinafter otherwise provided shall be collected by the county treasurer and delinquent tax collector or the several county tax collectors as now provided by law for the collection of taxes on trades occupations and professions]

Section 404 Assessment of Persons in Second and Third Class Counties for Collection [of Poll Taxes and] Borough and Township Occupation Taxes It shall be the duty of the assessors for taxation purposes to prepare a list of all residents and inhabitants in counties of the second and third classes over the age of twenty-one years and return the same to the proper county authorities with other taxable property as provided by law The assessor shall also state the occupation of each such resident and inhabitant or that a person does not follow an occupation or calling as the case may be for the assessment of any township or borough tax on occupations as [now] provided by law [To the lists as furnished by the tax assessors the county commissioners or the board for the assessment and revision of taxes as the case may be shall add and assess for the poll tax such residents and inhabitants as may be assessed by assessors assistant or registry assessors for the purpose of qualifying such persons to vote Provided That any person subject to said tax and for any reason not assessed may appear before the county commissioners or the board for the assessment and revision of taxes at any time at least two months before any general or municipal election and be so assessed The county commissioners or board of assessment and revision of taxes shall immediately certify the fact of such assessment to the county treasurer or if other county taxes for the year have become delinquent then to the county delinquent tax collector] The county commissioners or boards for the assessment and revision of taxes as the case may be shall continue to fix valuations for trades occupations [and] professions and persons who follow no occupation or calling as [now] provided by law for the use of boroughs and townships and nothing contained in this act shall be construed to repeal the power of townships and boroughs to levy taxes on trades occupations [and] professions and on persons who follow no occupation or calling as [now] provided by law

Section 2 This act shall become effective immediately upon final enactment

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—169

Achterman,	Eberharter,	Male,	Schrope,
Alexander,	Eroe,	McCreary,	Schwab,
Allen,	Falkenstein,	McDermott,	Schwartz,
Altenburg,	Ferko,	McDevitt,	Shaw,
Andrews,	Finnerty,	McElroy,	Shepard,
Arnold,	Fitch,	McHenry,	Shortz,
Atkins,	Flanagan,	McKinney,	Shreiner,
Aukerman,	Flinchbaugh,	Melchiorre,	Shugarts,
Baine,	Furman,	Mentzer,	Siegel,
Baker, J. J.,	Gates,	Merrell,	Sloan,
Baldi,	Gerard,	Moomaw,	Smith, J. A.,
Bernhard,	Gillette,	Mooney,	Smith, W. G.,
Blumberg,	Green,	Moore,	Snyder, F. E.,
Boose,	Habbyshaw,	Moran,	Sowers,
Boyer,	Haberlen,	Moul,	Stank,
Bradley,	Hagerty,	Muir,	Stevens,
Brancato,	Haluska,	Munley,	Stewart,
Brennan,	Hamilton, F. P.,	Murrin,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nagel,	Surface,
Brown, J. E.,	Harkins,	Nothnagle,	Terry,
Brownfield,	Harmuth,	O'Keefe,	Tronzo,
Brumbaugh,	Hart,	Ominsky,	Trout,
Burke,	Hartman,	O'Neill,	Tumelty,
Cannon,	Hefferon,	Panton,	Turner,
Caputo,	Hermansen,	Parks,	Van Allsburg,
Carr,	Hetrick,	Patterson, C.,	Van Sickle,
Carson,	Hindman,	Patterson, J. W.,	Walker,
Castor,	Hoffner,	Pearson,	Wall,
Chervenak,	Holstrom,	Peters,	Weidemann,
Coakley,	Hoopes,	Pfaff,	Weiss,
Cochran,	Jackson,	Phillips,	Welsh,
Cohen,	Jones,	Piole,	Westrick,
Coleman,	Kane,	Powers,	White,
Coolahan,	Kelso,	Reising,	Wickersham,
Cordier,	Kilroy,	Rhys,	Wilson,
Davies,	Kinney,	Rinn,	Witkin,
Decker,	Klingler,	Roan,	Wood,
Denning,	Kobelak,	Robinson,	Woodside,
Dent,	LaRue,	Ruffennach,	Yourishin,
Diehl,	Long,	Sarraf,	Zappala,
Dilley,	Lovett,	Scanlon,	Zimmerman,
Downey, G. E.,	Lynch,	Schrock,	Sarig,
Duffort,			

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

BILL ON FINAL PASSAGE

Mr. EROE. Mr. Speaker, I desire to call up at this time House Bill No. 480, Printer's No. 164, on page 17 of today's calendar, bill on final passage postponed.

Agreeably to order,

The bill having been called up from the postponed calendar by Mr. Eroe.

The House resumed the consideration on final passage of House Bill No. 480, entitled:

An Act authorizing receivers and collectors to demand from tenants payment of delinquent taxes due on real estate and enabling tenants to defalcate taxes so paid against rent due or becoming due; and making tenants liable for such taxes where rent is paid and payment of taxes demanded not made.

On the question recurring,
Shall the bill pass finally?

Mr. BAINE. Mr. Speaker, I desire to interrogate the gentleman from Lawrence, Mr. Eroe.

The SPEAKER. Will the gentleman from Lawrence permit himself to be interrogated?

Mr. EROE. Mr. Speaker, I will.

Mr. BAINE. Mr. Speaker, will the gentleman from Lawrence kindly inform this Assembly the purpose of this bill?

Mr. EROE. Mr. Speaker and members of the House, this bill is to relieve the tenant from considerable embrassment from tax collectors levying on his furniture in a house where the landlord is delinquent in his taxes. It provides on written notice from the collector of these taxes that the rent shall be paid to the tax collector until the taxes are paid and a receipt from the tax collector to the tenant defalcates th taxes from being collected by the landlord. This bill applies only to the tax in the hands of the tax collector and not to any liens for taxes filed.

Mr. BAINE. Mr. Speaker, if this bill were enacted into law would it in any way create a double liability on the tenant? Would the landlord have a case against him as to the rent also?

Mr. EROE. Mr. Speaker, in answer to that question I would say that I have been reliably informed by men well learned in the law that it would not.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken were as follows, viz:

YEAS—69

Achterman,	Diehl,	Lovett,	Sarraf,
Alexander,	Dilley,	Male,	Scanlon,
Allen,	Eroe,	McElroy,	Schrock,
Andrews,	Falkenstein,	Melchiorre,	Schwab,
Arnold,	Finnerty,	Moomaw,	Schwartz,
Aukerman,	Fitch,	Moul,	Shaw,
Baldi,	Furman,	Murrin,	Shepard,
Boose,	Green,	Nagel,	Shugarts,
Brancato,	Habbyshaw,	Nothnagle,	Smith, J. A.,
Brownfield,	Hagerty,	O'Keefe,	Sowers,
Brumbaugh,	Haluska,	Ominsky,	Sumney,
Burke,	Hamilton, F. P.,	O'Neill,	Turner,
Carson,	Holstrom,	Panton,	Weidemann,
Chervenak	Kilroy,	Patterson, C.,	Welsh,
Coakley,	Klingler,	Patterson, J. W.,	Westrick,
Cohen,	LaRue,	Peters,	Wickersham,
Coleman,	Long,	Pfaff,	Witkin,
Decker,			

NAYS—68

Altenburg,	Ferko,	Mason,	Siegel,
Atkins,	Flanagan,	McCreary,	Sloan,
Baine,	Flinchbaugh,	McDevitt,	Snyder, F. E.,
Baker, J J.,	Haberlen,	McKinney,	Stank,
Bernhard,	Harkins,	Mentzer,	Stevens,
Blumberg,	Hartman,	Merrell,	Stewart,
Boyer,	Hermansen,	Mooney,	Surface,
Bradley,	Hetrick,	Moran,	Terry,
Brennan,	Hindman,	Muir,	Tronzo,
Brown, J. E.,	Hoffner,	Pearson,	Trout,
Cannon,	Hoopes,	Perry,	Van Allsburg,
Carr,	Jackson,	Piole,	Walker,
Cordier,	Jones,	Powers,	Weiss,
Davies,	Kane,	Rhys,	White,
Denning,	Kelso,	Robinson,	Wilson,
Duffort,	Kobelak,	Ruffennach,	Yourishin,
Eberharter,	Lynch,	Shortz,	Sarig,

Less than the majority required by the Constitution having voted in the affirmative, the question was determined in the negative and the bill falls.

TIME EXTENDED ON BILL

Mr. WEIDEMANN. Mr. Speaker, I move that the time on House Bill No. 720, Printer's No. 184, entitled:

An Act to amend sections six hundred and fifty, six hundred and fifty-one, section six hundred and fifty-two as amended, sections six hundred and fifty-four, six hundred and fifty-five and six hundred and fifty six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," empowering counties to acquire lands for recreational purposes, parkways, bridle paths and foot paths by eminent domain.

on page 20 of today's calendar, bills on third reading postponed, be extended five days.

The motion was agreed to.

BILL ON SECOND READING

Mr. WELSH asked and obtained unanimous consent to call up out of order, House Bill No. 909, Printer's No. 270, on page 13, of today's calendar, bills on second reading.

Agreeably to order,
The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with
The House proceeded to the second reading and consideration of House Bill No. 909, as follows:

An Act to provide reimbursement for hospitals on account of expenses of the care of indigent persons injured in motor vehicle accidents imposing powers and duties upon certain State departments and making an appropriation from the Motor License Fund

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That for the purpose of this act

"Motor vehicle injury" means any personal injury suffered by a human being and caused by the operation of a motor vehicle on any public highway in this Commonwealth whether the injured person be the operator of such motor vehicle a passenger in the same or in another vehicle a pedestrian or whatever be the relation of such injured person to the operation of such vehicle and whether or not such motor vehicle is under the control of a human being at the time of such injury

"Hospital" means any institution which conforms to at least the minimum standards of plant equipment service administration and care and treatment necessary for the proper care and treatment of patients as prescribed by the rules and regulations of the Department of Welfare and which receives and cares for patients suffering from motor vehicle injuries the per diem cost of which care shall be ascertained and certified in the manner provided in this act

"Per diem cost" means the per diem cost of caring for a patient in a ward in a hospital as determined by the Department of Welfare

"Indigent patient" means a person who has suffered a motor vehicle injury is received and cared for and treated in a hospital and is unable to pay for the cost of such care and treatment as determined by regulations prescribed by the Department of Welfare it excludes an employe suffering from a motor vehicle injury with respect to which he is entitled to the benefits of the Workmen's Compensation Act of this or any other state or country

Section 2 Within thirty days after this act shall take effect the Department of Welfare shall notify all hospitals in the State of the provisions of this act and of the rules and regulations of the Department of Welfare prescribing minimum standards of plant equipment administration and services necessary for the proper care and treatment of patients and for determining the number of free days of care and treatment rendered to indigent patients in hospitals and for determining per diem costs Every hospital desirous of seeking compensation for the service rendered to indigent patients under the provisions of this act shall request the Department of Welfare in writing to determine its per diem costs according to the rules and regulations of the Department of Welfare and shall certify its willingness to comply with the rules and regulations of the Department of Welfare with respect to minimum standards of plant equipment administration and services necessary for the proper care and treatment of patients and for determining the number of free days of care and treatment rendered to indigent patients and for determining per diem costs No claim for compensation by any hospital shall be allowed for care and treatment rendered to any indigent patient incurred prior to the receipt by the Department of Welfare of said request and said certificate of compliance

Section 3 Within ninety days after this act shall take effect the Department of Welfare shall certify in duplicate to the Department of Revenue and the Auditor General respectively the name address and per diem cost of all hospitals in the State that have complied with the provisions of this act Thereafter quarterly said Department of Welfare shall in like manner certify any additions to or subtractions from said list or any changes in such per diem costs which may occur All claims made under this act shall be audited and paid in accordance with the per diem costs so certified and in effect at the time the charge shall have been incurred

Section 4 Each hosiptal in order to be entitled to the benefit of this act shall make and file with the Department of Revenue quarterly as of the last business day of each quarter a report under oath showing the name of each sufferer from a motor vehicle injury received into cared for and treated in such hospital during the quarter covered by the report for whom such hospital may desire to make claim under this act the time and place of the accident or occurence in which the injury was incurred the total number of days' care and treatment given to such sufferer in the quarter for which report is made and in any preceding quarter or quarters the date of the receipt and discharge of such sufferer or other termination of such care and treatment and such other facts or information as the Department of Revenue may require in the form of report prescribed by it

Section 5 At the time of making any quarterly report each hospital may present a statement of its claim for reimbursement for the cost of the care and treatment of each indigent patient suffering from a motor vehicle injury which claim has matured within the quarter covered by the report then due or within any previous quarter Each such claim shall be made in the form prescribed by the Department of Revenue and shall show the following

1 The name of the person to whom care and treatment has been given

2 The number of days' care and treatment as determined by the regulations of the Department of Welfare with the dates of reception into the hospital and discharge or other termination of care and treatment

3 The amount of the claim

4 A statement under oath showing the effort made by the hospital to collect the amount of the claim from the indigent patient and the amount if any collected from such patients or any other person on his account

5 The certificate by the Department of Welfare that it has approved the records of the hospital showing the number of free days of care and treatment to such indigent persons

6 Such other facts and information as the Department of Revenue may require in the form of claim prescribed by it

7 For the purpose of the claim provided for in this section an indigent patient who is not otherwise able to pay such hospital charges shall not be deemed to be able to pay the same because a third person might be held liable in an action to recover damages on account of such motor vehicle injury

Section 6 The Department of Revenue shall examine and audit each claim presented to it under the provisions of this act From the facts and information contained in the claim the quarterly reports of the claimant hospital the supporting certificates and affidavits and such other evidence as it may require the Department of Revenue shall ascertain and determine as to each claim the following facts

1 Whether or not the claim is predicated upon care and treatment given to a person suffering from a motor vehicle injury as defined in this act

2 Whether or not such person is able to pay the hospital charges for which the claim is made within the meaning of this act

Section 7 When and if the Department of Revenue shall have determined that a claim presented to it under the provisions of this act by a hospital which has complied with said provisions is made in respect of an indigent patient as evidenced by its findings under section six of this act it shall determine the amount of such claim in accordance with the per diem cost of such hospital as certified to it under the provisions of this act less any amount collected from the patient and shall pay the amount so ascertained to the claimant from the Motor License Fund available for its use and appropriated for that purpose The Department of Revenue may make quarterly payments to each hospital entitled to receive the same covering all claims audited and approved by it within the preceding quarter

Section 8 If the Department of Revenue shall disapprove any claim made under the provisions of this act except as to the amount thereof it shall notify the claimant hospital that the same has been rejected and state in such notice the ground or grounds of rejection In such event the claimant hospital shall be entitled to a hearing by the Department of Revenue on the grounds of rejection so specified within thirty days after the receipt of such notice and its decision thereon shall be final

Section 9 Whenever it shall come to the knowledge of the managing officer of a hospital which has received payment of a claim under the provisions of this act that the patient in respect of whom such claim has been paid or any other person chargeable by law with his care and support has paid or is or has become able to pay the amount thereof such managing officer shall notify the Department of Revenue thereof and if such hospital shall thereafter make a quarterly report or a claim for reimbursement or both under the provisions of this act a reference to such paid claim in such form as the Department of Revenue shall prescribe showing the name of the patient and the amount paid shall be incorporated in or attached to such report or claim Whenever the Department of Revenue shall otherwise acquire knowledge of facts showing that a patient in respect of whom a payment has been made as provided in this act or any other person chargeable by law with his care and support has paid or is or has become able to pay such amount thereof it shall notify the hospital which has received such payment by better addressed to the managing officer thereof giving a brief statement of the fact thus coming to its knowledge and specifying the amount of such paid claim the date of its prior payment and the name of the person from whom the same may be recovered

Within three months after such managing officer shall have given the notice herein required or such hospital shall have received such notice from the Department of Revenue such hospital shall unless the amount specified therein has been fully paid collect such amount or the balance thereof from such patient or other person chargeable by law with his care or support and in default of such collection file an action against such patient or other person chargeable by law with his care and support for the recovery of the sum so paid or balance thereof Such hospital shall in its quarterly reports or otherwise advise the Department of Revenue as to the collection of such amount or as to the filing of such action and the proceedings therein and in the event of recovery of judgment therein and if the amount of such

judgment is not realized shall show by certified copies of the procedings that all legal remedies for the satisfaction of such judgment have been exhausted

When notice has been given as required by this section the Department of Revenue shall deduct the amount of the prior payment made to the hospital affected thereby from any payment or payments to be made to such hospital under the provisions of this act on or after three months from the date of such notice unless such hospital shall have advised the Department of Revenue as herein provided that an action has been filed for the recovery of such amount from the patient or other person chargeable by law with his care and support that such action has not been finally determined and that there is reasonable ground for delay or unless such hospital shall so advise the Department of Revenue that such action has been prosecuted to final judgment and that all legal remedies for the satisfaction of such judgment have been exhausted without realizing the amount thereof

Section 10 Whenever under the provisions of section nine of this act the Department of Revenue would be authorized to deduct the amount of a prior payment to a hospital from a subsequent payment or payments to such hospital it shall in the event no such subsequent payment shall fall due within three months after the right to make such deduction accrues certify the amount of such prior payment without interest to the Department of Justice for collection from such hospital Such amount may be recovered from such hospital in an action brought in the name of the Commonwealth by the Attorney General for the use of the Motor License Fund Such action shall be brought within the time limited by law for the commencement of civil actions based on contracts and the cause of action in such cases shall be deemed to have accured on the date on which such right of deduction arose

Section 11 There is hereby appropriated from the Motor License Fund a sum sufficient to carry out the provisions of this act not to exceed forty-two cents for each motor vehicle registered for each year

Section 12 The provisions of this act shall become effective immediately upon final enactment

Section 13 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 182 entitled:

An Act exempting household goods, furniture and wearing apparel from execution and sale under a bond accompanying a mortgage.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—170

Achterman,	Eberharter,	Mason,	Schrope,
Alexander,	Eroe,	McCreary,	Schwab,
Allen,	Falkenstein,	McDermott,	Schwartz,
Altenburg,	Ferko,	McDevitt,	Shaw,
Andrews,	Finnerty,	McElroy,	Shepard,
Arnold,	Fitch,	McHenry,	Shortz,
Atkins,	Flanagan,	McKinney,	Shreiner,
Aukerman,	Flinchbaugh,	Melchiorre,	Shugarts,
Baine,	Furman,	Mentzer,	Siegel,
Baker, J J.,	Gates,	Merrell,	Sloan,
Baldi,	Gerard,	Moomaw,	Smith, J. A.,
Bernhard,	Gillette,	Mooney,	Smith, W. G.,
Blumberg,	Green,	Moore,	Snyder, F. E.,
Boose,	Habbyshaw,	Moran,	Sowers,
Boyer,	Haberlen,	Moul,	Stank,
Bradley,	Hagerty,	Muir,	Stevens,
Brancato,	Haluska,	Munley,	Stewart,
Brennan,	Hamilton, F. P.,	Murrin,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nagel,	Surface,
Brown, J. E.,	Harkins,	Nothnagle,	Terry,
Brownfield,	Harmuth,	O'Keefe,	Tronzo,
Brumbaugh,	Hart,	Ominsky,	Trout,
Burke,	Hartman,	O'Neill,	Tumelty,
Cannon,	Hefferon,	Panton,	Turner,
Caputo,	Hermansen,	Parks,	Van Allsburg,
Carr,	Hetrick,	Patterson, C.,	Van Sickle,
Carson,	Hindman,	Patterson, J. W.,	Walker,
Castor,	Hoffner,	Pearson,	Wall,
Chervenak,	Holstrom,	Peters,	Weidemann,
Coakley,	Hoopes,	Pfaff,	Weiss,
Cochran,	Jackson,	Phillips,	Welsh,
Cohen,	Jones,	Piole,	Westrick,
Coleman,	Kane,	Powers,	White,
Coolahan,	Kelso,	Reising,	Wickersham,
Cordier,	Kilroy,	Rhys,	Wilson,
Davies,	Kinney,	Rinn,	Witkin,
Decker,	Klingler,	Roan,	Wood,
Denning,	Kobelak,	Robinson,	Woodside,
Dent,	LaRue,	Ruffennach,	Yourishin,
Diehl,	Long,	Sarraf,	Zappala,
Dilley,	Lovett,	Scanlon,	Zimmerman,
Downey, G. E.,	Lynch,	Schrock,	Sarig,
Duffort,	Male,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1156, entitled:

An Act creating and establishing a fund for the care maintenance and relief of aged retired and disabled employes of the Bureau of Police in cities of the second class providing a pension fund for said employes and providing for the payment of certain dues fees assessments fines and appropriations thereto regulating membership therein creating a Board for the management thereof providing the amount mode and manner of payment to beneficiaries thereof and for the care and disposition of said fund providing for the payment into this fund by cities of the second class of all monies heretofore payable into any other funds organizations corporations or associations having the same or similar purposes and of such additional monies as may be necessary to carry out the provisions of this Act

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. JOHN J. BAKER. Mr. Speaker, I move that this bill be recommitted to the Committee on Cities for the purpose of a hearing and amendment.

The motion was agreed to.

BILLS ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 671, entitled:

An Act to amend sections three thousand five hundred and thirty and three thousand five hundred and forty of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising and consolidating the law relating thereto," providing for the acquisition of competing water companies operating wholly without the city limits; and authorizing a city to extend its water pipes or supply water in territory outside the boundaries of said city.

On the question,
Will the House agree to the bill on third reading?
It was agreed to.

On the question,
Shall the bill pass finally?

Mr. McKINNEY. Mr. Speaker, I would like to ask the sponsor of this bill to explain its provisions.

Mr. GEORGE E. DOWNEY. Mr. Speaker and members of the House, the bill, I rather think, explains itself. It just permits cities of the third class to acquire suburban water companies and extend their pipes beyond the city limits. This is an amendment to the code of third class cities, which now requires them to be partially within and partially without the city before they can be acquired.

Mr. McKINNEY. Mr. Speaker, would this permit municipally owned plants to compete with private corporations in the supplying of water?

Mr. GEORGE E. DOWNEY. Mr. Speaker, it would permit them to acquire privately owned water companies.

On the question recurring,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—168

Achterman,	Duffort,	Male,	Schrope,
Alexander,	Eberharter,	Mason,	Schwab,
Allen,	Eroe,	McCreary,	Schwartz,
Altenburg,	Falkenstein,	McDermott,	Shaw,
Andrews,	Ferko,	McDevitt,	Shepard,
Arnold,	Finnerty,	McElroy,	Shortz,
Atkins,	Fitch,	McHenry,	Shreiner,
Aukerman,	Flanagan,	Melchiorre,	Shugarts,
Baine,	Flinchbaugh,	Mentzer,	Siegel,
Baker, J J.,	Furman,	Merrell,	Sloan,
Baldi,	Gates,	Moomaw,	Smith, J. A.,
Bernhard,	Gerard,	Mooney,	Smith, W. G.,
Blumberg,	Gillette,	Moore,	Snyder, F. E.,
Boose,	Green,	Moran,	Sowers,
Boyer,	Habbyshaw,	Moul,	Stank,
Bradley,	Haberlen,	Muir,	Stevens,
Brancato,	Hagerty,	Munley,	Stewart,
Brennan,	Haluska,	Murrin,	Sumney,
Brown, H. S.,	Hamilton, F. P.,	Nagel,	Surface,
Brown, J. E.,	Hamilton, R. S.,	Nothnagle,	Terry,
Brownfield,	Harkins,	O'Keefe,	Tronzo,
Brumbaugh,	Harmuth,	Ominsky,	Trout,
Burke,	Hart,	O'Neill,	Tumelty,
Cannon,	Hartman,	Panton,	Turner,
Caputo,	Hefferon,	Parks,	Van Allsburg,
Carr,	Hermansen,	Patterson, C.,	Van Sickle,
Carson,	Hetrick,	Patterson, J. W.,	Walker,
Castor,	Hindman,	Pearson,	Wall,
Chervenak,	Hoffner,	Peters,	Weidemann,
Coakley,	Holstrom,	Pfaff,	Weiss,
Cochran,	Hoopes,	Phillips,	Welsh,
Cohen,	Jackson,	Piole,	Westrick,
Coleman,	Jones,	Powers,	White,
Coolahan,	Kelso,	Reising,	Wickersham,
Cordier,	Kilroy,	Rhys,	Wilson,
Davies,	Kinney,	Rinn,	Witkin,
Decker,	Klingler,	Roan,	Wood,
Denning,	Kobelak,	Robinson,	Woodside,
Dent,	LaRue,	Ruffennach,	Yourishin,
Diehl,	Long,	Sarraf,	Zappala,
Dilley,	Lovett,	Scanlon,	Zimmerman,
Downey, G. E.,	Lynch,	Schrock,	Sarig,

NAYS—2

Kane,	McKinney,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. KANE. Mr. Speaker, I desire to file my reason for voting "No" on House Bill No. 671.

"The bill appears to empower third class cities to use the money of their taxpayers to build water lines outside the city in competition with a private company already serving said territory."

Mr. McKINNEY. Mr. Speaker, I desire to file my reason for voting "No" on House Bill No 671.

"The bill appears to empower third class cities to use the money of their taxpayers to build water lines outside the city in competition with a private company already serving said territory."

Agreeably to order,
The House proceeded to the third reading and consideration of House Bill No. 755, entitled:

An Act to amend section eleven of the act approved the thirteenth day of June one thousand eight hundred and thirty-six (P. L. 551) entitled "An act relating to roads highways and bridges" as amended providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officer of any executive or administrative department.

And said bill having been read at length the third time, considered and agreed to
On the question,
Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—170

Achterman,	Eberharter,	Mason,	Schrope,
Alexander,	Eroe,	McCreary,	Schwab,
Allen,	Falkenstein,	McDermott,	Schwartz,
Altenburg,	Ferko,	McDevitt,	Shaw,
Andrews,	Finnerty,	McElroy,	Shepard,
Arnold,	Fitch,	McHenry,	Shortz,
Atkins,	Flanagan,	McKinney,	Shreiner,
Aukerman,	Flinchbaugh,	Melchiorre,	Shugarts,
Baine,	Furman,	Mentzer,	Siegel,
Baker, J. J.,	Gates,	Merrell,	Sloan,
Baldi,	Gerard,	Moomaw,	Smith, J. A.,
Bernhard,	Gillette,	Mooney,	Smith, W. G.,
Blumberg,	Green,	Moore,	Snyder, F. E.,
Boose,	Habbyshaw,	Moran,	Sowers,
Boyer,	Haberlen,	Moul,	Stank,
Bradley,	Hagerty,	Muir,	Stevens,
Brancato,	Haluska,	Munley,	Stewart,
Brennan,	Hamilton, F. P.,	Murrin,	Sumney,
Brown, H. S.,	Hamilton, R. S.,	Nagel,	Surface,
Brown, J. E.,	Harkins,	Nothnagle,	Terry,
Brownfield,	Harmuth,	O'Keefe,	Tronzo,
Brumbaugh,	Hart,	Ominsky,	Trout,
Burke,	Hartman,	O'Neill,	Tumelty,
Cannon,	Hefferon,	Panton,	Turner,
Caputo,	Hermansen,	Parks,	Van Allsburg,
Carr,	Hetrick,	Patterson, C.,	Van Sickle,
Carson,	Hindman,	Patterson, J. W.,	Walker,
Castor,	Hoffner,	Pearson,	Wall,
Chervenak,	Holstrom,	Peters,	Weidemann,
Coakley,	Hoopes,	Pfaff,	Weiss,
Cochran,	Jackson,	Phillips,	Welsh,
Cohen,	Jones,	Piole,	Westrick,
Coleman,	Kane,	Powers,	White,
Coolahan,	Kelso,	Reising,	Wickersham,
Cordier,	Kilroy,	Rhys,	Wilson,
Davies,	Kinney,	Rinn,	Witkin,
Decker,	Klingler	Roan,	Wood,
Denning,	Kobelak,	Robinson,	Woodside,
Dent,	LaRue,	Ruffennach	Yourishin,
Diehl,	Long,	Sarraf,	Zappala,
Dilley,	Lovett,	Scanlon,	Zimmerman,
Downey, G. E.,	Lynch,	Schrock,	Sarig,
Duffort,	Male,		

NAYS—0

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative

Ordered, That the Clerk present the same to the Senate for concurrence

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 941, entitled:

An Act to amend clause fifty-four of section two thousand four hundred three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled: "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," decreasing the maximum fine and penalty which may be imposed by ordinance.

And said bill having been read at length the third time, and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—166

Achterman,	Duffort,	Male,	Schrock,
Alexander,	Eberharter,	Mason,	Schrope,
Allen,	Eroe,	McCreary,	Schwab,
Altenburg,	Falkenstein,	McDermott,	Schwartz,
Andrews,	Ferko,	McDevitt,	Shaw,
Arnold,	Finnerty,	McHenry,	Shepard,
Atkins,	Fitch,	McKinney,	Shortz,
Aukerman,	Flanagan,	Melchiorre,	Shugarts,
Baine,	Flinchbaugh,	Mentzer,	Siegel,
Baker, J J.,	Furman,	Merrell,	Sloan,
Baldi,	Gates,	Moomaw,	Smith, J. A.,
Bernhard,	Gerard,	Mooney,	Smith, W. G.,
Blumberg,	Gillette,	Moore,	Snyder, F. E.,
Boose,	Green,	Moran,	Sowers,
Boyer,	Haberlen,	Moul,	Sproul,
Bradley,	Hagerty,	Muir,	Stank,
Brancato,	Haluska,	Munley,	Stevens,
Brennan,	Hamilton, F. P.,	Murrin,	Stewart,
Brown, H. S.,	Hamilton, R. S.,	Nagel,	Sumney,
Brown, J. E.,	Harkins,	Nothnagle,	Surface,
Brownfield,	Harmuth,	O'Keefe,	Terry,
Brumbaugh,	Hart,	Ominsky,	Tronzo,
Burke,	Hartman,	O'Neill,	Trout,
Cannon,	Hefferon,	Panton,	Tumelty,
Caputo,	Hermansen,	Parks,	Turner,
Carr,	Hetrick,	Patterson, C.,	Van Allsburg,
Carson,	Hindman,	Patterson, J. W.,	Van Sickle,
Castor,	Hoffner,	Pearson,	Walker,
Chervenak,	Holstrom,	Peters,	Wall,
Coakley,	Hoopes,	Pfaff,	Weidemann,
Cochran,	Jackson,	Phillips,	Weiss,
Cohen,	Jones,	Piole,	Welsh,
Coleman,	Kane,	Powers,	Westrick,
Coolahan,	Kelso,	Reising,	White,
Cordier,	Kilroy,	Rhys,	Wilson,
Davies,	Kinney,	Rinn,	Witkin,
Decker,	Klingler,	Roan,	Wood,
Denning,	Kobelak,	Robinson,	Yourishin,
Dent,	LaRue,	Ruffennach,	Zappala,
Diehl,	Long,	Sarraf,	Zimmerman,
Dilley,	Lovett,	Scanlon,	Sarig,
Downey, G. E.,	Lynch,		

NAYS—4

Habbyshaw,	McElroy,	Wickersham,	Woodside,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative

Ordered, That the Clerk present the same to the Senate for concurrence

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1012, entitled:

An Act fixing rate of interest collectible on certain delinquent taxes, and abating other penalties and interest under existing law.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—166

Achterman,	Eberharter,	Lovett,	Scanlon,
Alexander,	Ederer,	Lynch,	Schrock,
Allen,	Eroe,	Male,	Schrope,
Altenburg,	Falkenstein,	Mason,	Schwab,
Andrews,	Ferko,	McCreary,	Schwartz,
Arnold,	Finnerty,	McDermott,	Shaw,
Atkins,	Fitch,	McDevitt,	Shepard,
Aukerman,	Flanagan,	McElroy,	Shortz,
Baker, F. T.,	Flinchbaugh,	McHenry,	Shugarts,
Baker, J J.,	Flynn,	McKinney,	Siegel,
Baldi,	Forrest,	Melchiorre,	Sloan,
Bernhard,	Furman,	Mentzer,	Smith, J. A.,
Blumberg,	Gates,	Merrell,	Smith, W. G.,
Boose,	Gerard,	Moomaw,	Snyder, F. E.,
Boyer,	Gillette,	Mooney,	Sowers,
Bradley,	Green,	Moore,	Sproul,
Brancato,	Greenstein,	Moul,	Stank,
Brennan,	Habbyshaw,	Muir,	Stevens,
Brown, H. S.,	Haberlen,	Munley,	Stewart,
Brown, J. E.,	Hagerty,	Murrin,	Sumney,
Brownfield,	Haluska,	Nagel,	Surface,
Brumbaugh,	Hamilton, F. P.,	Nothnagle,	Terry,
Burke,	Hamilton, R. S.,	O'Keefe,	Tronzo,
Cannon,	Harkins,	Ominsky,	Trout,
Carson,	Harmuth,	O'Neill,	Tumelty,
Caputo,	Hart,	Panton,	Turner,
Carr,	Hartman,	Parks,	Van Allsburg,
Castor,	Hefferon,	Patterson, C.,	Van Sickle,
Chervenak,	Hermansen,	Patterson, J. W.,	Walker,
Coakley,	Hetrick,	Pearson,	Wall,
Cochran,	Hindman,	Peters,	Weidemann,
Cohen,	Hoffner,	Pfaff,	Weiss,
Coleman,	Holstrom,	Phillips,	Welsh,
Coolahan,	Jackson,	Piole,	Westrick,
Cordier,	Jones,	Powers,	White,
Davies,	Kane,	Reising,	Wilson,
Decker,	Kelso,	Rhys,	Wood,
Denning,	Kilroy,	Rinn,	Woodside,
Dent,	Kinney,	Roan,	Yourishin,
Diehl,	Klingler,	Robinson,	Zappala,
Dilley,	Kobelak,	Ruffennach,	Zimmerman,
Downey, G. E.,	LaRue,	Sarraf,	Sarig,
Duffort,	Long,		

NAYS—4

Baine,	Hoopes,	Moran,	Witkin,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 927, entitled:

An Act to preserve the purity of the waters of the Commonwealth, and to avoid the danger of fire by requiring the owners, operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof, and conferring powers upon the Department of Mines to carry into effect the provisions of this act.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays wre taken and were as follows, viz:

YEAS—165

Achterman,	Eroe,	McCreary,	Schrope,
Alexander,	Falkenstein,	McDermott,	Schwab,
Allen,	Ferko,	McDevitt,	Schwartz,
Altenburg,	Finnerty,	McElroy,	Shaw,
Andrews,	Fitch,	McHenry,	Shepard,
Atkins,	Flanagan,	McKinney,	Shortz,
Aukerman,	Flinchbaugh,	Melchiorre,	Shugarts,
Baine,	Furman,	Mentzer,	Siegel,
Baker, J. J.,	Gates,	Merrell,	Sloan,
Baldi,	Gerard,	Moomaw,	Smith, J. A.,
Bernhard,	Gillette,	Mooney,	Smith, W. G.,
Blumberg,	Green,	Moore,	Snyder, F. E.,
Boose,	Habbyshaw,	Moran,	Sowers,
Boyer,	Hagerty,	Moul,	Stank,
Bradley,	Haluska,	Muir,	Stevens,
Brancato,	Hamilton, F. P.,	Munley,	Stewart,
Brennan,	Hamilton, R. S.,	Murrin,	Sumney,
Brown, H. S.,	Harkins,	Nagel,	Surface,
Brown, J. E.,	Harmuth,	Nothnagle,	Terry,
Brumbaugh,	Hart,	O'Keefe,	Tronzo,
Burke,	Hartman,	Ominsky,	Trout,
Cannon,	Hefferon,	O'Neill,	Tumelty,
Caputo,	Hermansen,	Panton,	Turner,
Carr,	Hetrick,	Parks,	Van Allsburg,
Carson,	Hindman,	Patterson, C.,	Van Sickle,
Castor,	Hoffner,	Patterson, J. W.,	Walker,
Chervenak,	Holstrom,	Pearson,	Wall,
Coakley,	Hoopes,	Peters,	Weidemann,
Cohen,	Jackson,	Pfaff,	Weiss,
Coleman,	Jones,	Phillips,	Welsh,
Coolahan,	Kane,	Piole,	Westrick,
Cordier,	Kilroy,	Powers,	White,
Davies,	Kinney,	Reising,	Wickersham,
Decker,	Klingler,	Rhys,	Wilson,
Denning,	Kobelak,	Rinn,	Witkin,
Dent,	LaRue,	Roan,	Wood,
Diehl,	Long,	Robinson,	Woodside,
Dilley,	Lynch,	Ruffennach,	Yourishin,
Downey, G. E.,	Lovett,	Sarraf,	Zappala,
Duffort,	Male,	Scanlon,	Zimmerman,
Eberharter,	Mason,	Schrock,	Sarig,

NAYS—5

Arnold,	Cochran,	Haberlen,	Kelso,
Brownfield,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, that the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1028, entitled:

An Act relating to collections of county and poor taxes in counties of the third class.

On the question,

Will the House agree to the bill on third reading?

BILL RECOMMITTED

Mr. MASON. Mr. Speaker, I move that this bill be recommitted to the Committee on Counties for further study.

Th motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 1243, entitled:

An Act to amend title of and to add section three to the act approved the first day of June one thousand eight hundred and eighty-three (Pamphlet Laws fifty-two) entitled "An act to protect miners in the bituminous coal regions of this Commonwealth" so as to protect miners from fraudulent deprivation of wages providing standard measurements for coal mined and prohibiting the use of other standards providing methods for the ascertainment of proper measurements and imposing penalties.

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. SHUGARTS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 871, as follows:

An Act providing for and regulating the assessment and valuation of persons property and subjects of taxation for county city of the second class borough township school and poor purposes in counties of the second class and abolishing the existing board for the assessment and revision of taxes and the department of assessors in cities of the second class and the city assessor in cities of the third class in such counties

The first section was read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in each county of the second class there is hereby created a board to be designated as the board for the assessment and revision of taxes composed of seven persons citizens of the county The members of such board shall be appointed by the county commissioners of such county and shall hold their office for the term of four years from the first Monday of January one thousand nine hundred and thirty-six and the county commissioners shall fill all vacancies in the board for the unexpired term thereof Each member of such board shall receive a salary which shall be fixed by the salary board payable monthly out of the treasury of the county

Section 2 It shall be the duty of the board for the assessment and revision of taxes in each county of the second class to make and to have supervision of the making of all assessments and valuations of property whether real or personal taxable under any general special or local law for county or city purposes and of all lists of residents and inhabitants as required by existing law and shall prepare and cause the publications or notices hereinafter directed to be made

Section 3 The said board shall divide the county into convenient districts and shall appoint one subordinate assessor for each of said districts The subordinate assessors shall receive such compensation as the salary board shall fix The board shall have the right to appoint such clerks as the salary board of the county may allow for the proper discharge of the duties of said board All salaries herein provided for shall be fixed by the salary board and all such salaries and all other expenses in connection with the making of assessments under the provisions of this act shall be paid out of the county treasury

Section 4 The subordinate assessors shall make the assessment and valuations of all property taxable under any general special or local law for county and city purposes together with a list of all persons within their respective districts as provided by existing law and in so doing shall view all property in their district taxable for such purposes and in cities of the second class shall classify all real estate in such cities in such manner and upon such testimony as may be adduced before them so as to distinguish between the buildings on land and the land exclusive of the buildings The subordinate assessors shall make a personal house-to-house canvass of their district in order that such lists of persons may be accurate and correct in so far as it is possible to so make them All such assessors who shall fail to make such assessments and lists in the manner as herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

Section 5 The subordinate assessors shall make such as-

sessments of property and occupations each year preceding the triennial assessment in such counties and shall file the same with the board for the assessment and revision of taxes on or before the first Monday of November of such year

Section 6 The board shall as provided by this act and by the provisions of existing law examine and revise the said assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto such property or subjects of taxation as may have been omitted After such revision the board shall by rule fix convenient times for the hearing of appeals from said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so ascertained and revised unless changed in the manner hereinafter provided or as provided by existing law shall stand as the valuations for the assessments of all county city borough township school and poor taxes until the next triennial assessment

Section 7 When the triennial assessments shall be fixed either for the whole county or in districts thereof notice of that fact shall be given by publication of a list of all owners of real property showing the street number and street name if any the size of the lot assessed valuation of land and improvements thereon if any in one newspaper of general circulation as defined by the Newspaper Advertising Act of May sixteenth one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred eighty-four) published in the city borough or township wherein such real property is located and if there be no such newspaper then by publication in a newspaper defined as aforesaid published within the county and circulating within the city borough or township and also in the legal newspaper in the county if any Said publication shall state the time when appeals will be heard and also give notice that copy of the assessments made in any borough or township shall be placed in a particular public place in each such borough or township by the assessor After the hearing of appeals the board shall take such action in regard thereto as may be right and proper

Section 8 After action on such assessments by the board for the assessment and revision of taxes any taxpayer dissatisfied with the assessment on his property may within sixty days after the board has held the appeals provided for by this act appeal therefrom to the court of common pleas of the said county as provided by existing law and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper

Section 9 The subordinate assessors shall between the triennial assessments revise any assessments or valuation according to right and equity by correcting errors and by adding thereto any property or subjects of taxation which may have been omitted or any new property or subjects of taxation which may have come into being since the last triennial assessment In each such case the subordinate assessors shall in cities of the second class classify all real estate in such cities in such manner and upon such testimony as may be adduced before them so as to distinguish between the buildings on land and the land exclusive of the buildings

They shall also add thereto the names of any persons who may have moved into such district and strike therefrom the names of any person who have removed from such districts since the last triennial assessment

The assessors shall also revise assessments and valuations between the triennial assessments by increasing or decreasing the same where the value of the property or subjects of taxation assessed or valued has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been subdivided or laid out into a plan of lots or other subdivisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it seems to the board necessary and equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of the property or subjects of taxation assessed do not conform to the generality or uniform standard of assessments Provided however That if such revision or correction of such assessment shall increase the amount thereof the owner of such subjects of taxation whose assessment has been so increased between the triennial assessments shall be given at least ten days' written notice of such revision or correction and have the right of appeal to the court of common pleas in the same manner provided in section ten of this act

All assessments required to be made by the subordinate assessors in the years between the triennial assessment shall be returned to the board for the assessment and revision of taxes not later than the first Monday of November of the year preceding the one for which it is made and the same notice by publication in newspapers of such assessments shall be made as required and directed for the triennial assessments

Section 10 At least ten days' written notice shall be given to any taxable person whose assessment shall be changed between triennial assessments setting forth any change which has been made and the time and place set for hearing objections thereto

Such notice shall be served by the board or any member thereof or by any subordinate assessor or by any other person authorized so to do by the board upon said taxable person if he or she can be found in the county or upon an adult person residing upon the property in question in case the taxable person cannot be found in the county

When no service is made upon the taxable person or upon an adult person residing upon the property assessed said notice shall be deemed to have been properly served if tacked or conspiculously posted upon the property assessed

No defect in service of any such notice shall be sufficient ground for setting aside any assessment so made but upon proof thereof being made the taxable person shall have the right to a rehearing before said board relative to said assessment and to appeal therefrom to the court of common pleas as hereinafter provided

Section 11 After the hearing of any objection thereto and the making of any changes that may be deemed proper the valuation as so ascertained shall unless changed in the manner herein provided or as provided by existing law stand as the valuations for the assessments for county city borough township school and poor taxes in such county until the next triennial assessment

Section 12 Any taxable person dissatisfied with changes made in any assessment in the years between the triennial may within thirty days after the final fixing of the same appeal to the court of common pleas of said county and it shall be the duty of the court at once to hear and determine said appeal and if necessary make such changes therein as may be right and proper

Section 13 No appeal taken from any such assessments shall affect the validity of any taxes assessed but if such assessment shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 14 Upon request by any taxpayer he shall at any time receive from the board a statement of his taxable property and its valuation

Section 15 When the said valuations and assessments have been made all taxation for county city borough township school and poor purposes within the limits of such county shall be based upon such valuations and the board for the assessment and revision of taxes shall certify to the councils of all cities in the county the aggregate valuation of city property in each of such cities subject to taxation for city purposes

Section 16 On the first Monday of January one thousand nine hundred and thirty-six the terms of all members of the board for the assessment and revision of taxes and of all subordinate assessors and clerks employed by the board in counties of the second class and of all members and employes of the department of assessors in cities

of the second class and the city assessor in cities of the third class in such counties shall cease and terminate and the board for the assessment and revision of taxes as now constituted in counties of the second class and the department of assessors in cities of the second class and the office of city assessor in cities of the third class in such counties are hereby abolished It is the intent and meaning of this act that in counties of the second class there shall be but one assessment made for taxation purposes and that all county city borough township school and poor taxes shall be levied on the basis of such assessment

Section 17 The provisions of this act shall be severable and if any of the provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 18 Except where inconsistent therewith this act does not repeal any of the provisions of the act approved the twenty-second day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred fifty-three) entitled "An act relating to taxation designating the subjects property and persons subject to and exempt from taxation for all local purposes providing for and regulating the assessment and valuation of persons property and subjects of taxation for county purposes and for the use of those municipal and quasi-municipal corporations which levy their taxes on county assessments and valuations amending revising and consolidating the law relating thereto and repealing existing laws"

Section 19 The act approved the twenty-second day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand ninety-three) entitled "An act creating in counties having a population of from eight hundren thousand to one million five hundred thousand a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners fixing their salaries payable by the county defining the powers and duties of such board and regulating the assessment of property and occupations for State and county purposes authorizing the appointment of subordinate assessors and clerks defining their duties and providing for their compensation payable by such counties imposing a penalty on subordinate assessors for failure to comply with certain provisions of this act and abolishing the office of ward borough and township assessor in so far as respects the assessment of property and occupations for State and county purposes" and its amendments are hereby repealed

All other acts and parts of acts inconsistent herewith are hereby repealed

Section 20 Except as to the appointment of the members of the board for the assessment and revision of taxes which may be done at any time after the final enactment of this act the provisions thereof shall become effective on the first Monday of January one thousand nine hundred and thirty-six Provided That this act shall not affect assessments made under existing laws as the basis of city taxes for the year one thousand nine hundred and thirty-six and such laws shall remain in force as long as may be necessary for such purpose

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. WEISS. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

BILL ON THIRD READING

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill 631, as follows:

An Act to amend section twenty-four of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" providing additional powers for a sequestrator of property appointed by court under the provisions of the act

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section twenty-four of the act approved the sixteenth day of May one thousand nine hundred and twenty-three (Pamphlet Laws two hundred seven) entitled "An act providing when how upon what property and to what extent liens shall be allowed for taxes and for municipal improvements for the removal of nuisances and for water rents or rates sewer rates and lighting rates for the procedure upon claims filed therefor the methods for preserving such liens and enforcing payment of such claims the effect of judicial sales of the properties liened the distribution of the proceeds of such sales and the redemption of the property therefrom for the lien and collection of certain taxes heretofore assessed and of claims for municipal improvements made and nuisances removed within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly" is hereby amended to read as follows

Section 24 After the expiration of twenty days from the recovery of judgment whether on the original scire or any scire facias to revive except in cases where the property named is essential to the business of a quasi public corporation the court shall upon the petition of the plaintiff appoint a sequestrator of the rents issues and profits of the property bound by the judgment unless in the meantime an appeal be taken and approved security given to operate as supersedeas If the owner against whom the judgment is entered be in possession of the property sequestered or the party in possession refuse to pay a fair rent the court shall upon petition filed and served grant a rule and if it be made absolute award a writ in the nature of a writ of habere facias possessionem directed to the owner and/or the party in possession commanding him or them to deliver such possession [of] to the sequestrator within fifteen days thereafter unless such property be occupied by the owner and his family for a home in which case he shall be entitled to retain possession for a period of [three months] one month from the time the petition was served upon him A sequestrator once appointed shall have power to retain possession as sequestrator until all the taxes owing at the time of his appointment shall have been collected or paid He shall have power to lease the property for a period not exceeding one year with the usual privilege of renewal or termination thereof upon three months notice He may make such repairs to the property as may be reasonably necessary to restore it to and maintain it in a tenantable condition He may advertise for tenants and collect the costs of repairs and advertising from rentals collected or from a redeeming owner He may appoint an agent or agents to collect the rentals of the property and pay such agent or agents the customary commissions for rent collections All commissions costs and necessary expenses shall be deducted from the rents collected before paying the net balance towards the taxes Any owner of the property may redeem it from the sequestrator and be again entitled to possession thereof upon payment of the net amount of taxes then owing upon the property after payment of the fees commissions costs and expenses of the sequestration proceedings Upon payment of all taxes owing either by a redeeming owner or by collection of rentals the sequestrator shall transfer the possession of the property to the owner or owners subject to any exist-

ing lease or leases given or executed by the sequestrator which said lease or leases shall be assigned to the owner

Sequestrators appointed under this act shall have and exercise all the powers and shall be entitled to use all the remedies conferred by the laws of this Commonwealth upon sequestrators in other proceedings so far as they may be applicable

On the question,

Will the House agree to the bill on third reading?

BILL POSTPONED

Mr. McDEVITT. Mr. Speaker, I move that this bill be placed upon the postponed calendar.

The motion was agreed to.

STATEMENT BY MR. SOWERS

Mr. SOWERS asked and obtained unanimous consent to make the following statement:

Mr. Speaker and members of the House, I asked Mr. B. D. Oliensis, an attorney of Philadelphia, for an opinion on graduated inheritance taxes and graduated income taxes, and I have his opinion here. I do not want to read it, but I do ask permission to have it inserted in today's proceedings and then the members will have an opportunity to read it.

The SPEAKER. If there is no objection the opinion will be spread upon the Journal.

The Chair hears none.

IN RE CONSTITUTIONALITY OF GRADUATED SUCCESSION TAX AND GRADUATED INCOME TAX

As to a graduated succession tax. I am of the opinion that a graduated impost upon estates would be constitutional. The right to transmit property, by will or under the intestacy laws, is strictly speaking not a property right, for death terminates ownership. It is only permitted by the grace of the State. The State may, therefore, if it chooses, retain such a portion of the decedent's estate as it deems fit and permit the remainder to pass on. This was indicated by our Supreme Court, though in somewhat guarded language. in

Knowles's Estate, 295 Pa. 571, where Moschzisker, C. J., 15 said on p. 589:—

"Perhaps the distinction made by the court below, in disposing of Cope's Estate, supra, between the Act of 1897, as one avowedly taxing property, and the act now before us, as one taxing the right of succession as distinguished from the property itself (Wagner's Est., 295 Pa. 419, 422) is a valid and controlling one, for the right to take under a will or by inheritance is a privilege, and , in Knisely v. Cotterel, 196 Pa. 614 (a later case), we in effect decided that the part of the Constitution here insisted on did not govern the taxation of privileges."

Indeed, a careful reading of the Opinion of Chief Justice Sterrett in COPE'S ESTATE, 191 Pa. 1 (p. 19), wherein the Act of 1897, which exempted estates to the extent of $5,000.00 was declared invalid as contravening the uniformity clause (Article 9, Section 1) of our Constitution, will readily show that the decision was largely predicated upon the fact that the Act specifically designated the impost as a "tax:"

"As to the character of the act, there cannot be any doubt. That it is an act imposing taxes on the personal property therein specified is too plain for discussion. To hold otherwise would be a perversion of the plain meaning of the words employed in entitling the act and specifying its provisions. As we have seen its title declares it to be, "An act taxing gifts, legacies," etc., and providing for the collection thereof. Section sixteen declares that it shall be "known as the Direct Inheritance Tax Law." The "personal property" specified in the act is, in express words, "made subject to the tax," etc.: section 1. * * * * * * * * * *

Having thus seen that the act in question is essentially and avowedly a "tax law," imposing a state tax on certain specified personal property, and providing for the collection thereof, let us briefly inquire whether it offends against the fundamental principles of taxation, or the provisions of our constitution relating thereto."

It would thus seem that the specific designation of the impost as a "tax" was the controlling factor. Such a situation is by no means novel in our law. It has recurred in TITUSVILLE v. GAHAN, 34 Sup. 613, where a license charge imposed upon theatres and bill posters, which could readily have passed the constitutional gauntlet as a police regulation pure and simple, was declared unconstitutional because it was designated in the borough ordinance as a tax and revenue raising measure (vide Opinion of Rice, P. J., ibid. pp. 622-3).

I am, therefore, of the opinion that if an Act providing for a graduated impost upon estates is drawn in such a manner as to avoid any reference to the measure as "a tax," it would be constitutional.

As to a graduated income tax. The proposition here involved is somewhat more difficult and complicated. Our earlier decisions have frowned upon such measures as contrary to the uniformity provision of our State Constitution. The modern trend, however, seems to be running in a more liberal direction. An income tax would unwould not necessarily prevent it from being classified and doubtedly be viewed as a tax upon property, but that graduated on the basis of the amount involved. Thus our Supreme Court as early as KNISELY v. COTTEREL, 196 Pa. 614 ruled (ibid. pp. 627-8) that a sales tax, even if it should be regarded as a property tax, may be "graduated and classified by the amount and method of the sales."

Moreover, within the last few years, our Supreme Court has adopted as a basis for legitimate tax classification, the test laid down by the Supreme Court of the United States under the "equal protection" clause of the 14th Amendment of the Federal Constitution; and held that as long as the distinction upon which the classification is predicated "bears a reasonable and just relation to the act in respect to which the classification is proposed," it satisfies the "tax uniformity" requirement of our Constitution just as it does the "equal protection" requirement of the 14th Amendment of the Constitution of the United States: Com. v. Girard Insurance Co., 305, Pa. 558, p. 562 et seq.; Com. v. Lukens, 312 Pa. 220, p. 223 et seq.

It would thus follow that, since classification of income tax, in permitting deductions etc., was held proper under the equal protection clause of the Federal Constitution (vide Atlantic etc. Co. v. Daughton, 262 U. S. 413), it might well be argued that by the same token it would likewise be proper under the tax uniformity clause of our State Constitution. It would certainly be a logical position to take at all events that a classification of incomes on the basis of the amount and extent thereof "bears a reasonable and just relation to the act (the taxation) in respect to which the classification is proposed," thus fully meeting the requisite constitutional test as now recognized by both the Supreme Court of the United States and our own Supreme Court.

O. D. Oliensis

USE OF HALL OF HOUSE GRANTED TO COMMITTEE ON HIGHWAYS

Mr. FURMAN. Mr. Speaker, I move that the use of the Hall of the House be granted to the Committee on Highways for one hour after this session, beginning thirty minutes after the close of this session for a public hearing on House Bill No. 977.

The motion was agreed to.

TIME EXTENDED ON BILL

Mr. BURKE. Mr. Speaker, I move that the time on House Bill No. 476, Printer's No. 155, entitled:

An Act providing for the fixing of the salary of county officers the members of the county board of viewers and the members of the board of revision of taxes in counties of the first class and the number salary or compensation of all deputies clerks and employes of said county offices and boards by the body which under the provisions of

existing laws levies the taxes and raise the revenues from which such salary or compensation is paid providing for certain exceptions and repealing existing laws

on page 20 of today's calendar, bills on third reading postponed, be extended five days.

The motion was agreed to.

USE OF HALL OF HOUSE GRANTED TO COMMITTEE ON PUBLIC UTILITIES

Mr. SHUGARTS. Mr. Speaker, I move that the use of the Hall of the House be granted to the Committee on Public Utilities for the purpose of holding a public hearing on House Bill No. 207, from two to four o'clock on the afternoon of March 27th.

The motion was agreed to.

PRINTING ADDITIONAL COPIES OF HOUSE BILL NO. 1199

Mr. YOURISHIN asked and obtained unanimous consent to offer the following resolution which was twice read, considered and adopted.

In the House of Representatives, March 14, 1935.

Resolved, That the Chief Clerk be directed to have printed 5,000 additional copies of House Bill No. 1199, entitled "An act to re-enact and amend the title and the act approved the second day of June, one thousand nine hundred fifteen (Pamphlet Laws, seven hundred thirty-six), entitled 'An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation, and providing procedure for the determination of liability and compensation thereunder,' by making the present schedules of compensation compulsory upon all employers; changing, adding to and increasing the schedules of compensation; requiring appeals theretofore taken to the courts of common pleas to be filed directly with the Superior Court, and conferring jurisdiction upon such court to hear such appeals; prescribing and changing certain presumptions and rules of evidence; increasing the requirements to be met by employers desiring to be self-insurers; conferring certain duties upon the Prothonotary of the Superior Court; and certain powers and duties upon the Department of Labor and Industry; imposing additional duties and liabilities upon employers and insurance carriers; including the cost of administering the workmen's compensation system; providing for the payment of compensation for certain second injuries, and fo. the rehabilitation of injured employes by the Commonwealth out of moneys required to be paid into the State Treasury by certain employers and insurance carriers in death cases where there are no dependents; imposing new, and changing certain, existing penalties; and generally amending, clarifying and changing the provisions of said act."

BILLS INTRODUCED AND REFERRED

By Mrs. LILITH WILSON. HOUSE BILL No. 1579.

An Act to further amend article thirty-five of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class; and amending, revising, and consolidating the law relating thereto," providing for the acquisition and operation by cities of electric light and power, natural and artificial gas, steam or other forms of heat, plants and of water works and supply systems, together with the transmission and distribution systems of each, both within and without the city limits; providing for the cost thereof and for changes for service; and limiting the power and jurisdiction of the Public Service Commission in certain cases.

Referred to the Committe on Cities.

By Mr. WEISS. HOUSE BILL No. 1580.

An Act to amend section of the act approved the twenty-eighth day of April, one thousand eight hundred and ninety-nine (P. L. 117), entitled "An act making it unlawful for any person to hold himself out or advertise himself as a lawyer, attorney-at-law, or counsellor-at -law in the county, of the State of Pennsyllvania unless duly admitted to practice by a court of record of any county in this Commonwealth, providing a penalty therefor," as amended, prohibiting certain persons, partnerships, associations and corporations from practicing law.

Referred to the Committee on Judiciary General.

By Mr. HARMUTH. HOUSE BILL No. 1581.

An Act to establish as a State highway a certain section of public road in the County of Allegheny, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. HARMUTH. HOUSE BILL No. 1582.

An Act to amend section two of the act approved the first day of June, one thousand nine hundred and thirty-three (P. L. 1172), entitled "An act establishing certain streets in boroughs and incorporated towns as State highways, and providing for their construction and maintenance at the expense of the Commonwealth," establishing certain streets in the Borough of Dormont.

Referred to the Committee on Highways.

By Mr. Van ALLSBURG. HOUSE BILL No. 1583.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvements under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie.

Referred to the Committee on Highways.

By Mr. Van ALLSBURG. HOUSE BILL No. 1584.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie

Referred to the Committee on Highways.

By Mr. Van ALLSBURG. HOUSE BILL No. 1585.

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligation of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon

the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Erie.

Referred to the Committee on Highways.

By Mr. ALTENBURG. HOUSE BILL No. 1586.

An Act to establish as a State highway a certain section of public road in the County of Crawford and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. GERARD. HOUSE BILL No. 1587.

An Act making an appropriation to the Department of Welfare to pay the cost of administering the laws of the Commonwealth providing for mothers' assistance, pensions for the blind and old age assistance.

Referred to the Committee on Appropriations.

By Mr. FITCH. HOUSE BILL No. 1588.

An Act making an appropriation from the Banking Department Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Banking Department Fund .

Referred to the Committee on Appropriations.

By Mr. ALLEN. HOUSE BILL No. 1589.

An Act making an appropriation from the Manufacturing Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Manufacturing Fund.

Referred to the Committee on Appropriations.

By Messrs. HABERLEN and STEVENS. HOUSE BILL No. 1590.

An Act making an appropriation from the Motor License Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Motor License Fund.

Referred to the Committee on Appropriations.

By Mr. Mc ELROY. HOUSE BILL No. 1591.

An Act making an appropriation to the Department of Welfare for Pensions for the Blind.

Referred to the Committee on Appropriations.

By Mr. ALEXANDER. HOUSE BILL No. 1592.

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue for the payment of the Loan and Transfer Agent of the Commonwealth.

Referred to the Committee on Appropriations.

By Mr. KOBELAK. HOUSE BILL No. 1593.

An Act making an appropriation to the Department of Welfare for Old Age Assistance.

Referred to the Committee on Appropriations.

By Mr. CHERVENAK. HOUSE BILL No. 1594.

A Supplement to the act approved the third day of June, one thousand nine hundred thirty-three (Appropriation Act, page 169) entitled "An act to provide for the ordinary expenses of the Executive Legislative and Judicial Departments of the Commonwealth interest on the public debt and the support of the public schools for two years beginning June first one thousand nine hundred and thirty-three and for the payment of bills incurred and remaining unpaid at the close of the fiscal year ending May thirty-first one thousand nine hundred and thirty-three," providing for deficiencies in certain appropriations for the fiscal biennium ending May thirty-first one thousand nine hundred thirty-five.

Referred to the Committee on Appropriations.

By Mr. NAGEL. HOUSE BILL No. 1595.

An Act lapsing all unexpended or unencumbered balances of appropriations from the General Fund made by the General Assembly at its session of one thousand nine hundred and twenty-seven and prior sessions and at its sessions of one thousand nine hundred and twenty-nine and one thousand nine hundred and thirty-one.

Referred to the Committee on Appropriations.

By Mr. KILROY. HOUSE BILL No. 1596.

An Act making an appropriation from the Fish Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Fish Fund.

Referred to the Committee on Appropriations.

By Mr. RINN. HOUSE BILL No. 1597.

An Act making an appropriation from the Game Fund to the State Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the Game Fund.

Referred to the Committee on Appropriations.

By Messrs. BERNHARD and ACHTERMAN. HOUSE BILL No. 1598.

An Act to establish as a State highway a certain section of public road in the Counties of Monroe and Carbon, and providing for its construction and maintenance at the expense of the Commonwealth.

Referred to the Committee on Highways.

By Mr. KLINGLER. HOUSE BILL No. 1599.

An Act making an appropriation of moneys in the Motor License Fund to the Board of Finance and Revenue to meet interest and sinking fund requirements on the State debt.

Referred to the Committee on Appropriations.

By Mr. SOWERS. HOUSE BILL No. 1600.

An Act to amend section one of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 403), entitled "An act relating to the form, execution, revocation, and interpretation of wills; to nuncupative wills; to the appointment of testamentary guardians; to spendthrift trusts; to forfeiture of devise or legacy in case of murder of testator; to elections to take under or against wills, and to the recording and registering of such elections and of decrees relative thereto, and to the fees therefor," fixing the Commonwealth's share in the estates of all persons as heir at law, and providing that only that portion remaining after deducting such share may be disposed of by will.

Referred to the Committee on Ways and Means.

By Mr. SOWERS. HOUSE BILL No. 1601.

An Act to amend section one of the act approved the seventh day of June, one thousand nine hundred and seventeen (P. L. 429), entitled "An act relating to the descent and distribution of the real and personal property of persons dying intestate; and to provide for the recording and registration of the decrees of the orphans' court in connection therewith, and the fees therefor," fixing the Commonwealth's share as heir at law in the estates of all persons dying intestate, and providing that only that portion of such estates remaining after deducting such share shall be divided and distributed to other heirs.

Referred to the Committee on Ways and Means.

By Mr. DUFFORT. HOUSE BILL No. 1602.

An Act to amend section one of the act approved the twenty-ninth day of April, one thousand nine hundred and twenty-nine (P. L. 854), entitled "An act authorizing the sentencing of persons convicted for a second or subsequent offense of certain crimes to additional prison terms and to imprisonment for life," permitting the sentence for certain crimes to include time not served in a prior conviction because of a pardon.

Referred to the Committee on Judiciary General.

By Mr. WEIDEMANN. HOUSE BILL No. 1603.

An Act to amend section two hundred and four of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, share-holders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," as amended; further regulating the establishment and maintenance of branch banks, offices and agencies.

Referred to the Committee on Banking.

By Mr. DENT. HOUSE BILL No. 1604.

A Supplement to the act approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining th liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation, and providing procedure for th determination of liability and compensation thereunder," providing for the inclusion of occupational diseases within the scope thereof, and providing definitions, provisions and procedure related to such diseases.

Referred to the Committee on Judiciary Special.

By Mr. CAPUTO. HOUSE BILL No. 1605.

An Act providing for the reimbursement by the State of counties for costs and the maintenance of prisoners imposed as the result of the prosecutions under the Vehicle Code; providing for the audit of the accounts of counties by the Auditing General and for the collection of amounts due from counties, and for appeals by counties to the Board of Finance and Revenue, and imposing powers and duties on the Auditor General and the Department of Revenue and certain duties upon counties; repealing inconsistent acts and making an appropriation.

Referred to the Committee on Counties.

By Mr. DECKER. HOUSE BILL No. 1606

An Act making an appropriation from the State Workmen's Insurance Fund to the Employes' Retirement Board to meet the obligations of the Commonwealth to the State Employes' Retirement System with respect to State employes receiving compensation from the State Workmen's Insurance Fund.

Referrd to the Committee on Appropriations.

By Mr. ARNOLD. HOUSE BILL No. 1607

An Act making an appropriation from the Motor License Fund to the Department of Property and Supplies for the payment of the costs incurred by that Department in acting as purchasing agent for the Department of Highways.

Referred to the Committee on Appropriations.

RESOLUTIONS INTRODUCED AND REFERRED

Messrs. WEIDEMANN AND PETERS (Concurrent).
RESOLUTION No. 88.

"In the House of Representatives, March 14, 1935.

Whereas, At each session of the Legislature controversy arises as to the maximum permissible sizes and weights of commercial motor vehicles and the registration fees imposed against them, and

Whereas, It is the desire of the State through proper regulation to conserve public safety, to avoid undue damage to the highways and to impose on such vehicles only such registration fees as are properly chargeable against them, and

Whereas, The trucking industry contends that under existing laws and regulations the public is safeguarded, the highways are not damaged by their operations, the registration fees are adequate and greater than the average of th surrounding states and that more severe restriction as to demensional limitations or further increase in registration fees would result only in increased costs of their services to the public and unjustifiable injuries to them without compensating benefits, and

Whereas, The basic facts in connection with this controversy are really determinable both from financial and engineering standpoints, therefor be it

Resolved, That a joint commission to consist of three members of the Senate and three members of the House of Representatives be appointed by the President Pro Tempore of the Senate, and Speaker of the House respectively, to investigate the facts in connection with the maximum permissible size and weights of commercial motor vehicles and the registration fees that properly should be charged and to report their findings to the next session of the Legislature; the commission to function in consultation with the State Highway Department, the Department of Revenue and the Federal Bureau of Public Roads and to call in such outside experts and consultants as are deemed necessary.

Resolved, That by legislation an appropriation be provided for the use of the committee.

Referred to the Committee on Highways.

Messrs. WEIDEMANN and PETERS (Concurrent)
RESOLUTION No. 89.

In the House of Representatives, March 14, 1935.

Whereas, At each Session of the Legislature controversy arises as to the highways, roads and streets that properly should be incorporated into the State Highway System; and

Whereas, The same controversy arises as to bridges, viaducts and other structures incident to the said system; and

Whereas, The policies of changing administrations have been such that no long range planning of the said system has been possible; and

Whereas, This frequent change of basic plan has resulted in many cases in inconsistent and uncordinated development; and

Whereas, The question as to the fundamental principles under which cities, townships, boroughs and counties participate have never been properly determined; and

Whereas, Proper and economically sound methods of financing the State Highway System, including the determination as to what proportion of costs should be borne by motorists and what proportion by general funds, have never been finally settled; and

Whereas, Studies of the financing and physical development of the State Highway System have already been made in several states under the auspices of the Federal Bureau of Public Roads, which Bureau is prepared to defray a large proportion of the expenses incident to such an investigation; therefore, be it

Resolved, (if the Senate concur), That a commission of three members of the Senate and three members of the House be appointed by the President Pro Tempore and Speaker respectively, and in connection with the State Highway Department and the Federal Bureau of Public Roads and such other expert consultants as they choose to engage, investigate the financial and physical development of the State Highway System to the end that:

1. A long range plan of highway development may be formulated:

2. Proper determination be made of the economic types of construction to be used for the various classification of roads;

3. A determination be made as to those highways, roads and streets which properly should be incorporated in the State Highway System;

4. The responsibility of the State Highway Department be fixed as to bridges, viaducts, grade crossings and incidental structures;

5. There be determined proper city, township and county participation in the funds available to the State Highway Department;

6. Financial determination be made as to the proportion of the costs of the State Highway System which should be borne by motorists and the proportion that should be taken from the general funds of the State and its political subdivisions;

7. There be developed a long range plan of construction and financing that would carry the above plan into effect.

Resolved, That by legislation an appropriation be provided for the use of said committee.

Referred to the Committee on Highways.

Messrs. DENT and LOVETT RESOLUTION No. 90.

In the House of Representatives, March 14, 1935.

Whereas, we have in the State of Pennsylvania, a State owned and controlled system of liquor buying and selling, and

Whereas, this system does not give the same right to all distillers in the Commonwealth in the placing of their products in these State Stores, and

Whereas, these small distilleries (operating entirely in the State of Pennsylvania) pay the same proportionate amount of taxes to the Commonwealth, and

Whereas, these small distilleries are being smothered out of existence because of the inability to place their products in the Stores with an equal chance of display and sale, and

Whereas, these small distilleries are important contributors to the Commonwealth and especially so to the communities in which they operate, therefore be it

Resolved, that the Liquor Control Board be instructed to send out circular letters to the effect that any Pennsylvania concern distilling whiskies etc., be given the right and privilege of placing in any liquor store the products of said concern when such liquor is requested by local consumers and be it further

Resolved, that said products be placed on sale by the bottle as well as by the case and that these products be placed on display along with other products of other concerns and that the prices of these products by the bottle be placed where the consumers can examine said price lists.

Referred to the Committee on Law and Order.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Highways will conduct a public hearing in the Hall of the House thirty minutes after this session is adjourned.

The Judiciary General Committee will hold a public hearing on House Bill Nos. 273 and 1209 on Tuesday, March 19th, at 2:00 o'clock P. M., the place of meeting to be announced later.

The Committee on Cities will hold a public hearing next Tuesday, March 19th, on House Bill No. 1156 in the House Caucus room.

ADJOURNMENT

Mr. RHYS. Mr. Speaker, I move that this House do now adjourn until Monday evening, March 18, 1935, at 9:00 o'clock.

The motion was agreed to, and (at 1:15 o'clock P. M.) the House adjourned until Monday, March 18, 1935, at 9:00 o'clock P.M.

COMMONWEALTH OF PENNSYLVANIA

Legislative Journal.

Session 1935. 131st of the General Assembly.

Vol. 18. HARRISBURG, PA., MONDAY, MARCH 18, 1935 No. 30

SENATE

MONDAY, March 18, 1935.

The Senate met at 9 o'clock P. M.

The PRESIDENT (Lieutenant-Governor Thomas Kennedy) in the Chair.

PRAYER

The Chaplain, Rev. William E. Howard, D. D., offered the following prayer:

Give unto us, O God, a true comprehension of Thy greatness and our insignificance. What physical powers we possess are drawn from the great reservoir of Thy power. Any mental insight of which we may boast comes as a reflection of Thy divine mind. Even our ability to love and suffer is an endowment inherited by us from our Heavenly Father. Make us humble, obedient children of such a Father.

May we so exercise the gifts of body, mind and soul bestowed upon us by Thy beneficence as to honor Thy name and glorify Thy majesty.

When decisions are to be made affecting the welfare of our citizens, may these men who bear the responsibilities of State seek the guidance of the God who was the inspiration of the leaders and lawgivers of ancient days.

We would tonight remember in our prayer the member of this body who was today suddenly stricken with illness. Watch over him during the hours of this night, to comfort and to strengthen him so that he may speedily resume his place among his colleagues.

We ask these things for Thy name's sake. Amen.

JOURNAL APPROVED

The PRESIDENT. A quorum of the Senate being present the Clerk will read the Journal of the preceding session.

The Clerk proceeded to read the Journal of the preceding session, when, on motion of Mr. HARRIS, the further reading was dispensed with, and the Journal was approved.

LEAVES OF ABSENCE

Mr. BUCKMAN asked and obtained leave of absence for the Senator from Chester, Mr. Clark.

Mr. BUCKMAN asked and obtained leave of absence for the Senator from Luzerne, Mr. Sordoni.

Mr. BUCKMAN asked and obtained leave of absence for the Senator from Luzerne, Mr. Harvey.

Mr. BAUMER asked and obtained leave of absence for the Senator from Lycoming, Mr. Sones.

Mr. BAUMER asked and obtained leave of absence for the Senator from Monroe, Mr. Huffman.

PETITIONS

PROTESTING AGAINST SENATE BILL NO. 507

The Chair cleared his table and laid before the Senate petition from A. D. Letchworth, Manager, Arrott Office Building, Pittsburgh, protesting against Senate Bill No. 507.

Which was referred to the Committee on Finance.

FAVORING REDUCTION OF TAXES ON REAL ESTATE

The Chair also laid before the Senate petitions from numerous citizens of Washington and surrounding counties favoring reduction of taxes on real estate.

Which were referred to the Committee on Finance.

FAVORING SENATE BILL NO. 218

The Chair also laid before the Senate petition from the Northwest Business Men's Association, Philadelphia, favoring Senate Bill No. 218.

Which was referred to the Committee on Judiciary Special.

OPPOSING HOUSE BILL NO. 973.

The Chair also laid before the Senate petition from the Wyoga Gas and Oil Corp., Williamsport, opposing House Bill No. 973.

Which was referred to the Committee on Finance.

FAVORING SENATE BILL NO. 93

Mr. THOMPSON (Centre) presented petition signed by numerous citizens of Centre County favoring Senate Bill No. 93.

Which was referred to the Committee on Mines and Mining.

FAVORING SENATE BILL NO. 150

He also presented petition from Sandy Township Tax Justice League, DuBois, favoring Senate Bill No. 150.

Which was referred to the Committee on Constitutional Changes.

FAVORING REVISION OF WORKMEN'S COMPENSATION ACT

Mr. REED (Washington) presented petition from Local Union No. 6275, U. M. W. of A., Washington, favoring revision of the Workmen's Compensation Act.

Which was referred to the Committee on Labor and Industry.

PROTESTING AGAINST SENATE BILL NO. 146

Mr. GRAFF presented petition from numerous citizens of Armstrong County protesting against Senate Bill No. 146.

Which was referred to the Committee on Law and Order.

PROTESTING AGAINST INCREASING THE TAX ON GASOLINE

Mr. REED (Washington) presented petition from the East Franklin Grange No. 1709, Greene County, protesting against increasing the tax on gasoline.

Which was referred to the Committee on Finance.

COMMUNICATION FROM THE STATE OF MINNESOTA

The Chair laid before the Senate joint resolution of the State of Minnesota memorializing the President and Congress of the United States to amend the Federal law so as to permit the states to tax national banks upon a fair and equitable basis and requesting the states to join in a similar memorial.

Which was referred to the Committee on Federal Relations.

REQUESTING THE SENATOR FROM DELAWARE TO RETAIN HIS SEAT IN THE SENATE

The Chair cleared his table and laid before the Senate petition from numerous residents of Delaware County requesting the Senator from Delaware, Mr. McClure, to retain his seat in the Senate.

Which was referred to the Committee on Judiciary Special.

COMMUNICATION FROM THE GOVERNOR

The Chair cleared his table and laid before the Senate communication in writing from His Excellency, the Governor of the Commonwealth, which was read as follows:

APPROVAL OF RESOLUTION PROVIDING FOR PRINTING OF 750 ADDITIONAL COPIES OF THE SURVEY OF THE GOVERNMENT OF PENNSYLVANIA

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

I have the honor to inform you that I have this day approved and signed a Resolution of the Senate and House of Representatives providing for the printing and distribution of 750 additional copies of the "Survey of the Government of Pennsylvania" to the members of the Legislature.

GEORGE H. EARLE

NOMINATIONS BY THE GOVERNOR

The Chair cleared his table and laid before the Senate communications in writing from His Excellency, the Governor of the Commonwealth, which were read as follows and referred to the Committee on Executive Nominations.

NOTARIES PUBLIC

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for appointments as Notaries Public, for terms of four years to compute from the date of confirmation:

ADAMS COUNTY

Maurice J. Sterner, New Oxford.

ALLEGHENY COUNTY

M. R. Baldwin, Coraopolis.
Miss Sara Barnard, 120 Berger Building, Pittsburgh.
Mrs. Anna N. Bitzer, Cheswic.
Paul W. Brandt, Perrysville.
Waldo P. Breeden, Law and Finance Building, Pittsburgh.
Frank F. Canutti, 450 Fourth Avenue, Pittsburgh.
Arthur J. Davis, 628 Smithfield Street, Pittsburgh.
C. D. Delphey, Jr., 623 Highland Boulevard, Pittsburgh.
Leo R. Horstman, Sharpsburg.
Glenn C. Jones, 1204 Park Building, Pittsburgh.
Geo. P. Jordan, 939 Western Avenue, Pittsburgh.
Miss Miriam Levy, 104 Market Street, Pittsburgh.
Miss Helen C. Maloney, 5972 Baum Boulevard, Pittsburgh.
Leland O. McMasters, 537 Neville Street, Pittsburgh.
Miss Anna M. Mertens, Commonwealth Building, Pittsburgh.
Miss W. Robinson, 414 Wood Street, Pittsburgh.
Miss Gertrude E. Rothfuss, 1317 Investment Building, Pittsburgh.
William A. Tracey, Braddock.

BERKS COUNTY

Mrs. Marie B. Liever, Reading.

BRADFORD COUNTY

Mahlon C. Cranmer, Towanda.

BUTLER COUNTY

Miss Velma M. Crawford, Butler.

CAMBRIA COUNTY

Miss Helen F. Wehn, Johnstown.

CARBON COUNTY

Webster H. German, Lehighton.

CLARION COUNTY

Robert R. Whitmer, Clarion.

CLEARFIELD COUNTY

R. P. McCreight, DuBois.

COLUMBIA COUNTY

Raymond R. Beyer, Bloomsburg.

CRAWFORD COUNTY

Mrs. Josephine Worden, Titusville.

DELAWARE COUNTY

Mrs. E. B. Holden, Upper Darby.

ERIE COUNTY

Wm. F. Liljenberg, Erie.
James L. Meldon, Erie.
Mrs. Thora E. Swan, Erie.

FAYETTE COUNTY

Miss Madeline F. Moran, Uniontown.
Buell M. Saylor, Uniontown.
Herbert R. Sisler, Uniontown.

GREENE COUNTY

R. S. Kiger, Waynesburg.

LACKAWANNA COUNTY

Miss Gertrude S. Briskey, Scranton.
Miss Margaret Dockerty, Carbondale.
Miss Mary H. Fox, Scranton.
W. J. Lynott, Olyphant.

LANCASTER COUNTY

William J. Bradshaw, Lancaster.

LAWRENCE COUNTY

James E. Chambers, New Castle.
Miss Rosalie S. Ward, New Castle.

LEBANON COUNTY

LaVerd C. Gingrich, Palmyra.

LUZERNE COUNTY

Mrs. Adelaide B. Lewis, Plymouth.
Miss Ruth Y. Thomas, Hazleton.

LYCOMING COUNTY

Jas. G. Goodman, Jersey Shore.

MONTGOMERY COUNTY

Charles H. Davis, Yerkes.
John E. Rowland, Yerkes.
Edward G. Zepp, Ardsley.

MONTOUR COUNTY

G. S. Maiers, Danville.

NORTHAMPTON COUNTY

Harry Green, Bethlehem.

PHILADELPHIA COUNTY

Abraham L. Becker, Philadelphia Market Street National Bank Building, Philadelphia.
Harry B. Berk, Bankers Securities Building, Philadelphia.
Joseph B. Cassidy, 1251 Bucknell Street, Philadelphia.
Antonio B. Donato, 809 S. 8th Street, Philadelphia.
Frank Fingrutd, 810 Arch Street, Philadelphia.
Miss Blanche Hackman, 21 N. 52nd Street, Philadelphia.
Miss Eleanor S. Johnston, Land Title Building, Philadelphia.
Emanuel Kline, South West Corner 5th and Ellsworth Streets, Philadelphia.
Miss Katherine E. Madden, 536 Widener Building, Philadelphia.
Mrs. Anne H. Marlowe, 811 Chestnut Street, Philadelphia.
Miss Marie F. Miller, 245 Master Street, Philadelphia.
Andrew Pecsi, 1337 Germantown Avenue, Philadelphia.
David Robinson, 4733 Chestnut Street, Philadelphia.
Juilus P. Schnell, 8530 Germantown Avenue, Philadelphia.
Mrs. Eva Shevell, South East Corner Broad and Pine Streets, Philadelphia.
Miss Mary F. Tempest, 1218 Chestnut Street, Philadelphia.
Henry F. Tolson, 3104 North Broad Street, Philadelphia.
Ernest R. Traynor, 5534 Chester Avenue, Philadelphia.
Miss Beatrice S. Woolf, 3316 North 17th Street, Philadelphia.
Geo. W. Worman, North East Corner 15th and Venango Streets, Philadelphia.

TIOGA COUNTY

John Bache, Wellsboro.
Howard H. Campbell, Wellsboro.

WASHINGTON COUNTY

F. R. McClerry, West Alexander.
Miss Margaret G. Patterson, Washington.
Mrs. Violet K. Stokes, Canonsburg.

WESTMORELAND COUNTY

E. N. Miller, Stahlstown.
C. A. Sherrick, Mount Pleasant.

YORK COUNTY

James R. Cousler, York.
J. R. Fleming, Hanover.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935.

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor hereby to nominate for the advice and consent of the Senate the following persons for reappointment as Notaries Public, for terms of four years to compute from the date set opposite their names:

BRADFORD COUNTY

Martin P. Brennan, Jr., Towanda, March 20, 1935.

LEBANON COUNTY

Wilhelm R. Leib, Lebanon, March 23, 1935.

MERCER COUNTY

R. A. Irvine, Sharon, March 23, 1935.

PHILADELPHIA COUNTY

Mrs' Lillian S. Fairfax, Philadelphia, March 23, 1935.
John Friedman, Philadelphia, March 24, 1935.
Emanuel O. Munzer, Philadelphia, March 25, 1935.

ALLEGHENY COUNTY

John K. Benn, Pittsburgh, March 29, 1935.

CUMBERLAND COUNTY

Mrs. Mildred Hoopy Stone, Lemoyne, March 30, 1935.

ALLEGHENY COUNTY

Irving E. Kemp, Newville Island, March 31, 1935.

PHILADELPHIA COUNTY

Morris Warhaftig, Philadelphia, March 31, 1935.

ALLEGHENY COUNTY

C. B. Church, Pittsburgh, April 1, 1935.
A. D. Dresser, Pittsburgh, April 1, 1935.
Theo. R. Foster, Pittsburgh, April 1, 1935.
Miss Nette A. Graham, Pittsburgh, April 1, 1935.
Miss S. R. Harnack, Pittsburgh, April 1, 1935.
Edgar Masters, Pittsburgh, April 1, 1935.
Geo. W. Robinson, McKeesport, April 1, 1935.

COLUMBIA COUNTY

Jerome B. DeLong, Orangeville, April 1, 1935.
T. Carl McHenry, Benton, April 1, 1935.

DAUPHIN COUNTY

Geo. W. Van Wagner, Harrisburg, April 1, 1935.

LACKAWANNA COUNTY

W. C. Hessinger, Scranton, April 1, 1935.

LUZERNE COUNTY

Michael T. Danko, Hazleton, April 1, 1935.
Robert M. Hewitt, Wilkes-Barre, April 1, 1935.

PHILADELPHIA COUNTY

Ralph J. Brodsky, Philadelphia, April 1, 1935.
Miss Anna M. Dornan, Philadelphia, April 1, 1935.
J. Warren Heebner, Philadelphia, April 1, 1935.
Isaac B. Rose, Philadelphia, April 1, 1935.
David Schorsch, Philadelphia, April 1, 1935.
Nathan Sperring, Philadelphia, April 1, 1935.
Miss Elizabeth Williams, Philadelphia, April 1, 1935.

WASHINGTON COUNTY

Chas. M. Hull, Washington, April 1, 1935.

WESTMORELAND COUNTY

E. H. Green, Avonmore, April 2, 1935.

YORK COUNTY

John M. Young, York, April 3, 1935.

ALLEGHENY COUNTY

Mrs. Eva Butler Waldbaum, McKeesport, April 6, 1935.
John C. McGinnis, Pittsburgh, April 7, 1935.

PHILADELPHIA COUNTY

James H. Clemens, Philadelphia, April 7, 1935.

ALLEGHENY COUNTY

William M. Scheider, Pittsburgh, April 8, 1935.
C. E. Field, Pittsburgh, April 9, 1935.
Miss Katharine Uhlinger, Springdale, April 9, 1935.
Miss A. B. Wolf, Pittsburgh, April 9, 1935.

LAWRENCE COUNTY

Rufus C. McKinley, New Castle, April 9, 1935.

PHILADELPHIA COUNTY

Pierre H. Miconi, Philadelphia, April 12, 1935.
Simon Sagle, Philadelphia, April 12, 1935.

DELAWARE COUNTY

Miss Sophie Adaman, Lansdowne, April 13, 1935.

PHILADELPHIA COUNTY

Henry Saxe, Philadelphia, April 13, 1935.

YORK COUNTY

Mrs. N. R. Burger, Hanover, April 13, 1935.

ALLEGHENY COUNTY

Miss J. A. Means, Pittsburgh, April 18, 1935.

DAUPHIN COUNTY

Paul M. Barmont, Harrisburg, April 20, 1935.

WESTMORELAND COUNTY

Wm. E. King, Arnold, April 20, 1935.

PHILADELPHIA COUNTY

Edgar J. Elliott, Philadelphia, April 21, 1935.

ALLEGHENY COUNTY

Jacob Mance, Pittsburgh, April 23, 1935.

WESTMORELAND COUNTY

C. L. Hugus, Greensburg, April 28, 1935.

ALLEGHENY COUNTY

Miss Rhoda M. Klose, Pittsburgh, April 30, 1935.

GEORGE H. EARLE.

CORONER OF DELAWARE COUNTY.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Doctor Charles S. Aitken, Darby Road and Pennsylvania Avenue, Brookline, Delaware County, as Coroner of Delaware County, vice Doctor J. Evans Scheehle, resigned, to serve until the first Monday of January, 1936, and until his successor shall be duly qualified.

GEORGE H. EARLE.

JUSTICES OF THE PEACE

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

J. W. Dinsmore, of Greene, Lancaster County, as Justice of the Peace in the Township of Drumore, Lancaster County, until the first Monday in January, 1936.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

Frank Elwell, of Star Junction, Fayette County, as Justice of the Peace in the Township of Perry, Fayette County, vice J. Cramer Echard, deceased, until the first Monday in January, 1936.

GEORGE H. EARLE.

Commonwealth of Pennsylvania,
Governor's Office, Harrisburg, March 18, 1935

To the Honorable, the Senate of the Commonwealth of Pennsylvania:

In conformity with law, I have the honor to nominate for the advice and consent of the Senate the following appointment to compute from the date of confirmation:

John R. Klima, 88 Pilgrim Road, Rosslyn Farms, Carnegie, Allegheny County, as Justice of the Peace in the Borough of Rosslyn Farms, Allegheny County, until the first Monday in January, 1936.

GEORGE H. EARLE.

HOUSE MESSAGES

HOUSE BILLS FOR CONCURRENCE

The Clerk of the House of Representatives being introduced, presented for concurrence bills of the House of Representatives as follows:

House Bill No. 182 (Senate Bill No. 585), entitled:

An Act exempting household goods, furniture and wearing apparel from execution and sale under a bond accompanying a mortgage.

Which was committed to the Committee on Judiciary General.

House Bill No. 252 (Senate Bill No. 586), entitled:

An Act to amend section two hundred and two and four hundred and four of the act approved the twenty-second day of May, one thousand nine hundred and thirty-three, (P. L. 853), entitled "The General County Assessment Law," abolishing the county poll tax in counties of the third class; and eliminating provisions for the assessment and collection of poll taxes for voting purposes.

Which was committed to the Committee on County Government.

House Bill No. 534 (Senate Bill No. 587), entitled:

An Act for the preservation of the lien of certain taxes levied by political subdivisions of this Commonwealth and for the filing of claims therefor providing for the imposition of penalties and interest on such taxes and abating the penalties and interest imposed by existing law providing for the payment of certain costs by taxpayers providing for the collection of such taxes penalties and interest and authorizing taxing authorities to abate penalties interest and costs imposed by this act

Which was committed to the Committee on Judiciary General.

House Bill No. 671 (Senate Bill No. 588), entitled:

An Act to amend section three thousand five hundred and thirty and three thousand five hundred and forty of the act, approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "Third Class City Law" providing for the acquisition of competing water companies operating wholly without the city limits; and authorizing a city to extend its water pipes or supply water in territory outside the boundaries of said city.

Which was committed to the Committee on Municipal Government.

House Bill No. 755 (Senate Bill No. 589), entitled:

An Act to amend clauses (a) and (c) of section one thousand eight hundred and thirty-six (P. L. 551), entitled "General Road Law," as amended providing for the laying out and opening of forest protection roads and lanes on and across private lands on the petition of the chief executive officer of any executive, or administrative department.

Which was committed to the Committee on Highways.

House Bill No. 843 (Senate Bill No. 590), entitled:

An Act to amend section three of the act approved the twenty-second day of June one thousand nine hundred and thirty-one (Pamphlet Laws six hundred ninety-four) entitled "An act imposing a tax on gross receipts as an excise on the use of the public highways by certain owners or operators of motor vehicles transporting passengers and property for hire" by removing deductions from and eliminating credits against the tax imposed by the act

Which was committed to the Committee on Finance.

House Bill No. 927 (Senate Bill No. 591), entitled:

An Act to preserve the purity of the waters of the Commonwealth, and to avoid the danger of fire by requiring the owners, operators and lessees of abandoned bituminous coal mines and workings to seal the entries and air shafts thereof, and conferring powers upon the Department of Mines to carry into effect the provisions of this act.

Which was committed to the Committee on Forests and Waters.

House Bill No. 941 (Senate Bill No. 592), entitled:

An Act to amend clause fifty-four of section two thousand four hundred three of the act, approved the twenty-third day of June one thousand nine hundred and thirty-one (P. L. 932), entitled "Third Class City Law," decreasing the maximum fine and penalty which may be imposed by ordinance.

Which was committed to the Committee on Municipal Government.

House Bill No. 1012 (Senate Bill No. 593), entitled:

An Act fixing rate of interest collectible on certain delinquent taxes, and abating other penalties and interest under existing law.

Which was committed to the Committee on Judiciary General.

House Bill No. 1128 (Senate Bill No. 594), entitled:

An Act to provide revenue by imposing a State stamp tax upon certain documents and obligations prescribing and regulating the method and manner of evidencing the payment of such tax conferring powers and imposing duties upon certain persons partnerships associations and corporations county officers and the Department of Revenue and providing penalties

Which was committed to the Committee on Finance.

House Bill No. 1215 (Senate Bill No. 595), entitled:

An Act regulating the payment of wages or compensation for labor or service in private employments imposing certain duties upon employers conferring powers and duties upon the Department of Labor and Industry and district attorneys imposing civil and criminal penalties for violations of the act and providing for their collection and disposition, and making a repeal.

Which was committed to the Committee on Judiciary Special.

RESOLUTION RELATIVE TO SPECIAL COMMITTEE TO SELECT MEASURE ON SUBJECT OF ABATING PENALTIES AND INTEREST ON DELINQUENT TAXES

The Clerk of the House of Representatives being introduced, presented extract from the Journal of the House of Representatives, which was twice read as follows and referred to the Committee on Judiciary General:

In the House of Representatives, March 12, 1935.

Whereas, A number of bills have been introduced in the House and Senate having a single purpose—to provide for the abatement of penalties and interest, in whole or in part, on delinquent taxes if these delinquent taxes are paid; and

Whereas, Taxpayers should be encouraged to pay their taxes in order that government may function, and legislation should be adopted at the earliest possible time to spur delinquent taxpayers to use every effort possible to pay their taxes; and

Whereas, Bills have passed the Senate and repose in House committees, bills have passed the House and repose in Senate committees, others are on the calendar and still others are in committee awaiting committee action; and

Whereas, It is apparent that confusion exists not only between the House and Senate as to the proper measure to be adopted, but as well among members of the same House in passing more than one bill to accomplish substantially the same object; therefore be it

Resolved, (if the Senate concur), That the Speaker appoint three Members of the House, and the Senate appoint three Members of the Senate, who together shall constitute a special committee, whose duty it shall be to draft a new bill or select an introduced bill, either House or Senate, which in its present or an amended form the committee deems to be a proper measure on the subject of abating penalties and interest on delinquent taxes, and to make report thereof to the Senate and House of Representatives as early as possible.

AMENDMENT TO HOUSE BILL NO. 120 RECALLED FROM THE GOVERNOR

The Clerk of the House of Representatives being introduced, presented for concurrence bill of the House of Representatives, as follows:

House Bill No. 120, entitled:

An Act to amend section one thousand two hundred and two of the act, approved the fourth day of May, one thousand nine hundred and twenty-seven (P. L. 519), entitled "General Borough Act," authorizing boroughs to acquire and operate inclined plane passenger transportation facilities and bus feeder lines in connection therewith.

Said bill having been recalled from the Governor for amendment, the vote had on final passage and third reading were reconsidered in the House and the bill amended, in which amendments the concurrence of the Senate is requested.

Said amendment having been printed as required by the Constitution, were twice read as follows:

Amend title by striking out the words "and bus feeder lines in connection herewith;" amend section one page two line 5 by striking out the words "and bus feeder lines;" also line 8 by striking out the words "and any bus feeder line in connection herewith"

On the question,

Will the Senate agree to the amendments?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Harris,	Norton,	Rupp,
Batchelor,	Homsher,	Owlett,	Salus,
Baumer,	Howell,	Prince,	Shapiro,
Bennett,	Hunsicker,	Pytko,	Staudenmeier,
Buckman,	Kahle,	Rankin,	Thompson,
Cavalcante,	Lanius,	Reed,	(Centre)
Chapman,	Law,	(Dauphin)	Thompson,
Coyne,	Mallery,	Reed,	(Westmoreland)
Daly,	McClure,	(Washington)	Trainer,
Frey,	McCreesh,	Rice,	Woodward,
Gelder,	McGinnis,	Roberts,	Ziesenheim,
Graff,	Miller,	Rodgers,	

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk inform the House of Representatives accordingly.

BILLS INTRODUCED

Mr. NORTON read in his place and presented to the Chair, Senate Bill No. 596, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Berks.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 597, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Berks.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 598, entitled:

An Act making an appropriation to the Home for Friendless Children, in the City of Reading, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. BATCHELOR read in his place and presented to the Chair, Senate Bill No. 599, entitled:

An Act making an appropriation to the Beaver Valley General Hospital, at New Brighton, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 600, entitled:

An Act making an appropriation to the Rochester General Hospital of Rochester, Beaver County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 601, entitled:

An Act making an appropriation to the Ellwood City Hospital, Ellwood City, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. ZIESENHEIM read in his place and presented to the Chair, Senate Bill No. 602, entitled:

An Act making an appropriation to the Dobler Tuberculosis Hospital, Girard Township, Erie County.

Which was committed to the Committee on Appropriations.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 603, entitled:

An Act to amend section six of the act approved the tenth day of July, one thousand nine hundred and nineteen (P. L. 857), entitled "An act to provide for the personal registrations of electors as a condition of their right to vote at elections, and their enrollment as members of political parties as a further condition of their right to vote at primaries, in cities of the first class of this Commonwealth, by removing from office all existing registration commissioners and their appointees in said cities, and authorizing the Governor to appoint registration commissions therein; defining the jurisdiction of said commissions, and the powers and duties of the commissioners constituting same, and of their appointees, including registrars, inspectors of registration, clerks, and counsel; fixing their qualifications, terms of office, and compensation; granting them certain immunity from arrest on registration days; and empowering such inspectors to arrest without warrant certain persons committing certain offenses in violation of this act in their presence, as well as to enter and inspect buildings given as residences of electors to interrogate the inmates thereof, to copy or demand a list of the lodgers therein, and to supervise the conduct of registrars; regulating the registration of electors at polling places by registrars, and at the offices of commissions by commissioners, and the right of parties or bodies of electors to have watchers thereat, and the preparation and use of street lists and other records of those registered; allowing the names of persons not entitled to vote to be struck from the registers in certain cases; permitting all records regarding registration to be inspected and copies by any elector under certain conditions; directing how the registers shall be used at elections and primaries; compelling the attendance of witnesses and payment of witness fees; and providing penalties for refusal to abey subpoenas; directing receivers of taxes to appoint chief clerks of commissions as deputies to collect poll taxes and to sign subpoenas and vouchers, and to collect and disburse witness fees; prescribing a method for challenging persons applying for registration, and the procedure for the correction of registers, and for appealing from actions of registrars to said commissions: and allowing for appeals from

the decisions of the commissions in certain cases to courts of common pleas; imposing certain duties upon election officers and upon the councils, treasurers, controllers receivers of taxes, police officers, and other officials of said cities and upon the courts, judges, prothonotaries, sheriffs, commissioners, peace officers, and other officials of the judicial districts and counties in which said cities are situated or with which they are coextensive; legalizing certain acts required hereby if done on any Sunday or legal holiday; requiring said cities to provide for the maintenance of said commissions, and the compensation of their appointees, and the payment of all expenses necessary to carry out the provisions of this act, and to transfer the unexpended balances of all appropriations heretofore made for the personal registration of electors of said cities during the year one thousand nine hundred and nineteen to and for the use of the said commissions; punishing and fixing penalties for violations hereof; and repealing all legislation inconsistent herewith;" changing the qualifications of persons to be appointed as registrars.

Which was committed to the Committee on Elections.

Also read in his place and presented to the Chair, Senate Bill No. 604, entitled:

An Act authorizing the council of any city of the first class and the board of public education of any school district of the first class to make allowances or fix discounts for payment of the respective city and school taxes on or before a certain date.

Which was committed to the Committee on Municipal Government.

Also read in his place and presented to the Chair, Senate Bill No. 605, entitled:

An Act to amend sections three hundred thirteen, one thousand and two, one thousand and three, one thousand and four, and one thousand and nine of the act approved the fifth day of May, one thousand nine hundred thirty-three (Pamphlet Laws, four hundred fifty-seven), entitled "An act relating to the business of building and loan associations; providing for the organization and voluntary dissolution of such associations; defining the rights, powers, duties, liabilities, and immunities of such associations, and of their officers, directors, shareholders, solicitors, and other employes; prohibiting the transaction of business in this Commonwealth by foreign building and loan associations; conferring powers and imposing duties upon the courts, recorders of deeds, and certain State departments, commissions, and officers; establishing limitations of actions; imposing penalties; and repealing certain acts and parts of acts," by providing for the approval of a plan of merger without action of the shareholders of the surviving association.

Which was committed to the Committee on Banking.

Mr. GRAFF read in his place and presented to the Chair, Senate Bill No. 606, entitled:

A Supplement to the act approved the twenty-second day of June, one thousand nine hundred and thirty-one (Act No. 203), entitled "An act establishing certain township roads as State highways; authorizing their construction, maintenance, and improvement under certain conditions and restrictions; limiting the obligations of the Commonwealth in the construction of certain structures, located on such highways; conferring certain powers upon the Department of Highways and local authorities, persons, associations and corporations for sharing the cost of the maintenance and construction of such highways; and making an appropriation to carry out the provisions of said act;" establishing an additional route in the County of Butler.

Which was committed to the Committee on Highways.

Also read in his place and presented to the Chair, Senate Bill No. 607, entitled:

An Act providing that certain delinquent taxes may be collected from the employer of the person so delinquent who may deduct the same from the wages of the delinquent.

Which was committed to the Committee on Judiciary Special.

Mr. BENNETT read in his place and presented to the Chair, Senate Bill No. 608, entitled:

An Act to amend article twenty of the act, approved the eighteenth day of May, one thousand nine hundred and eleven (P. L. 309), entitled "An act to establish a public school system in the Commonwealth of Pennsylvania, together with the provisions by which it shall be administered, and prescribing penalties for the violation thereof; providing revenue to establish and maintain the same, and the method of collecting such revenue; and repealing all laws, general, special or local, or any parts thereof, that are or may be inconsistent therewith," as amended; by prescribing the powers and duties of the boards of trustees of State Teachers Colleges and the Cheyney Training School for Teachers; repealing inconsistent legislation.

Which was committed to the Committee on Education.

Mr. REED (Dauphin) read in his place and presented to the Chair, Senate Bill No. 609, entitled:

An Act authorizing the taking of oaths and affidavits by certain employes of the Department of Military Affairs for limited purposes.

Which was committed to the Committee on State Government.

Also read in his place and presented to the Chair, Senate Bill No. 610, entitled:

An Act to carry into effect section eleven of article one of the Constitution of the Commonwealth of Pennsylvania by designating the manner, the courts, and the cases in which suits may be brought against the Commonwealth; defining the procedure in such cases, and providing for the payment of judgment interest and cost by the Commonwealth.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 611, entitled:

An Act to amend forty and forty-seven of the act approved the eleventh day of March, one thousand nine hundred and nine, (P. L. 19), entitled "An act relating to warehouse receipts," providing how warehouse receipts may be negotiated.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 612, entitled:

An Act to amend sections thirty-two and thirty-eight of the act approved the nineteenth day of May, one thousand nine hundred and fifteen, (P. L. 53), entitled as amended, "An act relating to the sale of goods and choses in action," by providing for the negotiation of documents of title.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 613, entitled:

An Act to amend section two of the act approved the twenty-second day of April, one thousand eight hundred and seventy-four, (P. L. 109), entitled "An act to provide for the submission of civil cases to the decision of the court, and to dispense with trial by jury," providing that upon request of counsel the decision of the court in such cases shall state separately the facts found, the answers to points submitted and the conclusions of law.

Which was committed to the Committee on Judiciary General.

Mr. McCLURE read in his place and presented to the Chair, Senate Bill No. 614, entitled:

An Act to add section four hundred and forty-nine to the act, approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," authorizing counties of the third class to appropriate money to poor districts in the county for hospital purposes.

Which was committed to the Committee on County Government.

Mr. WOODWARD read in his place and presented to the Chair, Senate Bill No. 615, entitled:

An Act making an appropriation to the Children's Aid Society of Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SALUS read in his place and presented to the Chair, Senate Bill No. 616, entitled:

An Act providing for the abatement under certain circumstances to tax penalties and interest, and the allowing of discounts on certain city taxes in cities of the first class and on certain school taxes in school districts of the first class.

Which was committed to the Committee on Judiciary General.

Mr. PYTKO read in his place and presented to the Chair, Senate Bill No. 617, entitled:

An Act to amend section three hundred and three of the act, approved the second day of June, one thousand nine hundred and fifteen (P. L. 736), entitled "An act defining the liability of an employer to pay damages for injuries received by an employe in the course of employment; establishing an elective schedule of compensation; and providing procedure for the determination of liability and compensation thereunder," by authorizing actions in trespass and punitive damages in certain cases.

Which was committed to the Committee on Judiciary Special.

Mr. PIERSON read in his place and presented to the Chair, Senate Bill No. 618, entitled:

An Act making an appropriation to the Columbia Hospital, at Columbia, Lancaster County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. THOMPSON (Centre) read in his place and presented to the Chair, Senate Bill No. 619, entitled:

An Act to amend sections two and three of the act approved the twentieth day of April, one thousand nine hundred and twenty-nine, (P. L. 794) entitled "An act relating to mutual fire insurance companies incorporated under any general or special law of the Commonwealth of Pennsylvania; empowering any such company to regulate the number of, and the manner of nominating directors, managers, or trustees thereof; and providing a method for fixing the time of annual meetings of members of any such company;" by authorizing and permitting mutual fire insurance companies founded upon the lodge plan and requiring policy holders to hold membership in the subordinate lodge to elect one or more directors in each subordinate lodge without resorting to the medium of an annual meeting of the policy holders, and authorizing the annual meeting of members to be held not later than the first day of August of each year.

Which was committed to the Committee on Insurance.

Mr. FREY read in his place and presented to the Chair, Senate Bill No. 620, entitled:

An Act making an appropriation to the South Side Hospital of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 621, entitled:

An Act making an appropriation to the Saint Francis Hospital of the City of Pittsburgh, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 622, entitled:

An Act authorizing and empowering the board of commissioners and the board for the assessment and revision of taxes in counties of the second class to use for governmental purposes, without expense to such counties, in school districts, a room or rooms in any public school building under the jurisdiction and control of the board of education, school directors or school board in such counties.

Which was committed to the Committee on County Government.

Mr. McCREESH read in his place and presented to the Chair, Senate Bill No. 623, entitled:

An Act prohibiting the sale of automobile assessories from grocery stores; and providing penalties.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair, Senate Bill No. 624, entitled:

An Act to prohibit the Commonwealth and political subdivisions from purchasing automobile acessories by contract or otherwise from manufacturers who are represented by dealers in this Commonwealth imposing duties upon such manufacturers, and prescribing penalties.

Which was committed to the Committee on State Government.

Mr. McGINNIS read in his place and presented to the Chair, Senate Bill No. 625, entitled:

An Act authorizing issuance of group life, accident and health and pension or annuity insurance, to any association of persons, or any organization of the same, whether incorporated or not within the State of Pennsylvania.

Which was committed to the Committee on Insurance.

Also read in his place and presented to the Chair, Senate Bill No. 626, entitled:

An Act to amend clause (b), section four hundred fifteen, article four of the act, approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," as amended; authorizing the proper authorities of school districts to contribute funds for group insurance.

Which was committed to the Committee on Insurance.

Also read in his place and presented to the Chair, Senate Bill No. 627, entitled:

An Act authorizing and empowering boards of school directors and boards of public education to make appropriations or contributions toward group life insurance accident and health, or pensions and any or all of them upon the teachers and employes of each of said respective districts.

Which was committed to the Committee on Insurance.

Also read in his place and presented to the Chair, Senate Bill No. 628, entitled:

An Act permitting courts of this Commonwealth which granted support or alimony to wives in divorce proceedings under the provisions of clause three, section one of the act approved the eighth day of May, one thousand eight hundred and fifty-four (P. L. 644), entitled "A further supplement to the act entitled 'An act concerning Divorces,'" as amended, to revoke, annul or amend such order after investigation.

Which was committed to the Committee on Judiciary General.

Also read in his place and presented to the Chair Senate Bill No. 629, entitled:

An Act to amend section four hundred and eleven of the act approved the twenty-ninth day of November, one thousand nine hundred and thirty-three P. L. 15, 1933-34), entitled "An act to regulate and restrain the sale, importation, and use of certain alcoholic beverages; conferring powers and imposing duties upon the Pennsylvania Liquor Control Board, the Department of Public Instruction, other officers of the State government, courts, district attorneys; authorizing the establishment and operation of State stores for the sale of such beverages not for consumption on the premises, and the granting of licenses, subject to local option, to sell such beverages for consumption on the premises; forbidding importation or bringing of such beverages into the State except as herein provided; prohibiting certain sales or practices in, connections with, and transactions in, such beverages by licenses and others; making disposition of the receipts from State stores and of license fees; and imposing penalties," fixing times for selling and distributing liquor and malt liquors.

Which was committed to the Committee on Law and Order.

Mr. RODGERS read in his place and presented to the Chair, Senate Bill No. 630, entitled:

An Act to provide for three additional law judges of the court of common pleas in the fifth judicial district.

Which was committed to the Committee on Judiciary General.

Mr. KAHLE read in his place and presented to the Chair, Senate Bill No. 631, entitled:

An Act to amend sections five and six of the act, approved the twenty-fifth day of July, one thousand nine hundred and seventeen (P. L. 1195), entitled "An act for the encouragement of agriculture and the holding of agricultural exhibitions; providing State aid for certain agricultural associations, and regulating the payment thereof," changing the time for filing applications for such State aid and providing for the payment of State aid for the years of one thousand nine hundred and thirty-three and one thousand nine hundred and thirty-four in cases where applications therefor were not filed within the time limit heretofore prescribed by the act.

Which was committed to the Committee on Agriculture.

REDUCTION OF TAXES IN SECOND CLASS TOWNSHIPS

Mr. THOMPSON (Centre) offered the folowing resolution, which was twice read and referred to the Committee on Highways.

Whereas, Under existing law the township supervisors in towpships of the second class will be required to fix the annual tax levies for road and street purposes for their respective townships for the year 1935 on or before March 25, 1935, and

Whereas, It appears that sufficient time may not remain to enact suitable legislation before the said date to allocate to the townships the unencumbered balance of funds appropriated to the Department of Highways for expenditure in townships of the second class under the provisions of the Parkinson Act, approved June 3, 1933, P. L. 1920, and

Whereas, It is the intention of the General Assembly to enact such legislation in order to secure to the owners of real estate relief from the burden of taxation; therefore be it

Resolved, (if the House of Pepresentatives concur), That the General Assembly hereby authorizes and requests the township supervisors in all townships of the second class to reduce road tax levies for the year 1935, if any are to be made, as compared to the 1932 road tax levies, in the approximate amount of the allocation of funds to be made to them for expenditure in 1935 as herein set forth; the General Assembly hereby declares its purpose forthwith to enact suitable legislation to provide for the allocation and payment to the various townships of the second class for expenditure for general road and bridge purposes of the unencumbered balance as of April 1, 1935, of the funds allocated by the Department of Highways for expenditure under the terms of the above cited Parkinson Act, exclusive of the sum of $2,365,000 heretofore transferred to the General Fund for relief purposes; the amount of such allocation to be approximately $4,400,000; the allocation of such funds to the various townships of the second class to be made on the basis of the number of miles of Township Roads in each township bears in proportion to the total mileage of Township Roads in all townships of the second class and shall provide for payment of the funds so allocated in three equal installments on June 15th, September 15th and December 15th, 1935; such payment to be made only to townships which reduce their 1935 tax levy in accordance with the intent of this resolution; and to provide further that townships which levied no tax in 1932 shall receive an allocation on the basis of $50 per mile of public highway under the jurisdiction of such township, and that the Courts, in order to effectuate the tax relief intended by this legislation, may make appropriate changes in any agreements which have been made and approved under the provisions of existing laws for the maintenance and construction of township roads by taxpayers.

RESOLUTION RELATIVE TO THE EXPEDITIOUS CONDUCT OF BUSINESS IN THE SENATE

Mr. PYTKO offered the following resolution, which was twice read as follows:

In the Senate, March 18, 1935.

Whereas, It is generally conceded that the most dignified and sedate deliverative body in this Commonwealth is the senior branch of our State's General Assembly, and

Whereas, The atmosphere of gentlemanly decorum which permeated the Senate Chamber through decades of deliberation has been dispelled by neither the flight of time nor changes in personnel constituting its membership, and

Whereas, The gilded brilliance of the traditional aureole by which the Senate Chamber was graced in reflecting the interchange of usual Senatorial courtesies among its members in the past, is now in grave danger of being superseded by Stygian clouds, born of disgust and nurtured by discontent, and

Whereas, It should be the sincere desire of all whose great fortune it is to be numbered among the membership of the Senate now in session to aid in the maintenance of the customary serenity of its deliberation by adhering to established tradition held holy, and

Whereas, It is the consensus of opinion, nevertheless, that only those traditional precepts should be deemed Sacrosanct which have their origin in purity of purpose and honesty of design, therefore be it

Resolved, That the members of the Senate of Pennsylvania, now in session assembled, as true representatives of the will of the people of this Commonwealth, do hereby, individually and collectively and without regard to party inclination, solemnly dedicate themselves henceforward to discharge their duties in accordance with the tangibly expressed wishes of the vast majority of the electorate of our State; that in the discharge of said duties they shall henceforward allow themselves to be motivated solely by inuences inspired by a profound sense of moral consciousness rather than submit to promptings predicated on political expediency and seek exculpation for flaunting the will of the people in the all too-flexible permissiveness of legal technicalities.

Mr. PYTKO. Mr. President, I ask unanimous consent that Rule 39, which requires that resolutions be referred to an appropriate committee, be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. BUCKMAN. Mr. President, unless the Senator from Philadelphia, Mr. Pytko, will explain in detail the meaning of all those words, I shall have to object to the immediate consideration of this resolution.

Mr. PYTKO. Mr. President, if there is any portion of that resolution which is not understood by any member of this body, I shall be glad to explain that portion.

Mr. BUCKMAN. Mr. President, I object.

Mr. PYTKO. Mr. President, the resolution speaks for itself. I believe every member of this body understood its portent. I am of the opinion that the resolution, if adopted, may have a tendency to inspire the membership of this body to proceed with the business of a deliberative and representative body, and in accordance with the expressed wishes of the people of this Commonwealth. I know of no reason why any Senator here present should object to that resolution.

Mr. BUCKMAN. Mr. President, I object.

On the question,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. PYTKO and Mr. FREY and were as follows, viz:

YEAS—17

Baumer,	Law,	Rankin,	Rodgers,
Cavalcante,	McCreesh,	Reed,	Rupp,
Frey,	McGinnis,	(Washington)	Thompson,
Kahle,	Prince,	Rice,	(Centre)
Lanius,	Pytko,	Roberts,	

NAYS—25

Aron,	Gelder,	McClure,	Staudenmeier,
Batchelor,	Graff,	Norton,	Thompson,
Bennett,	Harris,	Owlett,	(Westmoreland)
Buckman,	Homsher,	Pierson,	Trainer,
Chapman,	Howell,	Reed,	Woodward,
Coyne,	Hunsicker,	(Dauphin)	Ziesenheim,
Ealy,	Mallery,	Shapiro,	

So the question was determined in the negative.

The PRESIDENT. The resolution will be referred, under the rules, to the Committee on State Government.

TIME OF NEXT MEETING

Mr. BENNETT offered the following resolution, which was twice read, considered and agreed to:

In the Senate, March 18, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 25, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, March 25, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for concurrence.

RESOLUTION REQUESTING TAX DATA FROM THE SECRETARY OF REVENUE

Mr. COYNE offered the following resolution, which was twice read, as follows:

In the Senate, March 18, 1935.

Whereas, it is essential the General Assembly be in possession of available tax data so that its members may intelligently consider measures intended to produce additional revenue;

Therefore Be It Resolved by the Senate of Pennsylvania, That the Secretary of Revenue be requested to furnish to the Senate at the earliest possible moment the following information:

FIRST—The total amount of State and Local taxes paid by the manufacturing industry in Pennsylvania for the year 1932 and for the year 1933;

SECOND—The total amount of Federal taxes paid by the manufacturing industry in Pennsylvania for the year 1932 and for the year 1933 as shown by returns filed with the Secretary of Revenue;

THIRD—The total amount of rentals paid by the manufacturing industry in Pennsylvania for the year 1932 and for the year 1933;

FOURTH—The total net income or loss by the manufacturing industry in Pennsylvania for the year 1932 and for the year 1933;

FIFTH—The total value of the Capital Stock of the manufacturing industry in Pennsylvania, as appraised by the Department of Revenue, for the year 1932 and for the year 1933.

Mr. COYNE. Mr. President, I ask unanmious consent that Rule 39 which requires that concurrent resolutions be referred to an appropriate committee be suspended and that the Senate proceed to the immediate consideration of the resolution just read.

The PRESIDENT. Is there objection?

Mr. BAUMER. Mr. President. I object.

The PRESIDENT. The Chair hears objection. The Resolution will be referred to the Committee on Finance.

RESOLUTION MEMORIALIZING CONGRESS TO REJECT PROPOSED LEGISLATION CREATING A BRANCH BANKING SYSTEM

Mr. THOMPSON (Centre) offered the following resolution, which was twice read, and referred to the Committee on Federal Relations.

In the Senate, March 18, 1935.

Whereas, There is now pending before the Congress of the United States certain proposed legislation vitally affecting the banking system in this country and

Whereas, Among other provisions of this legislation is a provision authorizing the creation of branch banks which experience has proven is not a wise policy in this country,

Resolved, That the General Assembly of the Commonwealth of Pennsylvania memorialize the Congress of the United States to reject any proposed legislation creating a branch banking system,

Resolved, That a copy of this Resolution be transmitted to the President of the Senate and the Speaker of the House of Representatives of the United States by the Chief Clerk of this Senate.

BILL RECOMMITTED

Mr. HOWELL. Mr. President, I move that Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act, approved the twelfth day of July, one thousand nine hundred and thirteen (P. L. 719), entitled, "An act regulating certain political parties; providing for and regulating the nomination of candidates of such political parties for certain public offices, the election of delegates and alternate delegates to national party conventions, and of certain party officers, including State committeemen; a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States; and the payment by the several counties, and their reimbursement by the State, of the expenses of the same; authorizing the State committee of a political party to make, and to alter, amend, and revoke rules; and providing penalties for the violation of the provisions of this act, and for the punishment of certain offenses provided for herein; and repealing inconsistent legislation," prohibiting candidates for office from being candidates for more than one party nomination, and requiring candidates affidavits from candidates for additional offices.

be recommitted to the Committee on Elections for further consideration.

Mr. BENNETT. Mr. President, I second the motion.

The motion was agreed to.

BILL ON THIRD READING AND FINAL PASSAGE

Agreeably to order,

The Senate proceeded to the third reading and consideration of Senate Bill No. 276, entitled:

An Act making an appropriation to the Brookville Hospital Brookville Pennsylvania

And said bill having been read at length the third time, and agreed to,

On the question,

Shall the bill pass finally?

The yeas and nays were taken agreeably to the provisions of the Constitution, and were as follows, viz:

YEAS—44

Aron,	Harris,	Norton,	Rupp,
Batchelor,	Homsher,	Owlett,	Salus,
Baumer,	Howell,	Pierson,	Shapiro,
Bennett,	Hunsicker,	Pytko,	Staudenmeier,
Buckman,	Kahle,	Rankin,	Thompson, (Centre)
Cavalcante,	Lanius,	Reed, (Dauphin)	Thompson, (Westmoreland)
Chapman,	Law,	Reed, (Washington)	Trainer,
Coyne,	Mallery,	Rice,	Woodward,
Ealy,	McClure,	Roberts,	Ziesenheim,
Frey,	McCreesh,	Rodgers,	
Gelder,	McGinnis,		
Graff,	Miller,		

NAYS—0

A majority of all the Senators having voted "aye" the question was determined in the affirmative.

Ordered, That the Clerk present said bill to the House of Representatives for concurrence.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The Senate proceeded to the second reading and consideration of Senate Bill No. 29, as follows:

Proposing an amendment to article fourteen of the constitution of the Commonwealth of Pennsylvania by adding section eight

Section 1 Be it resolved by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly ... t That the Commonwealth of Pennsylvania be and the same is hereby proposed in accordance with the eighteenth article thereof

That article fourteen be amended by adding thereto section eight as follows

Section 8 The County of Philadelphia as a municipal corporation separate and distinct from the City of Philadelphia is hereby abolished Functions of county government within the city and the functions of the Philadelphia courts shall be performed by officers of the city who shall be appointed or elected as may be provided by law but nothing in this section applies to the manner of selecting judges and magistrates Except as the General Assembly may otherwise provide the tax-levying body of the city shall control all expenditures from the city treasury Laws shall be enacted to provide that all appointments and promotions of officers and employes paid out of the city treasury shall be according to merit and fitness No officer or employe whose compensation or the requirements of whose office are met in whole or in part from the city treasury shall receive for his own use any fees or commissions for any work done in the course of his employment by any public agency and all such fees or commissions received shall be paid into the city treasury for the use of the city No law regulating the affairs of cities or counties shall be held invalid as local or special because of the inclusion of provisions giving effect to this section

Section 2 That no inconvenience may arise from the changes in the Constitution of the Commonwealth and in order to carry the same into complete operation it is hereby declared that

This amendment shall be effective immediately upon its adoption

Immediately upon the adoption of the amendment all county and court officers and employes paid out of the city treasury of Philadelphia shall become officers and employes of the City of Philadelphia and until the General Assembly shall otherwise provide shall continue to perform their duties and be elected appointed compensated and organized in such manner as may be provided by the constitution and laws of the Commonwealth in effect at the time the amendment becomes effective but elected county officers in office when this amendment becomes effective shall be permitted to complete the terms for which they were elected

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 58, as follows:

An Act creating in counties of the fourth class a board for the assessment and revision of taxes providing for the appointment of the members of such board by the county commissioners providing for their salaries payable by the county abolishing existing boards defining the powers and duties of such board regulating the assessment of persons property and accupations for county borough town township school and poor purposes authorizing the appointment of subordinate assessors and clerks providing for their compensation payable by such counties abolishing the office of ward borough and township assessors so far as the making of assessments and valuations for taxation is concerned and providing for the acceptance of this act by cities

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That in all counties of the fourth class in this Commonwealth there is hereby created a board to be known as the Board for the Assessment and Revision of Taxes which shall be composed of three members The members of said board shall be appointed by the county commissioners of such counties to serve for terms of four years each Vacancies happening in said office shall be filled by appointment by the county commissioners for the unexpired terms The salary of the members of said board shall be fixed by the salary board of the county or by the county commissioners in counties where there is no salary board

The duties and terms of the borough ward and township assessors in such counties so far as assessments for taxation are concerned shall cease and terminate upon the final enactment of this act

Section 2 It shall be the duty of said board in each county to which this act applies to make and have supervision of the making of all assessments of persons property and occupations now or hereafter made subject to assessment for taxation for county borough town township school and poor purposes

Section 3 The said board shall divide the county into convenient districts which it may change as occasion may require and shall appoint subordinate assessors for said districts The subordinate assessors shall receive such compensation as the salary board or county commissioners where there is no salary board shall fix which salaries shall be paid out of the county treasury The said board shall also have the right to appoint such clerks at such salaries as the salary board or county commissioners as the case may be of the county may allow for the proper discharge of the duties of said board which salaries shall be paid out of the county treasury

Section 4 The board may prescribe rules and regulations for the conduct of said subordinate assessors determine when precepts shall be issued to them and when they shall make returns to said board both in triennial and intermediate years

Section 5 The field assessors shall make the triennial assessment of all property and persons taxable upon occupations subject to assessment for taxation for aforesaid purposes together with a list of all persons subject to a school per capita tax or a poll tax within their respective districts and in so doing shall view all properties in their district taxable for said purposes and shall make a personal house to house canvass for their district in order that the lists of persons taxable upon occupation or subject to a school per capita tax or poll tax may be accurate and correct in so far as it is possible to make them They shall also have and possess except as modified by this act the same powers and perform the same duties and be subject to the same liabilities as are now or shall hereafter be conferred or imposed upon borough ward town and township assessors with respect to making assessments and valuations for taxation purposes All such assessors who shall fail to make assessments and lists in the manner herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars and in default of the payment of such fine and costs to undergo an imprisonment not exceeding ninety days

Section 6 The board shall examine and revise the triennial assessments and valuations increasing or decreasing the same as in their judgment may seem proper and shall add thereto and assess such property or persons taxable upon occupations as may have been omitted and may also add thereto the names of any persons subject to a school per capita tax or poll tax as may have been omitted After such revision the board shall fix convenient times for the hearing of appeals on said assessments and valuations and after the hearing of said appeals and the making of whatever changes may be considered proper the valuations as so asecertained and revised unless changed in the manner hereinafter provided shall stand as the assessments for taxation for the aforesaid purposes until the next triennial assessment

Section 7 It shall be the duty of the board to give notice by advertising in one or more newspapers printed in each county at least three weeks before the day of appeal of the time and place fixed for such appeal It shall also be the duty of the board to give written or printed notice as hereinafter provided at least five days before the day of appeal to every taxable inhabitant within such county of the amount or sum for which he stands rated and of the time and place of such appeal

Section 8 After action on such assessments by the board any dissatisfied taxable may within thirty days from the final fixing of his assessment and valuation appeal therefrom to the court of common pleas of the county in the manner provided by law for appeals from assessments and it shall be the duty of the court at once to hear and determine said appeal and if necessary to make such changes therein as may be right and proper From the decision of the court an appeal may be taken to the Superior or Supreme Court as now provided by law

Section 9 The subordinate assessors shall between the triennial assessments revise any assessment or valuation according to right and equity by correcting errors and by adding thereto any property or subject of taxation which may have been omitted or any new property or subject of taxation which may have come into being since the last triennial assessment

They shall also add thereto the names of any persons who have moved into such district and strike therefrom the names of any persons who have removed from such district since the last triennial assessment

The assessors shall also revise assessments and valuations between the triennial assessments by increasing or decreasing the same where the value of the property or subjects of taxation assessed or value thereof has changed by reason of any change of conditions thereon or adjacent thereto or in the vicinity thereof or for the reason that the property assessed or valued has been subdivided or laid out into a plan of lots or other subdivisions or for the reason that improvements have been placed thereon or added thereto or for the reason that any public or other improvement has been made adjacent thereto or in the vicinity thereof or where for any other reason whatsoever the value of the property has changed and it is equitable to make a change in the valuation thereof The assessors shall also between the triennial assessments in all cases where it is apparent that any assessment is not in accord with the generality or uniform standard of assessments revise and correct the same by increasing or decreasing the same where the value of property or subject of taxation does not conform to the generality or uniform standard of assessments Provided however That whenever assessments of property are increased or new assessments of property are added between triennial assessments as aforesaid said board shall fix convenient times for the hearing of appeals therefrom and shall give to each taxable affected by such increase or new assessment written or printed notice thereof and of the time and place of appeal which notice shall be served in the manner hereinafter provided and at least five days before the day of appeal after final action by the board on appeal from such assessments any dissatisfied taxable may appeal to the court of common pleas within the same time and in the same manner as provided in section eight of this act and may also appeal from the decision of the court of common pleas to the Supreme or Superior Court as provided in that section

Section 10 All notices required by this act may be served in the manner following anything herein contained to the contrary notwithstanding Upon the taxable personally or upon an adult person residing upon the property assessed or by posting upon the property assessed when it is vacant or unoccupied or by notice mailed to the last known address of the taxable

No defect in service of any such notice shall be sufficient ground for setting any assessment aside but upon proof thereof being made the taxable person shall have the right to a hearing before said board relative to said assessment with the same right of appeal from its decision as provided in section seven of this act

Section 11 After the hearing of any objections thereto and the making of any changes that may be deemed proper the valuations as so ascertained shall unless changed in the manner herein provided stand as the valuations for assessments for aforesaid purposes until the next triennial assessment

Section 12 No appeal taken from any such assessments made under the provisions of this act shall affect the validity of any taxes assessed but if such assessment shall thereafter be reduced an exoneration shall be granted or restitution ordered for the excess of taxes paid by reason of any improper increase in the assessment

Section 13 Upon request of any taxpayer he shall at any time receive from the board a statement of his taxable property and its valuation

Section 14 When the valuation and assessments have been made all taxation for county borough town township school purposes (except in cities) and poor purposes within the limits of such county shall be based upon such valuations

Section 15 The office of ward borough town and township assessor as now existing in counties coming under the provisions of this act is hereby abolished in so far as respects the assessment and valuation of persons and property for taxable purposes

Section 16 The county commissioners of any such county shall have authority to prepare at the cost of the county such proper maps and plans and surveys as may be deemed necessary to secure a proper and equitable assessment

Section 17 The corporate authorities of any borough town township school and poor district who may feel grieved by any assessment of property or subjects of taxation for its corporate purposes shall have the right to appeal therefrom to the court of common pleas or the Superior or Supreme Court in the same manner and subject to the same procedure and with like effect as if such appeal were taken by a taxable with respect to his property

Section 18 Any city in any county wherein such a board is created under this act may become subject to the provisions of this act and the mayor and council of any such city may effect the same by an ordinance duly passed A copy of such ordinance approved by the mayor and duly certified accompanied by a statement of the vote thereon with the names of the members of council voting for and against such ordinance shall be forwarded to and filed in the office of the Secretary of the Commonwealth and when so filed the Governor shall under the great seal of the Commonwealth certify the acceptance of the provision of this act which certificate shall be recorded among the minutes of the council and in the office for the recording of deeds in the proper county

From the date of the completion of such acceptance the assessment of property in such city for city and school purposes shall be done only in accordance with the provisions of this act and by the officers designated in this act

Whenever any city accepts the provisions of this act all the provisions thereof including the right to appeal from assessments as provided for other municipal districts shall apply to such city

Section 19 The provisions of this act are severable and if any of its provisions are held unconstitutional the decision so holding shall not be construed to impair any other provision of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 20 This act shall become effective immediately upon its final enactment

Section 21 All acts and parts of acts inconsistent with this act are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 68, as follows:

An Act to amend sections five and nine of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" as amended changing the time for filing nomination papers and the time when the official list of candidates so nominated are sent by the Secretary of the Commonwealth to the respective county commissioners and sheriffs

Section 1 Be it enacted by the Senate and House of Representtives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five of the act approved the tenth day of June one thousand eight hundred and ninety-three (Pamphlet Laws four hundred nineteen) entitled "An act to regulate the nomination and election of public officers requiring certain expenses incident thereto to be paid by the several counties and punishing certain offenses in regard to such elections" as amended by section one of the act approved the ninth day of July one thousand nine hundred and nineteen (Pamphlet Laws eight hundred thirty-two) is hereby further amended to read as follows

Section 5 Nomination papers for candidates for the offices of Presidential electors and Members of the House of Representatives of the United States and for State offices including those of judges Senators and Representatives shall be filed with the Secretary of the Commonwealth at least [sixty] seventy-four days before the day of election Nomination papers for candidates for all other offices shall be filed with the county commissioners of the respective counties at least [twenty-eight] forty-two days before the day of election In determining or reckoning any period of time mentioned in this act the day upon which the act is done paper filed or notice given shall be excluded from and the date of the election shall be included in the calculation or reckoning

Section 2 That section nine of the said act as amended by section one of the act approved the twenty-ninth day of April one thousand nine hundred and three (Pamphlet Laws three hundred thirty-eight) is hereby further amended to read as follows

Section 9 The Secretary of the Commonwealth shall [fourteen] twenty-eight days at least previous to the day of any election of United States or State officers or for the adoption of amendments to the Constitution of this Commonwealth transmit to the county commissioners and the sheriff in each county in which such election is to be held duplicate official lists stating the names and residences of and parties or policies represented by all candidates whose nomination certificates or papers have been filed with him as herein provided for such election and have not been found and declared to be invalid as provided in section six and to be voted for at each voting place in each county respectively substantially in the form of the ballots to be used therein duplicate copies of the text of all proposed constitutional amendments to be voted upon at such election The county commissioners of each county shall also send to the sheriff of their county at least ten days prior to the day of any general

or municipal election an official list containing the names and party or political appellations of all candidates whose nomaination certificates or papers have been filed with the said commissioners as herein provided for such election and to be voted for at each voting place in the county substantially in the form of the ballots to be used therein

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 70, as follows:

An Act to amend sections one seven fifteen and twenty-three as amended and sections twenty-four and twenty-six of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" by making provisions for voting machines designed to be made secure by the use of two or more seals changing the requirements as to the printing of return sheets and statements providing the requirements of and rules and regulations for the conduct of elections held with voting machines equipped with mechanism for printing paper proof-sheets providing for the printing and distribution of said proof-sheets providing for their use in canvassing the vote making them part of the election returns defining their probative value and effect and enlarging the powers of return boards

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the eighteenth day of April one thousand nine hundred and twenty-nine (Pamphlet Laws five hundred forty-nine) entitled "An act to permit the use of voting machines for recording and computing the vote at all elections including primaries in any county city borough or township of the Commonwealth at the option of the electors thereof prescribing regulations with reference to the adoption requirements examination purchase installation preparation custody and demonstration of use of voting machines providing rules and regulations for the conduct of elections held with voting machines prescribing the qualifications number and duties of election officers in election districts in which voting machines may be used placing duties upon county commissioners and the Secretary of the Commonwealth providing for redivision of wards of cities and boroughs into election districts and the consolidation of election districts providing for the payment of expenses incident to the purchase and use of voting machines by the counties in which they are used and providing penalties for violation of the provisions of this act" as amended by section one of the act approved the twenty-third day of June one thousand nine hundred and thirty-one (Pamphlet Laws one thousand one hundred eighty-five) is hereby further amended to read as follows

Section 1 Definition of Terms Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the list of officers and candidates and the statements of questions on the voting machine shall be deemed an "official ballot"

As used in this act

(1) The words "ballot-labels" shall mean the cards paper or other material containing the names of officers and candidates and statements of questions to be voted on

(2) The word "diagram" shall mean an illustration of the official ballot when placed upon the machine showing the names of the parties offices and candidates and statements of the questions in their proper places together with the voting devices therefor and shall be considered a specimen ballot

(3) The word "question" shall mean a statement of such constitutional amendment or other proposition as shall be submitted to a popular vote at any election

(4) The words "irregular ballot" shall mean the paper or other material on which a vote is cast on a voting machine for persons whose names do not appear on the ballot-labels

(5) The words "vote indicator" shall mean those devices with which votes are indicated for candidates or for or against questions

(6) The words "candidate counters" and "question counters" shall mean the counters on which are registered numerically the votes cast for candidates and on questions respectively

(7) The words "public counter" shall mean a counter or other device which shall at all times publicly indicate how many times the machine has been voted on at an election.

(8) The words "protective counter" shall mean a counter or protective device or devices that will register each time the machine is operated and shall be constructed and so connected that it cannot be reset altered or operated except by operating the machine

(9) The words "voting machine booth" shall mean the enclosure occupied by the voter when voting

(10) The word "model" shall mean a mechanically operating model of a portion of the face of the machine illustrating the manner of voting

(11) The word "custodian" shall mean the person charged with the duty of testing and preparing the voting machine for the election and instructing the election officers in the use of the voting machine

(12) The words "election" and "elections" whenever used in this act shall be held to include and mean all general municipal primary and special elections

(13) The word "borough" shall be held to include incorporated town

(14) The word "seal" and other words of the singular number relative thereto shall include the plural number as applied to a voting machine designed to be made secure with two or more seals

Section 2 That section seven of said act as amended by section six of said amending act is hereby further amended to read as follows

Section 7 Requirements of Voting Machines No voting machine shall upon any examination or reexamination be approved by the Secretary of the Commonwealth or by any examiner appointed by him unless it shall at the time satisfy the following requirements

(a) It shall providee facilities for voting for such candidates as may be nominated and upon such questions as may be submitted

(b) It shall permit each voter at other than primary eleections to vote a straight party ticket in one operation and in one operation to vote for all the candidates of one party for presidential electors and in one operation to vote for all the candidates of one party for every office to be voted for except those offices as to which he votes for individual candidates

(c) It shall permit each voter at other than primary elections to vote a ticket selected from the nominees of any and all parties from independent nominations and from persons not in nomination

(d) It shall permit each voter to vote at any election for any person and for any office for whom and for which he is lawfully entitled to vote whether or not the name of such person appears upon a ballot-label as a candidate for nomination or election and to vote for as many persons for an office as he is entitled to vote for and to vote for or against any question upon which he is entitled to vote

(e) It shall preclude each voter from voting for any candidate or upon any question for whom or upon which he is not entitled to vote and from voting for more persons for any office than he is entitled to vote for and from voting for any candidate for the same office or upon any question more than once except in districts and for offices where cumulative voting is authorized by law

(f) It shall be capable of adjustment by election officers so as to permit each voter at a primary election to vote only for the candidates for nonpartisan nomination if any and for the candidates seeking nomination by the political party in which he is enrolled if he is enrolled as a member of a political party and so as to preclude him from voting for the candidate seeking nomination by any political party in which he is not enrolled

(g) It shall permit each voter to deposit write in or affix upon receptacles or devices provided for the purpose ballots containing the names of persons for whom he desires to vote whose names do not appear upon the machine

(h) It shall permit each voter to change his vote for any candidate or upon any question appearing upon the ballot labels up to the time he begins the final operation to register his vote or indicates or expresses his intention to register his vote

(i) It shall permit and require voting in absolute secrecy and shall be so constructed that no person can see or know for whom any other elector has voted or is voting save a voter whom he has assisted or is assisting in voting as prescribed by law

(j) It shall have voting devices for separate candidates and questions which shall be arranged in separate parallel rows or columns so that at any primary election one or more adjacent rows or columns may be assigned to the candidates of a party and shall have parallel office columns or rows transverse thereto

(k) It shall have a counter or other device the register of which is visible from the outside of the machine which shall show during any period of voting the total number of voters who have operated the machine during said period of voting

(l) It shall have a protective counter or other device the register of which cannot be reset which shall record the cumulative total number of movements of the operating mechanism

(m) It shall be provided with a lock or locks by the use of which immediately after the polls are closed or the operation of the machine for an election is completed all movements of the registering mechanism is absolutely prevented

(n) It shall be provided with a screen hood or curtain which shall conceal the actions of the voter while voting

(o) It shall be constructed of material of good quality in a neat and workmanlike manner

(p) It shall when properly operated register or record correctly and accurately every vote cast

(q) It shall be so constructed that a voter may readily learn the method of operating it

(r) It shall be safely transportable

(s) It shall be so constructed and controlled that during the progress of voting it shall preclude every person from seeing or knowing the number of votes registered for any candidate and from tampering with any of the registering mechanism

(t) If it is of a type equipped with mechanism for printing paper proof-sheets and not requiring the counters to be made visible in order to canvass the votes recorded on the machine the door or other device concealing such counters or keeping the same concealed may be equipped with a lock or locks requiring the simultaneous use of three separate and substantially different keys to open or operate the same

Section 3 That clauses (a) and (d) of section fifteen of said act are hereby amended and clause (g) of section fifteen of said act as amended by section thirteen of said amending act is hereby further amended to read as follows

(a) The county commissioners shall deliver the keys which unlock the operating mechanism and the registering counters or counter compartment of the voting machine to the judge of election not earlier than noon the Saturday preceding an election nor later than three-quarters of an hour before the time set for the opening of the polls and shall take his receipt therefor The keys shall be enclosed in a sealed envelope on which shall be written or printed (1) the number of the voting machine (2) the name or designation of the election district (3) the number of the seal and (4) the number registered on the protective counter or device as reported by the custodian Provided however That if the type of voting machine used requires the simultaneous use of three keys to unlock the registering counters or counter compartment only two of said keys shall be enclosed in said sealed envelope the third key being retained by the custodian the county commissioners or such other person as they shall have authorized

(d) But if the numbers on the seal and the protective counter or device shall both be found to agree with the numbers on the envelope the envelope shall be opened and where the voting machine provided is not equipped with mechanism for printing paper proof-sheets the election officers shall examine the registering counters and for that purpose shall open the doors concealing such counters if the construction of the voting machine shall so require and before the polls are opened the judge and each inspector shall carefully examine every counter and shall see that it registers zero (000) and shall allow the watchers to examine the counters When the voting machine provided is equipped with mechanism for printing paper proof-sheets and requires the simultaneous use of three keys to unlock the registering counters or counter compartment the judge of election shall deliver one of the two keys aforesaid to the minority inspector to be retained by him as hereinafter provided and shall then print at least two proof-sheets one of which the judge and each inspector shall carefully examine to ascertain whether every counter registers zero (000) and shall then preserve said proof-sheet to be signed by them and returned to the prothonotary or the county commissioners as the case may be with the duplicate return sheet and shall sign and post the other proof-sheet upon the wall of the polling place where it shall remain until the polls are closed The key delivered by the judge of election to the minority inspector as aforesaid shall be retained by the minority inspector until the polls have been closed and the voting and counting mechanism of the machine shall have been locked and sealed against voting and shall then be returned to the judge of election for return by him to the county commissioners as hereinafter provided

(g) The machine shall remain locked against voting until the polls are opened and shall not be operated except by voters in voting If any counter is found not to register zero (000) the election officers shall immediately notify the custodian or the county commissioners who shall if practicable adjust or cause the counters to be adjusted at zero (000) but if it shall be found impracticable for the custodian or other person authorized by the county commissioners to arrive in time so to adjust such counters before the time set for opening the polls the election officers shall immediately make a written record of the designation or designating letter or number of [each] such counter together with the number registered thereon hereinbelow called the initial number and shall sign and post the same upon the wall of the polling place where it shall remain until the polls are closed Provided however That if the voting machine used is equipped with mechanism for printing paper proof-sheets in any case where any counter is shown by such proof-sheet not to register zero (000) if it shall be found impracticable to have such counter adjusted before the time set for opening the polls the election officers shall sign such printed proof-sheet and post the same upon the wall of the polling place where it shall remain until the polls are closed and in filling out the returns of the election if the final number of such counter is greater than the initial number the election officer shall substract the initial

number from the final number and enter the difference on the returns as the vote for the candidate or on the question represented by such counter if the final number of such counter is less than the initial number the election officers shall add one thousand to the final number and shall subtract the initial number from the sum so ascertained and shall enter upon the returns as the vote for the candidate or on the question represented by such counter the final number plus one thousand less the initial number

Section 4 That clauses (b) and (c) of section twenty-three of said act as separated and amended by section nineteen of said amending act are hereby further amended to read as follows

(b) [The] If the type of voting machine provided shall require the counters to be seen in order to enable the election officers to canvass the vote the election officers in the presence of the watchers and all other persons who may be lawfully within the polling place shall then make visible the registering counters and for that purpose shall unlock and open the doors or other covering concealing the same giving full view of all the counter numbers If the voting machine is equipped with mechanism for printing paper proof-sheets the election officers shall forthwith print not less than five proof-sheets and as many more as may be necessary to supply one to each member of the election board overseer candidate watcher representative of a newspaper and other person who may be lawfully present within the polling place requesting the same The judge of election shall then under the scrutiny of the two inspectors of election the overseers if any and the watchers and in the order of the offices as their titles are arranged on the machine read from the counters or from one of the proof-sheets as the case may be and announce in distinct tones the designation or designating number and letter on each counter for each candidate's name the result as shown by the counter numbers the votes recorded for each office for persons other than nominated candidates and the designation or designating numbers and letters on each counter and the results as shown by the counter numbers for and against each question voted on The counters shall not be read consecutively along the party rows or columns but shall always be read along the office columns or rows completing the canvass for each office or question before proceeding to the next The vote as registered shall be entered by the election officers in ink on duplicate return sheets and also on a general return sheet and statement all of which after the canvass is completed shall be signed by the election officers and certified by the overseers if any The vote for presidential electors shall be computed and returned as provided hereinbefore in section nineteen of this act If more than one voting machine is used in any election district the vote registered on each machine shall be ascertained in like manner and separately entered in appropriate spaces on the general and duplicate return sheets and statement the total vote cast for each candidate and for and against each question shall then be computed and entered on the general and duplicate return sheets and statement There shall also be entered on the general return sheet and statement the number of voters who have voted as shown by the lists of voters and the number who have voted on each machine as shown by the public counters and also the number registered on the protective counter or device on each machine immediately prior to the opening of the polls and immediately after the closing thereof and sealing of the machine The number or other designation of each machine used shall be entered also thereon In the case of primary elections duplicate return sheets shall be prepared for each party The registering counters of the voting machine or the paper proof-sheets as the case may be shall remain exposed to view until the said returns and all other reports have been fully completed and checked by the inspectors and overseers if any During such time any candidate or duly accredited watcher who may desire to be present shall be admitted to the polling place

(c) The proclamation of the result of the votes cast shall be announced distinctly and audibly by the judge of election who shall read the name of each candidate the designation or designating numbers and letters of his counters and the vote registered on each counter also the vote cast for and against each question submitted During such proclamation ample opportunity shall be given to any person lawfully present to compare the results so announced with the counter dials of the machine or with the paper proof-sheets as the case may be and any necessary corrections shall then and there be made by the election officers after which the doors or other cover of the voting machine shall be closed and locked Any ballots deposited written or affixed in or upon the voting machine shall be inclosed in properly sealed packages and properly indorsed and shall be delivered by the judge of election as hereinafter provided The judge of election shall promptly deliver to the county commissioners or their duly authorized representative the keys of the voting machine inclosed in a sealed envelope if the construction of the voting machine shall permit their separate return Said envelope shall have indorsed thereon a certificate of the election officers stating the number of the machine the election district where it has been used the number on the seal and the number on the protective counter or device at the close of the polls

Section 5 That section twenty-four of said act is hereby amended to read as follows

Section 24 Return of Votes The general return sheet duplicate return sheets and statement shall be printed to conform with the type of voting machine used and in form approved by the Secretary of the Commonwealth The designating number and letter if any on the counter for each candidate shall be printed thereon opposite the candidate's name Provided however That it shall not be necessary to print the name or designating counter number or letter of any candidate for any borough township ward or election district office Immediately after the vote has been ascertained the statement thereof shall be posted on the door of the polling place The minority inspector shall retain one of said duplicate return sheets one numbered list of voters sealed as aforesaid the voting check list (in districts other than cities) and one set of oaths of election officers and other affidavits The other duplicate return sheet numbered list of voters oaths of election officers and affidavits of voters and others and the ballot check list (in districts other than cities) shall be sealed up and given to the judge of election who shall deliver them together with the general return sheet and the package of ballots deposited written or affixed in or upon the voting machine to the prothonotary in the case of general municipal or special elections and to the county commissioners in the case of primary elections provided that returns of elections for borough and township officers shall be made to the officer directed by law to receive them If the type of voting machine is equipped with mechanism for printing paper proof-sheets one of said proof-sheets shall be posted on the door of the polling place with the statement aforesaid one shall be retained by the minority inspector one shall be placed in the envelope and delivered with the general return sheet and one shall be sealed in the envelope with the duplicate return sheets and delivered by the judge of election to the prothonotary or to the county commissioners as the case may be These four proof-sheets having been printed and preserved the election officers shall print an additional proof-sheet and deliver the same to each member of the election board overseer candidate watcher representative of a newspaper or news agency and other person who may lawfully present within the polling place requesting the same until the supply of paper in the voting machine shall have been exhausted The printed proof-sheet returned with the general return sheet and the printed proof-sheet returned with the duplicate return sheet shall each be part of the return of the election

Section 6 That section twenty-six of said act is hereby amended to read as follows

Section 26 Provisions for Recanvass of Vote (a) Whenever it shall appear that there is a discrepancy in the returns of any election or upon petition of three voters of any district verified by affidavit that an error although not apparent on the face of the returns has been committed therein or of its own motion the court of common pleas board of county commissioners or other return board shall at any time prior to the completion of the computation of all of the returns for the county summon the

election officers of the district and said officers in the presence of said court or board shall make a record of the number of the seal upon the voting machine and the number on the protective counter or other device shall make visible the registering counters of such machine and without unlocking the machine against voting shall recanvass the vote cast thereon Before making such recanvass the said court or board shall give notice in writing to the proper custodian of voting machines and to each candidate and to the county chairman of each party or independent nominating body effected by the canvass and each such candidate may be present in person or by attorney and each of such parties or nominating bodies may send two representatives to be present at such recanvass If upon such recanvass it shall be found that the original canvass of the returns has been correctly made from the machine and that the discrepancy still remains unaccounted for the said court or board with the assistance of the custodian in the presence of the election officers and the authorized candidates and representatives shall unlock the voting and counting mechanism of the machine and shall proceed thoroughly to examine and test the machine to determine and reveal the true cause or causes if any of the discrepancy in returns from such machine Each counter shall be reset at zero (000) before it is tested after which it shall be operated at least one hundred times After the completion of such examination and test the custodian shall then and there prepare a statement in writing giving in detail the result of the examination and test and such statement shall be witnessed by the persons present and shall be filed with the said court or board If upon such recanvass it shall appear that the original canvass of the returns by the election officers was incorrect the said returns and all papers being prepared by the said court or board shall be corrected accordingly

(b) Provided however That in the case of returns from any election district wherein the election was held by the use of a voting machine equipped with mechanism for printing paper proof-sheets said proof-sheets if mutually consistent shall be deemed to be the primary evidence of the result of the election and to be prima facie accurate and there shall not be considered to be any discrepancy or error in the returns from any such district such as to require a recanvass of the vote if all available proof-sheets from the voting machine used therein identified to the satisfaction of the return board and shown to its satisfaction to have been produced from proper custody shall be mutually consistent and if the general and duplicate returns or either of them from said district shall not correspond with said proof-sheets they and all other papers being prepared by said return board shall be corrected so as to correspond with the same in the absence of allegation of specific fraud or error proved to the satisfaction of the return board by the weight of the evidence and only in such case shall the vote of said election district be recanvassed under the provisions of this section

Section 7 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole be in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 71, as follows:

An Act to amend section forty-two of and to add section thirty-five A to the act approved the eighteenth day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred fifty one thousand nine hundred thirty-three and one thousand nine hundred thirty-four) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollment as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions registrars inspectors of registration and other appointees of registration commissions election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics and boards of school directors and imposing penalties" adding certain provisions relating to the conduct of elections and primaries and the challenge and proof of qualifications of electors and changing certain penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the eighteenth day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred fifty one thousand nine hundred thirty-three and one thousand nine hundred thirty-four) entitled "An act to provide for the permanent personal registration of electors in cities of the second class as a condition of their right to vote at elections and primaries and their enrollments as members of political parties as a further condition of their right to vote at primaries prescribing certain procedure for the conduct of elections and primaries and the challenge and proof of qualifications of electors and prescribing the powers and duties of citizens parties bodies of electors registration commissions commissioners registrars inspectors of registration and other appointees of registration commissions election officers municipal officers departments and bureaus police officers courts judges prothonotaries sheriffs county commissioners peace officers county treasurers county controllers registrars of vital statistics and boards of school directors and imposing penalties" is hereby amended by adding thereto section thirty-five A to read as follows

Section 35A Persons Registered Are Entitled to Vote at General or Municipal Elections if identified by Signature Proviso Evidence of Registration Discrepancies Persons Registered and Enrolled May Vote at Primaries if Identified by Signature Proviso Persons not Registered are not Entitled to Vote Challenging of Persons Registered Voter's Certificates List of Voters Elections and Primaries Counting Et Cetera of Names Checked as Having Voted Sealing of Registers and Lists of Voters Return of Lists of Voters and Registers (a) Any person whose name is in the district register of any election district and who upon applying to vote shall have signed his name to a voter's certificate in the form hereinafter provided for as a means of identification and whose signature thereon shall have been compared by the election officers in the presence and view of the watchers with the signature of the applicant as recorded in the district register and shall have been deemed authentic by said election officers shall be entitled to vote in such district at any general municipal or special election unless it be shown to the satisfaction of the election officers that he has become disqualified by removal from the district since registration or that he has violated any law of this Commonwealth prohibiting betting or bribery at elections

(b) No elector shall be required to sign a voter's certificate as a means of identification if he shall have been unable to sign his name when registered or if having been able to sign his name when registered he subsequently shall have lost his sight or lost the hand with which he was accustomed to sign his name or shall have otherwise rendered by disease or accident unable to sign his name when he applies to vote but each such elector shall establish his identity to the satisfaction of the election officers and in such case a voter's certificate shall be prepared for him by one of the election officers upon which the facts as to such disability shall be noted and attested by the signature of such election officers

(c) No person who applies to vote shall be permitted by any election officer or clerk or other person to see the signature recorded as his in the district register until after he shall have signed his name to the voter's certificate

(d) Any person who is registered and also enrolled as a member of a political party and who upon apply-

ing to vote shall have established his identity by signing his name or otherwise as herein required at elections and is otherwise qualified may vote as a member of said party at any primary succeeding such registration without being subject to any challenge regarding his party membership No elector registered and enrolled as a member of any one particular party shall be allowed to receive or vote the ballot of any other political party at primary election and any qualified elector registered although not enrolled as aforesaid shall be permitted to vote a non-partisan ballot according to any law providing for same at any primary election

(e) No one except a qualified elector who is in actual military or naval service under a requisition of the President of the United States or by authority of this Commonwealth shall be entitled to vote at any election or primary without being personally registered as an elector in the election district in which he offers to vote except by order of the court of common pleas as herein provided regarding appealed cases Any person although personally registered may be challenged by any qualified elector watcher overseer or election officer at any election or primary as to his identity as to his continued residence in the election district or as to any alleged violation of the laws of this Commonwealth prohibiting betting or bribery at elections and if challenged as to identity or residence he shall produce at least one qualified elector of the election district as a witness who shall make affidavit of his identity or continued residence in the election district and shall produce such other evidence as may be required to satisfy the election officers of his identity or continued residence in the election district

(f) The county commissioners shall cause to be printed for each election district a suitable number of voter's certificates which shall be in form approved by the Secretary of the Commonwealth substantially as follows

VOTER'S CERTIFICATE

(Primary) (Election)

I hereby certify that I am qualified to vote at this (primary) (election)

Signature

Address

Pennsylvania

Approved

Number of stub of ballot issued (or number of admission to voting machines) (and party at primary)

The voter's certificates shall be so prepared as to be capable of being inserted by the election officers in a suitable file or binder to be furnished by the county commissioners After a voter's certificate has been presented by an elector and has been compared with his signature in the district register and approved or in the case of an elector who is unable to write the notations hereinabove required have been made thereon one one of the election officers who made the comparison shall sign his name or initials thereon and if the elector's signature is not readily legible shall print such elector's name over his signature After the elector has been admitted to vote the number of the stub of the ballot issued to him or his number in the order of admission to the voting machines and at primaries a letter or abbreviation designating the party in whose primary he votes shall be entered on his voter's certificate and the same shall thereupon be inserted in the file or binder On such file or binder shall be furnished for each election district for each primary and election and shall have printed or written thereon the words "List of Voters" and the name of the district and date of the primary or election The voter's certificates so bound shall constitute the ballot check list of the district All voter's certificates prepared by persons applying to vote whose applications to vote are refused by the election officers shall be carefully preserved and returned to the commission with the list of voters

(g) The district registers hereby provided for shall be used at each election and primary by the election officers in the place of the register known as the voting check list heretofore required by law As each voter is found to be qualified and votes the election officer in charge of the district register shall write or stamp the date of the election or primary and sign his name or initials in the proper space on the registration affidavit of such voter contained in the district register After the polls are closed the names of all electors on the district register marked or stamped as having voted shall be immediately counted and the result compared with the number of persons voting shown by the list of voters and announced and the cause of any difference ascertained if possible before the ballot box or voting machine is opened The list of voters and the district register shall be immediately sealed in envelopes and shall be returned to the custody of the registration commission by the judge of election before noon on the day following the election or primary

Section 2 Section forty-two of said act is hereby amended to read as follows

Section 42 Crimes and Penalties (a) Any person who wilfully disobeys a lawful order of the commission or refuses to obey its subpoena duly issued and served under the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500) dollars

(b) Any wilful false statement made under oath or in writing stating that it is so made although such oath may not have actually been made by any person regarding any material matter or thing relating to any subject being investigated heard or acted upon by any registrar commissioner judge watcher inspector of registration court or commission by virtue of this act shall be perjury and any person upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500) dollars [or] and undergo an imprisonment of not less than three (3) months nor more than two (2) years

(c) Any registrar or commissioner who knowingly registers or permits to be registered a person not lawfully entitled to be registered or who without reasonable cause refuses to register a person entitled to be registered or knowingly assists in preventing such person from being registered shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand ($1,000) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(d) Any person who applies for registration knowing or having reason to know that he is not entitled to be registered or who falsely personates another in an application for registration or who knowingly offers false naturalization papers to establish his claim to be registered shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand ($1,000) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than three (3) years

(e) Any registrar commissioner or assistant or employe of a commission who inserts or intentionally permits to be inserted a name or other entries in any registration card without a proper application in person on the part of the person registered or without requiring the proper evidence of the right of the applicant to be registered or who materially alters any registration card after the entries have been made except upon on order of the court of common pleas or of the commission shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thouand ($1,000) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(f) Any election officer who knowingly refuses the vote of a duly registered and qualified elector or who knowingly accepts the vote of a person not registered in accordance with the provisions of this act (except that of a person in actual military or naval service as aforesaid or a person having an order of court as aforesaid) or who knowingly receives a vote from a person falsely claiming to be a registered voter shall be guilty of a misdemeanor and upon conviction thereof shall be sen-

tenced to pay a fine not exceeding one thousand ($1,000) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than five (5) years

(g) Any commissioner registrar inspector of registration or other officer assistant or employe upon whom a duty is laid by this act who shall wilfully neglect or refuse to perform such duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand ($1,000) dollars and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(h) Any person who inserts or intentionally permits to be inserted any name or material entry in any registration card street list affidavit petition subpoena certificate report or other record authorized or required by this act to be made or prepared for any purpose herein mentioned except in accordance herewith or who materially alters or destroys an entry which has been duly made therein except as herein provided or who takes and removes any such book paper card or other record from the custody of any person having lawful charge thereof in order to prevent the same from being used or inspected or copied as herein provided shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand ($1,000) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than three (3) years

(i) Any person who neglects or refuses to furnish to any commissioner or to any inspector of registration any information which he is herein authorized to obtain or to exhibit any records papers or documents herein authorized to be inspected by him shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding ($500) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than two (2) years

(j) Any constable policeman sheriff or other peace or police officer or deputy or subordinate thereof who shall fail upon demand of any commissioner or inspector of registration to render such aid and assistance to him as he shall demand in the maintenance of peace and in the making of arrests without warrant as herein provided or who shall wilfully hinder or delay or attempt to hinder or delay any commissioner or inspector of registration in the performance of any duty shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500) dollars [or] and to undergo an imprisonment of not less than three (3) months nor more than [to] two (2) years

(k) Any person who intentionally interferes with hinders or delays any other person in the performance of any act or duty authorized or imposed herein shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred ($500) dollars

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

MOTION TO RECOMMIT BILL

Mr. WOODWARD. Mr. President, I move that Senate Bill No. 147, on second reading, entitled:

An Act providing for the granting of pensions by the Commonwealth to blind persons destitute of the sense of seeing creating and imposing duties upon the Board of Blind Pensions in the Department of Internal Affairs and providing penalties

be recommitted to the Committee on Pensions for the purpose of a hearing.

Mr. ARON. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. WOODWARD. Mr. President, I have asked the sponsor of the bill, and also the Senator from York, Mr. Lanius, and, of course, I thought they would agree to this; but they objected to this bill's being sent back for a hearing. Therefore, I have to appeal to the Senate to support the motion. The bill was reported out last week.

I wish to appeal to the Senate to support this motion because I hold in my hand a request from three associations, composed of very responsible people, who have appealed to me to have the bill recommitted for a hearing. These petitions are from the heads of various Associations for the Blind of the State of Pennsylvania. One is from the Secretary of the Pennsylvania Association for the Blind and one is from the Red Cross. I understand they have no objection to the purpose of the bill, but they want to be heard. I understand that they constitute a board, of which the Secretary of Internal Affairs is a member ex officio; and it does seem to me that the Senate might agree to this request for a hearing.

Mr. REED (Dauphin). Mr. President, I do not purpose discussing the merits of this bill, because I know that under the rules I am prevented from so doing, but I do want to state my reasons for opposing this motion.

Ordinarily, I believe, great latitude should be given in allowing those interested in legislation an opportunity to express their views, pro and con, in a public hearing; but in this instance we are simply following out, as I see it, a mandate of the people of Pennsylvania as expressed in a Constitutional Amendment, a Constitutional Amendment which was overwhelmingly approved by the people of the Commonwealth.

Section 18, of Article III of the Constitution, as amended on November 7, 1933, reads: "No appropriations, except for pensions or gratuities for military services, shall be made for charitable, educational or benevolent purposes * * *"

If it were not for that provision of the Constitution it might be a debatable question—would be a debatable question—whether or not the blind should be continued on the welfare, but here was a mandate of the people of the Commonwealth expressing their will that the blind of this Commonwealth should be placed under the same classification as pensions or gratuities for military services; and I believe, therefore, that when the people of the Commonwealth have spoken as they have it is no longer a question to decide what is wise legislative policy, and that a public hearing on this question could not add any weight, or should not add any weight, whatever.

And for this reason, presenting, as I have, a bill which is endorsed by the blind people of Pennsylvania, I oppose this motion to recommit it to the committee, and hope the Senate will adopt that view and keep it on the calendar for passage.

Mr. SHAPIRO. Mr. President, at the last Special Session of the Senate in 1933 and 4, we passed a pension bill for the blind that provided they shall receive $30.00 a month. This bill does a little more than transfer the administration of that pension from one department to another; it increases the pension to the blind from $30.00 per month to $50.00 per month. This bill sets up, in my opinion, a very unscientific method of ascertaining the right of a person to receive a pension for the blind, because it provides, instead of, as in the old bill, that a person, to be eligible for the pension, shall not have sufficient means of his own,—this bill puts an arbitrary figure of $1200.00. Any person who has an income of $1200.00 cannot get any pension. I take it if he has an income of $1199.00 he may get a pension under this bill. If he has

$5000.00 worth of property, under this bill he cannot get a pension; but if he has $4999.00 worth of property he can get a pension. To my mind that is a most unscientific and unsatisfactory way to determine whether a blind person has a right to receive a pension.

In addition to that this bill specifically provides—

Mr. REED (Dauphin). Mr. President, I rise to a point of order.

The PRESIDENT. The Senator from Dauphin, Mr. Reed, will state his point of order.

Mr. REED (Dauphin). Mr. President, the Senator from Philadelphia, Mr. Shapiro, is discussing the bill, and the bill is not debatable.

The PRESIDENT. The point of order raised by the Senator from Dauphin, Mr. Reed, is well taken, and the Senator from Philadelphia, Mr. Shapiro, will confine himself to the motion.

Mr. SHAPIRO. Mr. President, I am stating my reasons for supporting the motion to recommit the bill. I am answering the Senator from Dauphin, Mr. Reed, when he says there is no reason for a public hearing; I am pointing out that by this bill the Commonwealth of Pennsylvania will find itself paying out $80.00 per month instead of $30.00 per month, and that is one of the reasons the bill should be recommitted. I take it I am speaking on the question before the Senate. The bill provides specifically that the Act of 1934 shall not be repealed. Therefore, we have two pension bills, one for $30.00 per month, the other for $50.00 per month; and I take it that no Senator is now going to vote to give a man $80.00 a month pension.

The PRESIDENT. The Chair reiterates that the point of order raised by the Senator from Dauphin, Mr. Reed is sustained.

And the question recurring,

Will the Senate agree to the motion?

Mr. ARON. Mr. President, I do not intend to argue this bill on its merits or demerits; all we are asking for is a public hearing, and in my experience in the Senate we have never refused it. Therefore, I hope this motion mad by the Senator from Philadelphia, Mr. Woodward, will pass the Senate.

Mr. McCREESH. Mr. President, as I understand the bill it means to give the blind man a pension that duly belongs to him, instead of giving him welfare. Is that right?

The PRESIDENT. As I understand, it transfers the administration of the fund from the Secretary of Welfare to the Secretary of Internal Affairs.

And the question recurring,

Will the Senate agree to the motion?

The yeas and nays were required by Mr. LANIUS and Mr. ROBERTS and were as follows. viz:

YEAS—14

Aron,	Homsher,	Pierson,	Thompson,
Buckman,	Howell,	Prince,	(Westmoreland)
Ealy,	Mallery,	Shapiro,	Woodward,
Gelder,	Owlett,		Ziesenheim,

NAYS—29

Batchelor,	Harris,	Miller,	Rice,
Baumer,	Hunsicker,	Norton,	Roberts,
Bennett,	Kahle,	Pytko,	Rodgers,
Cavalcante,	Lanius,	Rankin,	Rupp,
Chapman,	Law,	Reed,	Staudenmeier,
Coyne,	McClure,	(Dauphin)	Thompson,
Frey,	McCreesh,	Reed,	(Centre)
Graff,	McGinnis,	(Washington)	Trainer,

So the question was determined in the negative.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 147, as follows:

An Act providing for the granting of pensions by the Commonwealth to blind persons destitute of the sense of seeing creating and imposing duties upon the Board of Blind Pensions in the Department of Internal Affairs and providing penalties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That subject to the provisions and under the restrictions contained in this act every blind person who (a) has attained the age of twenty-one years or upwards (b) is destitute of the sense of seeing (c) is a citizen of the United States (d) has resided in the Commonwealth for at least ten years or has become blind after becoming a resident of the Commonwealth and (e) is not at the date of making application an inmate of any prison jail insane asylum or any other public reform or correctional institution shall be entitled to receive from the Commonwealth a pension of fifty dollars ($50) per month Provided That any blind person with an actual income of twelve hundred dollars ($1200) or upwards and any blind person having property with an assessed valuation of over five thousand dollars ($5,000) is not entitled to such pension

Section 2 (a) An applicant for a pension shall deliver his claim in writing to the Board of Blind Pensions hereinafter created in the manner and form prescribed by the board

(b) Any blind person eligible to or a recipient of the pension for the blind provided for by existing law shall without further stipulation or qualification become eligible to the provisions of this act

(c) All persons receiving a pension under this act must have their eyes examined annually unless an opthalmologic report shows that they are totally or irrecoverably blind

(d) All applications for pensions shall be sworn to or affirmed by the applicant setting forth that all facts are true in every particular

Section 3 Should the amount appropriated by the Legislature for any biennium for blind pensions to be distributed under the provisions of this act be not sufficient for that biennium then all the blind persons who are eligible under the provisions of this act shall receive the full amount of such pension until the funds provided have become exhausted

Section 4 All payments for blind pensions allowed under the provisions of this act and all expenses incurred by the Board of Blind Pensions in the administraion of this act shall be paid by the Board of Blind Pensions out of moneys specifically appropriated for that purpose from the General Fund of the Commonwealth

Section 5 Any pension when granted shall commence as of the first day of the calendar month following that on which the application was received by the Board of Blind Pensions

Section 6 All payments under the provisions of this act shall be made monthly direct to the recipient thereof by warrant after requisition as provided by law

Section 7 Any person who by means of a wilfully false statement or misrepresentation or by impersonation or other fraudulent means obtains or attempts to obtain or aids or abets any person in obtaining a pension under this act to which he is not entitled shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding five hundred dollars ($500) or to undergo imprisonment not exceeding one year or both

Section 8 There is hereby created as a departmental administrative board in the Department of Internal Affairs a board to be known as the "Board of Blind Pensions" which shall consist of the Secretary of Internal Affairs who shall be chairman the Lieutenant Governor and the Secretary of the Commonwealth

The board shall administer the provisions of this act and shall adopt and enforce rules and regulations to carry the same into effect

Section 9 The Department of Internal Affairs may subject to the provisions of existing law employ and fix the compensation of such clerical and other assistants as are necessary to properly carry out the provisions of this act

The board shall make such investigations of the conditions of each applicant as are necessary in order to determine his right to a pension For this purpose the board may employ investigators or it may contract with any municipality or poor district or with privately maintained agencies to make such investigations in the various localities within the State and may pay a reasonable compensation for such services

Section 10 The provisions of this act shall be severable and if any of its provisions shall be held to be unconstitutional such decision shall not affect the validity of any of the remaining provisions of this act It is hereby declared as the legislative intent that this act would have been adopted had such unconstitutional provision not been included therein

Section 11 Nothing contained herein shall be construed to repeal the act approved the seventeenth day of January one thousand nine hundred and thirty-four (Pamphlet Laws two hundred forty-six) entitled "An act providing for and regulating subject to certain restrictions limitations and liabilities pensions for certain blind persons and the administration of this act by the Department of Welfare the trustees who administer mothers' assistance in the several counties or by other trustees in certain cases authorizing appointment of trustees for the pensions payable to certain individuals and providing penalties"

All other acts and parts of acts inconsistent herewith are hereby repealed

Section 12 The provisions of this act shall become effective on the first day of July one thousand nine hundred and thirty-five

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 221, as follows:

An Act providing for appeals from assessments in counties of the second class and cities of the second class in years other than the triennial year

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that in counties of the second class and cities of the second class in addition to the appeals now provided for by law in the case of triennial assessments for county and city taxation purposes any taxpayer may also appeal from the assessment for any year other than the year of the triennial by filing with the board for the assessment and revision of taxes or board of assessors as the case may be a notice of his intention to appeal from an assessment at least sixty days before the first day of January of any year specifically describing the property and the amount of the assessment thereon from which he is appealing Thereupon the board for the assessment and revision of taxes or the board of assessors as the case may be shall fix a time and place for hearing the appeal of which due notice in writing shall be given the appealing taxpayer and shall after hearing sustain such assessment or grant such reduction in the assessment as to it appears just and proper From the action of the board of revision of taxes or board of assessors or from any failure to act any taxpayer aggrieved may within thirty days after the board has heard the matter appeal to the court of common pleas as is now provided by law for appeals to said court from assessments for taxation purposes

Section 2 All acts and parts of acts inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 355, as follows:

An Act to further amend section twenty of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of birth and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundred and five and providing penalties for violations of this act" by providing that the fees due certain registrars be paid by the State instead by the respective counties

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that section twenty of the act approved the seventh day of June one thousand nine hundred and fifteen (Pamphlet Laws nine hundred) entitled "An act to provide for the immediate registration of all births and deaths throughout the Commonwealth of Pennsylvania by means of certificates of births and deaths and burial or removal permits requiring prompt returns to the Central Bureau of Vital Statistics as required to be established by the State Department of Health and in order to secure prompt and faithful registration of births marriages deaths and diseases of practitioners of medicine and surgery of midwives nurses and undertakers and of all persons whose occupation is deemed to be of importance in obtaining complete registration of births deaths marriages and diseases throughout the State as provided in section ten of an act entitled 'An act creating the Department of Health and defining its powers and duties' approved the twenty-seventh day of April nineteen hundredand five and providing penalties for violations of this act" as last amended by the act approved the seventh day of May one thousand nine hundred and twenty-seven (Pamphlet Laws eight hundred fifty-seven) is hereby further amended to read as follows

Section 20 That each registrar shall be entitled to be paid the sum of fifty cents for each birth or death certificate properly and completely made out and registered with him and correctly copied and duly returned by him to the State Registrar as required by this act Provided that in cities of the first and second class the expense of birth and death registration shall be paid from funds appropriated to the Department of Health in such manner as other payments are made for general purposes and in case no births or deaths were registered during any months the local registrar shall be entitled to be paid the sum of fifty cents for each report to that effect promptly made in accordance with this act All amounts payable to registrars except in cities of the first and second class as provided in this section shall be paid by the [treasurer of the county in which the registration districts are located upon certification by the State Registrar and the State Registrar shall annually certify to the treasurers of the several counties the number of births and deaths registered with the names of the local registrars and the amount due each at the rates fixed herein] Commonwealth from funds appropriated to the Department of Health

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. OWLETT. Mr. President, I move that Senate Bill No. 445, on second reading, entitled:

An Act to further amend section two thousand four hundred and four of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and officers; fixing the salaries of the Governor, Lieutenant Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined;" requiring the Department of Property and Supplies to procure insurance and surety bonds by contract.

be recommitted to the Committee on State Government.

Mr. BUCKMAN. Mr. President, I second the motion.

The motion was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 482, as follows:

An Act providing for the filling of vacancies in certain county offices in counties of the first class and that such appointees shall hold office for the unexpired term

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any vacancy shall hereafter occur by death resignation or otherwise in the office of county treasurer controller clerk of the court of quarter sessions and oyer and terminer sheriff coroner recorder of deeds or register of wills in any county of the first class the council of any city whose boundaries are coextensive with those of any such county shall by a majority vote of all the members elected thereto elect a person possessing all the qualifications required by law for the holding of such office to succeed to such office who shall hold the same for the unexpired term of the person elected to such office unless the constitution otherwise provides

No person so succeeding to any county office shall execute any of the duties of such office until he has first taken oath and filed the bond requird of the county officer

Section 2 All acts and parts of acts inconsistent with this act are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 486, as follows:

An Act to amend section six of article four of an act approved the twenty-sixth day of July one thousand nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determination by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constition relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domini one thousand nine hundred and seven and the proviso of clause three and the provision of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" providing that the counsel for the Commission shall be appointed by the Governor with the advice and consent of the Senate

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section six of article four of an act approved the twnty-sixth day of July one thousand

nine hundred and thirteen (Pamphlet Laws one thousand three hundred seventy-four) entitled "An act defining public service companies and providing for their regulation by prescribing and defining their duties and liabilities prescribing defining and limiting their powers and regulating their incorporation and to a limited extent regulating municipal corporations engaged or about to engage in the business of public service companies creating and establishing a Public Service Commission for the regulation aforesaid prescribing and defining the powers and duties of such Commission and its officers including the exclusive power to regulate the construction alteration relocation or abolition of the crossings of railroad corporations street railway corporations or other public service companies and of public highways by the tracks or other facilities of said companies providing for the ascertainment by the Commission of the expense and damages resulting from such construction alteration relocation or abolition and for the payment of such expense and damages severally or proportionately by the public service companies interested the State or municipal corporation concerned and giving persons whose property is thereby taken injured or destroyed authority to sue the Commonwealth for damages in such cases providing for the terms salaries and compensation of the members of the commission its officers counsel and employes prescribing and regulating the practice and procedure before such commission and upon appeal and judicial review of its orders and determinations by the courts of common pleas and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases and of all injunctions mandamus or other appropriate proceedings to enforce the provisions of this act and the orders of the commission and to restrain such orders subject to an appeal to the Supreme Court prescribing penalties fines and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June one thousand nine hundred and eleven entitled 'An act to promote the safety of travelers and employes on railroads by compelling common carriers by railroad to properly man their trains' by amending section nine thereof repealing the act approved the thirty-first day of May one thousand nine hundred and seven which provided for the appointment of the Pennsylvania State Railroad Commission and sections one and two of the act approved the fourth day of June one thousand eight hundred and eighty-three entitled 'An act to enforce the provisions of the seventeenth article of the Constitution relative to railroads and canals' and an act entitled 'To provide the maximum car service charges including car storage charges that railroad companies and corporations or associations may charge and collect on each car loading and not unloaded within the free time for unloading cars and fixing the free time that shall be allowed for unloading cars' approved twenty-fourth day of May Anno Domino one thousand nine hundred and seven and the proviso of clause three and the provisos of clause seven of section thirty-four of the act entitled 'An act to provide for the incorporation and regulation of certain corporations' approved the twenty-ninth day of April one thousand eight hundred and seventy-four and all other legislation inconsistent with or supplied by this act" is hereby amended to read as follows

Section 6 The Attorney General shall ex officio be the general counsel of the commission [He shall appoint two attorneys] The Governor shall with the advice and consent of the Senate appoint one attorney who shall be learned in the law as counsel [and assistant counsel respectively] for the commission The said counsel [or assistant counsel] shall attend the hearings before the commission or a commissioner conduct the examination of witnesses when requested so to do by the commission or a commissioner represent the commission upon appeals and other hearings in the Courts of Common Pleas and in the Superior and Supreme Court or other courts of the Commonwealth of Pennsylvania or in any Federal court and in actions instituted to recover penalties and to enforce orders of the commission Said counsel [and assistant counsel] shall also assist the Attorney General in conducting all mandamus injunctions and quo warranto proceedings at law or in equity instituted by him for the enforcement of the determinations rulings and orders of the commission and shall perform such other professional duties as may be required of [them] him [or either of them] by the commission

Section 2 This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 518, as follows:

An Act making an appropriation to the Home for Widows and Single Women of Reading Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of four thousand five hundred dollars ($4,500) or so much thereof as may be necessary is hereby specifically appropriated to the Home for Widows and Single Women of Reading Pennsylvania for the two fiscal years beginning the first day of June one thousand nine hundred and thirty-five for the following purposes namely

For the purpose of maintenance four thousand five hundred dollars ($4,500) or so much thereof as may be necessary

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILLS RECOMMITTED

Mr. ZIESENHEIM. Mr. President, I move that Senate Bill No. 519, on second reading entitled:

An Act regulating the erection and maintenance of obstructions dangerous to aerial transport adjacent to or near an airport landing field or intermediate landing field

be recommitted to the Committee on Aeronautics for further consideration.

Mr. CHAPMAN. Mr. President, I second the motion.

The motion was agreed to.

Mr. OWLETT. Mr. President, I move that Senate Bill No. 522, on second reading entitled:

An Act to amend clause two of section eleven of the act approvad the twenty-seventh day of June, one thousand nine hundred and twenty-three (P. L. 858) entitled "An act establishing a State employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing State employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon the heads of departments in which State employes serve; excepting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," as amended, increasing the length of time within which State employes may return to service and receive credit for former service.

be recommitted to the Committee on State Government for further consideration.

Mr. BENNETT. Mr. President, I second the motion.

On the question,

Will the Senate agree to the motion?

Mr. McGINNIS. Mr. President, I desire to interrogate the Senator from Tioga, Mr. Owlett.

The PRESIDENT. Will the Senator from Tioga, Mr. Owlett, permit himself to be interrogated?

Mr. OWLETT. Mr. President, I will.

Mr. McGINNIS. Mr. President, I desire to ask the Senator from Tioga, Mr. Owlett, why he moves to recommit this bill.

Mr. OWLETT. Mr. President, to "pickle" it. I moved that it be recommitted for the purpose of "pickling" it.

And the question recurring,

Will the Senate agree to the motion?

It was agreed to.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 524, as follows:

An Act making an appropriation to the Saint Luke's and Children's Homeopathic Hospitals of Philadelphia Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives in General Assembly met and it is hreby enacted by the authority of the same That the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Saint Luke's and Children's Homeopathic Hospitals of Philadelphia for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 527, as follows:

An Act making an appropriation to the Harrisburg Hospital Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that the sum of one hundred and fifty-six thousand six hundred and ninety dollars ($156,690) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Harrisburg Hospital Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 528, as follows:

An Act making an appropriation to the several fire companies of the city of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that the sum of five thousand dollars ($5,000) or so much thereof as may be necessary is hereby specifically appropriated for the several fire companies of the city of Harrisburg Pennsylvania as compensation for protection from and extinguishment of any fire or fires that may occur in or on the Capital buildings or grounds for the two fiscal years beginning June first one thousand nine hundred and thirty-five Said sum to be distributed among said companies in equal amounts

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 529, as follows:

An Act making an appropriation to the Harrisburg Polyclinic Hospital of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assemblymet and it is hereby enacted by the authority of the same that the sum of seventy-five thousand dollars ($75,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Harrisburg Polyclinic Hospital of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 530, as follows:

An Act making an appropriation to the Children's Home of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Children's Home of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 531, as follows:

An Act making an appropriation to the Home for the Friendless of Harrisburg Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that the sum of fifteen thousand dollars ($15,000) or so much thereof as may be necessary is hereby specifically appropriated to the Home of the Friendless of Harrisburg Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 532, as follows:

An Act making an appropriation to the Paoli Monument Association Trustees Paoli Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that the sum of two thousand dollars ($2,000) or so much thereof as may be necessary is hereby specifically appropriated to the Paoli Monument Association Trustees Paoli Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance of the Paoli Monument grounds

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 533, as follows:

An Act making a deficiency appropriation to the West Chester State Teachers College in West Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same that the sum of thirteen thousand dollars ($13,000) or so much thereof as may be necessary is hereby specifically appropriated to the West Chester State Teachers College in West Chester Pennsylvania for deficiencies for the two fiscal years beginning June first one thousand nine hundred and thirty-three for the payment of salaries wages or other compensation of the president or principal and other employes for the expenses of maintaining and operating automobiles and other motor equipment for payment to the Department of Property and Supplies of mileage charges for the use of automobiles for the purchase of supplies food and fuel for repairs alterations and improvement to plant and equipment for improvements to land for the purchase of equipment furniture furnishings and livestock for the expense of the board of trustees and incidental expenses and for all other expenses of maintenance and operation necessary for the proper conduct of the work of said State Teachers College

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 534, as follows:

An Act making an appropriation to the Taylor Hospital Ridley Park Delaware County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-seven thousand dollars ($37,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Taylor Hospital Ridley Park Delaware County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 535, as follows:

An Act making an appropriation to The Glen Mills Schools situate in Delaware County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of three hundred and one thousand six hundred and eighty-six dollars ($301,686) or so much thereof as may be necessary is hereby specifically appropriated to The Glen Mills Schools situate in Delaware County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 536, as follows:

An Act making an appropriation to the Delaware County Hospital Lansdowne Avenue and Garrett Road Upper Darby Delaware County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of forty thousand dollars ($40,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Delaware County Hospital Lansdowne Avenue and Garrett Road Upper Darby Delaware County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 537, as follows:

An Act making an appropriation to the Elwyn Training School at Elwyn in the County of Delaware Commonwealth of Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That an appropriation be made to the Elwyn Training School of Elwyn in the County of Delaware and Commonwealth of Pennsylvania for the maintenance of not more than six hundred and fifty wards of the State at three hundred and fifty dollars per capita per annum and that the sum of four hundred and fifty-five thousand dollars ($455,000) or so much thereof as may be necessary is hereby specifically appropriated to the said institution for the purpose stated to cover the two fiscal years beginning June first one thousand nine hundred and thirty-five

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 538, as follows:

An Act making an appropriation to the Chester Hospital in the city of Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and fifty thousand dollars ($150,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Chester Hospital of Chester Delaware County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 539, as follows:

An Act making an appropriation to Sleighton Farm School for Girls situate in Delaware County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and eighty-eight thousand nine hundred and eighty-four dollars ($288,984.00) or so much thereof as may be necessary is hereby specifically appropriated to Sleighton Farm School for Girls situate in Delaware County Pennsylvania for the two fiscal years beginning the first day of June Anno Domini one thousand nine hundred and thirty-five for the purpose of maintenance

And said bill having been read at length the second time, and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 540, as follows:

An Act Making an appropriation to the Chester Day Nursery and Children's Home at Chester Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of seven thousand five hundred dollars ($7,500) or so much thereof as may be necessary is hereby specifically appropriated to the Chester Day Nursery and Children's Home at Chester Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to law

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 541, as follows:

An Act making an appropriation to the Wyoming Valley Homeopathic Hospital at Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in

General Assembly met and it is hereby enacted by the authority of the same That the sum of ninety thousand dollars ($90,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Wyoming Valley Homeopathic Hospital at Wilkes-Barre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 542, as follows:

An Act making an appropriation to the Mercy Hospital Wilkes-Barre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of one hundred and eighty thousand dollars ($180,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Mercy Hospital Wilkes-Barre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 543, as follows:

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

The first and second sections of the bill were read as follows and agreed to.

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That whenever any person is maintained as an inmate of any hospital home sanitorium or other institution or elsewhere in whole or in part at the expense of any county of the second class the property or estate of such person shall be liable for such maintenance to be paid or recovered as hereinafter provided

Section 2 Every trustee committee guardian or other person nominated or appointed to take charge of the estate of any lunatic feeble-minded or any other person who is maintained in whole or in part by any county of the second class in any home tsylum or other institution shall within six months after his appointment make a true and full report under oath to the County Commissioners of said county showing the amount and character of said estate and every year thereafter report to the County Commissioners of said county what if any changes there are in said estate and every executor or administrator of the estate of any deceased inmate of any asylum home or institution maintained in whole or in part by any county of the second class shall within six months after letters testamentary or of administration have been issued make a true full and complete report under oath to the County Commissioners of said county of the extent and character of such estate

The third section of the bill was read as follows:

Section 3 The husband wife father mother child or children of any person who is an inmate of any asylum hospital home or other institution maintained in whole or in part by any county of the second class and who is legally able so to do shall be liable to pay for the maintenance of any such person as hereinafter provided

On the question,

Will the Senate agree to the section?

Mr. HARRIS, Mr. President, I move to

Amend page 2 by striking out the entire section 3

Mr. GELDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fourth section of the bill was read as follows:

Section 4 The Court of Common Pleas of the county of the residence of any inmate of any home hospital asylum or other institution maintained in whole or in part by any county of the second class shall have power upon the application of the County Commissioners of said county to make an order for the payment of maintenance to the county upon the trustees committee guardian or other person who has charge of the estate of any such inmate or against the father wife mother child or children of any person so maintained and any order made against the husband wife father mother child or children shall be in such amount as the Court in its discretion deems proper taking into consideration their ability to pay for said maintenance and said Court may also upon like application direct any trustee committee guardian or other person having charge of any such estate to file with the County Commissioners of said county the statement required by the second section of this Act

On the question,

Will the Senate agree to the section?

Mr. HARRIS. Mr. President, I move to

Amend page 3, Section 4, line 1, by striking out after the word "inmate" the words "or against the father wife mother child or chil-"; also by striking out the entire lines 2, 3, 4 and 5; also line 6 by striking out the words "for said maintenance."

Mr. GELDER. Mr. President, I second the motion.

On the question,

Will the Senate agree to the amendment?

It was agreed to.

On the question,

Will the Senate agree to the section as amended?

It was agreed to.

The fifth, sixth, seventh, eighth and ninth sections of the bill were read as follows and agreed to.

Section 5 The sworn statement of the superintendent steward or other person in whose custody are kept the records of any hospital home asylum or other institution wherein persons are maintained in whole or in part at the expense of the county shall be received as prima facie evidence in any Court of this Commonwealth of the amount expended by the county for the support or maintenance of any such person in any proceeding brought to recover the amount of such maintenance

Section 6 All claims by any county of the second class for maintenance as herein provided in the distribution of any of the estate of any person so maintained shall take precedence and be paid after other claims which by law are now given precedence and before any claims of general creditors

Section 7 When there is a claim against the estate of any person maintained in any home hospital asylum or other institution both on behalf of any county of the second class and on behalf of the Commonwealth and there is not sufficient in the estate to pay the claim in full the same shall be paid pro rata to the State and the County in the proportion of the amount of maintenance legally recoverable by each

Section 8 This Act of Assembly is intended to apply to the collection of claims for maintenance due any county of the second class at the time of its passage as well as those to become due hereafter

Section 9 All acts or parts of acts inconsistent with this act are hereby repealed

The title of the bill was read as follows and agreed to:

An Act relating to the maintenance of insane feebleminded and other persons confined in various institutions by counties of the second class fixing liability for their support providing for the collection of the monies due the counties of the second class therefor and for proceedings relating thereto

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 546, as follows:

An Act making an appropriation to the Easton Hospital at Easton Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and ten thousand dollars ($210,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Easton Hospital at Easton Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day or part pay service such proportion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 551 (House Bill No. 433), entitled:

An Act making an appropriation to the City of Philadelphia for monies advanced by said City to the Delaware River Bridge Commission jointly with the Commonwealth of Pennsylvania, with interest, which monies, including the monies so advanced by the City of Philadelphia were repaid to the Commonwealth of Pennsylvania by the Delaware River Bridge Commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 559, as follows:

An Act making an appropriation to the Suburban General Hospital of Bellevue Allegheny County Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of thirty-two thousand dollars ($32,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Suburban General Hospital of Bellevue Allegheny County Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proportion of the aforesaid three ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The Senate proceeded to the second reading and consideration of Senate Bill No. 561, as follows:

An Act to promote uniformity in the assessment and taxation of properties and persons within the territorial limits of cities of the second class A by providing that city and school taxes within such territorial limits shall be assessed levied and collected upon the basis of the assessments for taxation for county purposes and requiring the furnishing of tax duplicates by the county taxing authorities to such cities and to school districts coterminus therewith abolishing the department of assessors in cities of the second class A consolidating tax statements covering city school county and poor taxes therein and making uniform the time for levy and collection of said taxes respectively and regulating the discounts therefrom and penalties thereon

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all city taxes in cities of the second class A to be assessed levied and collected for the year one thousand nine hundred and thirty-six and subsequent years shall be based upon the assessment of properties and persons made for said years for taxation for county purposes It shall be the duty of the proper county taxing authorities to furnish annually to said cities and to the school districts co-terminus therewith a properly certified duplicate of the last adjusted valuation of all properties and persons taxable for county purposes within the territorial limits of said cities excepting only such assessments of intangible personal property as shall not be subject to the payment of city or school taxes

Section 2 From and after the first day of January one thousand nine hundred and thirty-six the department of assessors in cities of the second class A shall be abolished

Section 3 From and after January first one thousand nine hundred and thirty-seven the proper authorities of each city of the second class A and of the school district and poor district within or coextensive therewith or having terriory therein charged with the levying of taxes within the territorial limits of cities of the second class A shall annually levy their respective taxes and cause the same to be collected at the same time or times as required by existing law for the levy and collection of county taxes in such cities Provided however That all taxables shall have the right to make payment of all such taxes by installment payments thereon as provided under existing law

Section 4 Upon all such taxes the taxables shall be allowed the same discounts for prompt payment and shall be subject to the same penalties for delay or delinquency in payment as is now provided under existing law relating to the particular tax and where such existing laws fix specific dates for such discounts and penalties corresponding times shall be calculated from the time duplicates issue under the provisions of this act

Section 5 It shall be the duty of the collector of taxes in the issuing of tax statements to include so far as practicable all city school county and poor taxes against the same properties or persons upon one statement for each year

Section 6 All acts or parts of acts general local or special inconsistent herewith are hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The Senate proceeded to the second reading and consideration of Senate Bill No. 564, as follows:

An Act Making an appropriation to the The Robert Packer Hospital of Sayre Pennsylvania

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the sum of two hundred and twenty-seven thousand dollars ($227,000) or so much thereof as may be necessary be and the same is hereby specifically appropriated to the Robert Packer Hospital of Sayre Pennsylvania for the two fiscal years beginning June first one thousand nine hundred and thirty-five for the purpose of maintenance to be paid according to regulations and in the manner prescribed by law at the rate of three dollars ($3) per diem for the medical and surgical services rendered to and maintenance of each person treated in said hospital who is entitled to free service and for each day of part pay service such proprotion of the aforesaid three dollars ($3) per diem rate as the part of the regular ward charge which the person so treated is not able to pay bears to the regular ward charge for such free service Provided however That said hospital shall not receive compensation at a rate exceeding the actual cost of service per capita in the public ward of such hospital

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL ON FINAL PASSAGE POSTPONED FOR THE PRESENT

Mr. RANKIN. Mr. President, I move that the Senate resume the consideration of Senate Bill No. 141, on final passage postponed for the present, entitled:

An Act authorizing the abatement of certain tax penalties and interest on county city (except city of the first class) borough town township school district (except school district of the first class) and poor district taxes

Mr. FREY. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Shall the bill pass finally?

Mr. RANKIN. Mr. President, I move to reconsider the vote by which this bill passed third reading.

Mr. FREY. Mr. President, I second the motion.

The motion was agreed to.

And the question recurring,

Will the Senate agree to the bill on third reading?

Mr. RANKIN. Mr. President, I ask unanimous consent to amend title page 1, lines 3 and 4 of title, by striking out the words "(except school district of the first class)" Amend section 1 page 1 line 6 by striking out the words "(except school district of the first class)"

The PRESIDENT. Is there objection? The Chair hears none.

The amendment was agreed to.

On the question,

Will the Senate agre to the bill on third reading as amended?

It was agreed to.

Ordered, That the bill as amended be printed for the use of the Senate.

RECESS

Mr. HOWELL. Mr. President, I move that the Senate do now take a recess for ten minutes.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

AFTER RECESS

The PRESIDENT. The time of recess having elapsed, the Senate will be in order.

REPORT FROM COMMITTEE

Mr. CHAPMAN. Mr. President, I ask unanimous consent to make report from committee at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. CHAPMAN, from the Committee on Elections reported as committed, Senate Bill No. 31, entitled:

An Act to amend section six as amended and section eight of the act approved the twelfth day of July one thousand nine hundred and thirteen (P. L. 719) entitled "An act regulating certain political parties providing for and regulating the nomination of candidates of such political parties for certain public offices the election of delegates and alternate delegates to national party conventions and of certain party officers including State

committeemen a method whereby electors of such political parties may express their choice of candidates for the office of President of the United States and the payment by the several counties and their reimbursement by the State of the expenses of the same authorizing the State committee of a political party to make and to alter amend and revoke rules and providing penalties for the violation of the provisions of this act and for the punishment of certain offenses provided for herein and repealing inconsistent legislation" prohibiting candidates for certain offices from being candidates for more than one party nomination and requiring candidates' affidavits from candidates for additional offices.

BILLS INTRODUCED

Mr. OWLETT (by Request). Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. OWLETT, read in place and presented to the Chair Senate Bill No. 632, entitled:

An Act to amend the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 624), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, share-holders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business, or both, and of affiliates of such corporations or persons, and of officers, directors, trustees, and employes of such corporations and persons.

Which was referred to the Committee on Banking.

Mr. BATCHELOR. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BATCHELOR, read in place and presented to the Chair Senate Bill No. 633, entitled:

An Act making an appropriation to the Margaret Henry Children's Home, New Castle, Pennsylvania.

Which was referred to the Committee on Appropriations.

Also read in place and presented to the Chair, Senate Bill No. 634, entitled:

An Act making an appropriation to the Beaver County Children's Home, of New Brighton, Pennsylvania.

Which was referred to the Committee on Appropriations.

Also read in place and presented to the Chair, Senate Bill No. 635, entitled:

An Act making an appropriation to the Providence Hospital, Beaver Falls, Pennsylvania.

Which was referred to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 636, entitled:

An Act making an appropriation to the Almira Home Association, New Castle, Pennsylvania.

Which was committed to the Committee on Appropriations.

Also read in his place and presented to the Chair, Senate Bill No. 637, entitled:

An Act making an appropriation to the Jamison Memorial Hospital Association, New Castle, Pennsylvania.

Which was committed to the Committee on Appropriations.

BILLS INTRODUCED

Mr. BUCKMAN. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. BUCKMAN read in place and presented to the Chair, Senate Bill No. 638, entitled:

An Act making an appropriation to the Pennsylvania Historical Commission for the maintenance, upkeep, improvement and restoration of the Pennsbury Memorial in Falls Township, Bucks County, Pennsylvania.

Which was committed to the Committee on Appropriations.

Mr. SHAPIRO. Mr. President, I ask unanimous consent to read a bill in place at this time.

The PRESIDENT. Is there objection? The Chair hears none.

Mr. SHAPIRO read in his place and presented to the Chair, Senate Bill No. 639, entitled:

An Act to amend section seventy-five of the act approved the thirty-first day of March one thousand eight hundred and sixty (P. L. three hundred eighty-two) entitled "An act to consolidate revise and amend the penal laws of this Commonwealth" as amended to provide for the rendition by the jury of a separate verdict fixing the penalty of first degree murder cases and to regulate the admission of evidence bearing upon the question of the penalty to be imposed.

Which was committed to the Committee on Judiciary General.

ADJOURNMENT

Mr. GELDER. Mr. President, I move that the Senate do now adjourn until tomorrow morning at 11 o'clock.

Mr. EALY. Mr. President, I second the motion.

The motion was agreed to.

The Senate adjourned at 11:10 P. M. until Tuesday morning, March 19, 1935, at 11 o'clock.

HOUSE OF REPRESENTATIVES

MONDAY, March 18, 1935.

The House met at 9.00 o'clock P. M.

The SPEAKER (Wilson G. Sarig) in the Chair.

PRAYER

Dr. Philip David Bookstaber, Rabbi of the Reformed Synagogue, Harrisburg, Pennsylvania, offered the following prayer:

Our Father Who art in Heaven, give us this day our daily bread, forgive us our trespasses as we forgive others theirs. We implore Thee send down a double portion of Thy spirit. A spirit of wisdom and courage and imbue us with an understanding heart. Make our hearts and minds liberal in thought and feeling and may thus Thy Kingdom come on earth through speedy action upon and with Thy gifts of Love, Mercy and Justice. Amen.

JOURNAL APPROVED

The SPEAKER. The Clerk will read the Journal of Thursday, March 14, 1935.

The Clerk proceeded to read the Journal of Thursday, March 14, 1935, when, on motion of Mr. Duffort the further reading was dispensed with and the Journal approved.

BILL INTRODUCED AND REFERRED

By Mr. ANDREWS. HOUSE BILL No 1608.

An Act to amend the act, approved the fifteenth day of May, one thousand nine hundred and thirty-three (Pamphlet Laws, six hundred twenty-four), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations with fiduciary powers, and of banking corporations, with or without fiduciary powers, including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts," by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business, or both, and of affiliates of such corporations or persons, and of officers, directors, trustees, and employes of such corporations and persons.

Referred to the Committee on Banking.

COMMUNICATIONS AND PETITIONS

The SPEAKER laid before the House the following communications and petitions which were read by the Clerk.

COLORED BATTALIONS OF INFANTRY

A resolution from Lieut. W. E. Shipp Post No. 42, Veterans of Foreign Wars, urging passage of House Bill No. 88.

Referred to the Committee on Military Affairs.

CONSTITUTION

A resolution from Washington Camp No. 363, P. O. S. of A., opposing revision of Constitution without referendum.

Referred to the Committee on Constitutional Amendments.

TAXES

A communication from taxpayers and home-owners of Indiana County suggesting methods of taxation.

Referred to the Committee on Ways and Means.

FULL CREW LAW

A communication from the Northwest Business Men's Association of Philadelphia favoring passage of Full Crew Law.

Referred to the Committee on Railroads and Railways.

PRINTING IN STATE-AID INSTITUTIONS

A resolution from the Typothetae of Western Pennsylvania, Inc., favoring passage of House Bill No. 419.

Referred to the Committee on Manufacturers.

COUNTY DEPARTMENT OF WELFARE

A resolution from Kennedy Township Board of Supervisors opposing passage of House Bill No. 660 and Senate Bill No. 204.

Referred to the Committee on Counties.

MOTOR VEHICLE FUND

A communication from the Berks County Rural Letter Carriers Association protesting increase in gasoline taxes and diversion of motor vehicle funds.

Referred to the Committee on Ways and Means.

The SPEAKER laid before the House a communication addressed to Mr. Marshall L. Shepard which was read by the Clerk as follows:

CONGRESS OF THE UNITED STATES
House of Representatives
Washington, D. C.

March 12, 1935.

Rep. Marshall L. Shepard,
House of Representatives,
Harrisburg, Pennsylvania.

My dear Dr. Shepard:

Enclosed please find a copy of the Lundeen bill which you asked for in your telegram.

I hope and know you are giving the working people, that is to say, your people and my people, a break in Harrisburg.

After all it does not make much difference to you and to me, whether or not we return to our present offices two years hence, but it will make a lot of difference to our people back home whether we legislate or not in their favor.

With kind personal regards, I am,

Very truly yours,
(Signed) Michael J. Stack

MJS:JB

P. S. If there is anything by way of literature that I may be able to send you from down here, please call on me.

M. S.

The SPEAKER. The Communication will be noted in the Journal, printed in full in the Legislative Journal and referred to the Committee on Labor.

COMMITTEE APPOINTED TO SECURE INFORMATION ON COSTS AND FUNCTIONING OF SCHOOL SYSTEM

The SPEAKER. In accordance with the provisions of House Resolution No. 36, Printer's No. 214, the Chair appoints the following members as the committee provided for in the resolution: Messrs. Andrews, Brownfield, Holland, VanAllsburg and Ominsky.

LEAVES OF ABSENCE

Mr. Coakley asked and obtained leave of absence for Mr. SINWELL on account of illness.

Mr. LaRue asked and obtained leave of absence for Mr. RUTH for the balance of the week on account of illness.

Mr. Wood asked and obtained leave of absence for Mr. SPANGLER for the balance of the week on account of illness.

SPECIAL ORDER ON THIRD READING AND FINAL PASSAGE

The SPEAKER. The hour of 9.30 o'clock having arrived, the Chair lays before the House the Special order of business fixed for this hour.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 991, entitled:

An Act to further amend section five hundred two of the act, approved the first day of May, one thousand nine hundred 'wenty-nine (Pamphlet Laws, one thousand five), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Departpart of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees and miscellaneous receipts; making an appropriation; and providing for refunds," by increasing certain registration fees.

On the question,

Will the House agree to the bill on third reading?

It was agreed to.

On the question,

Shall the Bill pass finally?

Mr. SOWERS. Mr. Speaker, may I interrogate the sponsor of the bill?

The SPEAKER. Will the gentleman from Franklin, Mr. Moomaw, permit himself to be interrogated?

Mr. MOOMAW. Mr. Speaker, I will.

Mr. SOWERS. Mr. Speaker, will the gentleman from Franklin inform me if House Bill No. 991 is an amendment to the Motor Vehicle Code?

Mr. MOOMAW. Mr. Speaker, in answer to the gentleman from Philadelphia, I will say that that is an amendment to what is known as the Tractor code.

Mr. SOWERS. Mr. Speaker, does the Tractor Code provide for all the receipts under it to go into the Highway Fund?

Mr. MOOMAW. Mr. Speaker, in answer to the gentleman from Philadelphia, this entire tax program, it is my understanding, is for the general fund appropriation, and it can be used for general fund purposes. However, it is collected by the Department of Revenue.

Mr. SOWERS. Mr. Speaker, may I ask the gentleman if he drafted this bill?

Mr. MOOMAW. Mr. Speaker, I did not.

Mr. SOWERS. Mr. Speaker, may I ask the gentleman who gave him this bill?

Mr. MOOMAW. It is an administration measure, Mr. Speaker.

Mr. SOWERS. Mr. Speaker, may I ask the gentleman if he noticed in House Bill No. 839 the increase in gasoline tax, that on page five are the words, "The entire amount of the additional emergency tax of two cents per gallon or fractional part—"

POINT OF ORDER

Mr. PEARSON. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Allegheny, Mr. Pearson, will state his point of order.

Mr. PEARSON. Mr. Speaker, the interrogation of the gentleman is in regard to House Bill No. 839 while the bill before the House is House Bill No. 991.

The SPEAKER. The bill before the House is House Bill No. 991.

Mr. SOWERS. Mr. Speaker, instead of approaching the subject in the right way, I find it may be necessary to go backwards. Will the gentleman explain to the House why in House Bill No. 991 the paragraph that is inserted in House Bill No. 839 on page five is omitted?

Mr. MOOMAW. Mr. Speaker, to what paragraph is the gentleman from Philadelphia, referring?

Mr. SOWERS. Mr. Speaker, I am referring to House Bill No. 839, Printer's No. 304, page five, section one, subparagraph (c).

Mr. MOOMAW. In answer, Mr. Speaker, to the gentleman from Philadelphia I will say that I did not have anything to do with the drafting of House Bill No. 839 and therefore I do not know at this moment what the contents of that bill are.

Mr. SOWERS. Mr. Speaker, may I ask the gentleman from Franklin is it not the intention to raise revenue by House Bill No. 991 in order to raise some two hundred and three million dollars for the general fund?

Mr. MOOMAW. Mr. Speaker, will the gentleman repeat the last part of his question?

Mr. SOWERS. Mr. Speaker, do I have permission to sub-divide the question?

The SPEAKER. The gentleman from Philadelphia, Mr. Sowers, will sub-divide his question.

Mr. SOWERS. May I ask first, is it not the intention of House Bill No. 991 to raise revenue, Mr. Speaker?

Mr. MOOMAW. Mr. Speaker, in answer to the gentleman from Philadelphia, I will say that it is.

Mr. SOWERS. And is it not the intention, Mr. Speaker, to raise revenue so as to raise the amount of two hundred and three million dollars for the general fund?

Mr. MOOMAW. Mr. Speaker, it is a part of the revenue raising program.

Mr. SOWERS. Then, Mr. Speaker, in order to raise this part of the two hundred and three million dollars should this bill not contain a provision that the amount raised by it shall go into the general fund?

Mr. MOOMAW. That, Mr. Speaker, will no doubt be covered by a separate measure appropriating or affecting all of these various tax measures now up for consideration.

Mr. SOWERS. Mr. Speaker, may I ask, would the gentleman like to put the bill on the postponed calendar until that point is cleared up?

Mr. MOOMAW. Mr. Speaker, what is the purpose—

Mr. SOWERS. Mr. Speaker, I hear somebody who is not in trouble answering.

Mr. MOOMAW. May I ask the gentleman, Mr. Speaker, his purpose in suggesting that it be placed on the postponed calendar?

Mr. SOWERS. In order, Mr. Speaker, to clear up that mistake.

Mr. MOOMAW. Mr. Speaker, in answer to the gentleman from Philadelphia, I do not see where there is a mistake in this particular bill.

Mr. SOWERS. Well now, Mr. Speaker, let us see whether the gentleman and I understand each other. Should not the revenue as raised by the Tractor Code go into the Highway Fund?

Mr. MOOMAW. Mr. Speaker, in the past the revenue raised from licenses for trailers and for tractors has gone to the Department of Revenue for highway purposes.

Mr. SOWERS. For highway purposes.

Now, Mr. Speaker and Members of the House, I was in darkness and have not yet been brought forth to light. I do not know how this bill is going to raise money, to help raise two hundred three million dollars when apparently whatever it raises goes into the highway fund.

Mr. Speaker, let us look at this bill on its merits. I assume that the sponsor of this bill believes that he is taxing trucks, that he is taxing tractors. When I hear this bill discussed in casual conversation, I gather that the people think it is taxing trucks. Now trucks pay no money; trucks neither collect nor expend,—trucks are operated by men, and when this bill becomes law, whose money does it take? It doesn't take trucks' money, but it takes men's money. It will take money from the farmer who transports his vegetables and the products of his farm to the city. It will put a burden on the inhabitants in the city, and no harder burden could be placed upon them than this bill places upon them.

This bill is like the processing tax on flour. It raises the price of commodities that go on the dinner table of the inhabitants. This bill is putting a tax on the poor.

This is not socking the poor, this is socking them and rocking them. My friends to the left here laugh when I say sock and rock the poor. Why, I heard the administration say, "Don't place a tax that socks the poor." And here you have one that clearly does so.

Now, Members of the House, this is a bill that taxes the men who are engaged in the transportation of the commodities of the country to the city and who transport the commodities of the city back to the country. This is a tax that is clearly upon labor; this is a tax that is placed upon those who can least afford to pay it. This is not a tax, as has been stated, that you would put on those who are best able to pay it. This is a tax on the little man back home who transports milk from the station to the warehouse; this is a tax on the little man who owns one or two trucks. This is not a tax on the great corporations. Eighty per cent of the trucks of Pennsylvania are individually owned. This is a state tax measure that could not be passed without coming back to plague each and every one of us. Why do you not propose a tax measure that is on profits and not a tax that is on industry?

This tax may take the last dollar of profit of the poor man who owns one truck; this tax may take every cent that he makes in one particular week or in one particular month. Why do you not have a tax on the profits from the trucks so that a man can pay from what he earns and not from what he owes? This will be a tax on what he owns and not on what he earns.

Just think of this program, a tax on gasoline, a tax on wheelbases, a license tax increase, a poundage tax and now this bill—

POINT OF ORDER

Mr. CAPUTO. Mr. Speaker, I rise to a point of order.

The SPEAKER. The gentleman from Beaver, Mr. Caputo, will state his point of order.

Mr. CAPUTO. Mr. Speaker, the gentleman is not talking on the particular bill under discussion.

The SPEAKER. The gentleman from Philadelphia will confine himself within a reasonable latitude in discussing House Bill No. 991.

Mr. SOWERS. Mr. Speaker, let me take up another thought. Let us inquire, is it necessary to put on the owners of these trucks and the owners of these trailers this additional burden on their industry? Has anyone shown to the House the necessity for raising this money? Has anyone shown to this House that the Governor cannot by economy and other proper procedure reduce the expenditures of this government and save the people? Has anybody by any logic, by any method shown the necessity of placing this burden on the people? Are there not salaries in this Commonwealth under this administration that can stand for a cut? Is it necessary to have counsel for the Public Service Commission at a salary of five thousand dollars when there are hundreds of lawyers just as good for that job at half the price?

Is there not an opportunity for this administration to pare down the expenses of this government and best serve the people? Has anyone yet shown the necessity for a measure of this kind?

Now, members of the House, I could go on ad infinitum pointing out errors in this bill, but until you can persuade yourselves that this money is going into the general fund, what is the need of discussing the merits of the bill?

Mr. STOCKHAM. Mr. Speaker, it is with considerable hesitation that I rise to my feet to discuss this measure, because I believe the Administration and His Excellency the Governor are endeavoring to meet a situation that is a great problem. There are here in direct order four measures on the special order of business tonight, and we are discussing specifically House Bill No. 991, and there go with that bill House Bills Nos. 992, 969 and 970, and they are all interrelated, and they all have to do with taxation, additional burdens on the motor trucks of the State of Pennsylvania.

I believe that House Bills Nos. 991 and 992, as a part of this program and a part of these four measures as set forth purpose to raise seven million dollars towards this emergency fund.

These first two measures affect the farmer, and the farmer alone. They are two acts concerning the farmer, the farmer's tractor and his trailer, and so the burden set forth in House Bill No. 991 is directly upon the farmer, as well as House Bill No. 992 in decreasing the wage.

It is not effective, if you please, gentlemen, until the first of January nineteen thirty-six, and therefore cannot apply in this emergency for this year, and can apply only in half of the amount of seven million dollars for the second year, and loses therefore some of its effectiveness.

I believe this program in general affects but forty-one per cent of the trucking industry in the Commonwealth, rather than all of them. And then, as has been pointed out by the gentleman from Philadelphia, this bill as amended, as well as all the other bills bring this money

directly into the motor fund and not into the emergency fund.

My friends on both sides of the House, this is a serious situation with which we are confronted. I think the romance of the motor industry is something that stirs the heart of every man in Pennsylvania because of the fact, if you please, that we stand pre-eminently above everyone else in what inventive genius has done, in making the motor industry in this country what it is today. Yet all these measures tend to throttle or tend to destroy within the bounds of the Commonwealth of Pennsylvania the effectiveness of the motor industry and to set us backwards.

When the canals of Pennsylvania were built they were a step in progress. When the railroads took their place, my friends, then we did not legislate them out of existence, and now we should not burden this later industry to such an extent.

I believe, gentlemen, that the governor of this Commonwealth is sincerely and honestly trying to meet this situation, but is not this a challenge to us because of certain inequalities that it creates?

The maximum loads, as set forth in the laws of Pennsylvania, are consistent with those prescribed by the laws of all of the states that surround us, and with the exception of Ohio only we are lower generally than any of the other states? Therefore, all of this related legislation has been consistent with other states.

It has been testified, by the Hon. Thomas McDonald, Chief of the United States Bureau of Public Roads before the United States Senate, that the trucks in Pennsylvania were on the average, paying their proportionate share of taxes. So much for that.

This whole tax subject, my friends, is a challenge to us because there are some people who are in need of help and sustenance. This is a challenge beyond that of party, be it Republican or Democratic; this is a challenge to the whole House; this is a challenge to the whole state government and therefore it is with some hesitation that I have arisen because, I believe the effort of the administration has been an honest one, yet I must ask, are we proceeding in the right direction? Should we not save, should we not sacrifice in government against the need or against the possibility of having to raise this money by extra taxation, and might it not be possible that we do so? May we not approach this subject with His Excellency the Governor in some coherent way, that it may result in some plan whereby we may all march together to a successful conclusion of this effort, a meeting of this problem valiantly like true soldiers, trying to sacrifice and trying to save, our governmental affairs in the administration of relief, in the administration of our government?

There are those who are still able to pay taxes. The man that has bread when one in need knocks at his door, the fact that he has it and saved enables him to give of his bread to the man at the door, and therefore we must remember that there is a limit today beyond which a man able to give will be unable to give, unable to help, and then we may have revolt, we may have chaos.

Cannot Pennsylvania, my friends, rise up in this emergency and show to every state in the Union that we can meet this situation without this great burden of taxes? I mean these four bills tonight that are a part of this great plan.

I believe it is an honest effort on the part of the Chief Executive to meet this problem, but I believe at the same time that we can do something that will hurt ourselves so that we can meet it within the bounds of our income and our ability to live, within the means that we have, and not destroy this industry of motor trucking, but keep it where it is and at the point at which it has been made.

There is some romance in this industry. May Pennsylvania stand out in the final analysis when we are through with this whole program, gentleman, and be able to say proudly to the rest of the country, "We believe you have done the best you knew how in an emergency, but in this old Keystone, old Quaker state we can meet this situation without additional taxes." Therefore, members, let us weigh carefully these thoughts when we vote upon these four measures tonight.

In all humbleness I speak on this situation, in due deference to His Excellency the Governor; let us approach this whole subject with open minds and brave hearts.

Mr. FLINCHBAUGH. Mr. Speaker and members of the House, all tax measures are unpopular, and no one in this House votes for a tax measure more reluctantly than I do, but we are facing a situation that requires courage. We are facing not a theory, but a reality.

As every member of this House knows and practically every well-informed citizen of the Commonwealth of Pennsylvania knows the Commonwealth is facing a deficit of fifty million dollars. Remarks have been made here tonight that we should cut on the expenses of government. The present administration has already cut on the expenses of government, and if every public employe in the state of Pennsylvania were dismissed tonight it would take three or four years in the saving of salaries of those employed to make up the deficit.

No matter what tax measure might be presented here, there would be objection. We have listened in the Ways and Means Committee and we have been solicited by many of our constituents to be against tax measures, but we have heard very little of the critical situation which the State of Pennsylvania, is facing today. There are millions of school children in the State of Pennsylvania, some of whom will be without schooling unless tax measures are passed and passed speedily. There are fifteen thousand widowed mothers caring for orphan children to the number of probably forty-five thousand who are looking tonight with longing eyes toward the General Assembly of Pennsylvania and asking that their relief shall not be curtailed.

There are millions of people upon the relief rolls. There are in the families of these people on the relief rolls possibly a million children who do not know their right hand from their left hand and who are dependent tonight upon the action of this General Assembly for the sustenance of their health, yea! for the preservation of their very lives.

There are thousands of blind tonight turning their sightless eyes towards the General Assembly, eyes that will never behold again the beauties of nature, nor shall ever look upon the face of their loved ones. All these people tonight are anxiously wondering what shall be the verdict of the General Assembly of Pennsylvania.

In view of the great need and the great stress throughout this Commonwealth I ask you to vote "aye" on this measure.

Mr. WITKIN. Mr. Speaker and members of the House, the gentleman who has just spoken has spoken of a deficit of fifty million dollars from the last administration, and he has followed that statement by an explanation that the

present administration seeks to economize in state government.

The natural inference from following the two remarks in their order would leave the last administration without a proper explanation as to that deficit.

The Commonwealth of Pennsylvania has within the past several years expended one hundred twenty millions of dollars for unemployment relief without any additional taxation. Money does not come from the air, and therefore it is only fair and just when we speak of the deficit that we speak of it as a deficit that was incurred in order to feed the hungry of Pennsylvania. Let us not talk about a deficit as though it were an improper accumulation of a deficit by a government. So much for that.

Certainly we have to raise money and certainly we have to feed those who must be fed, but raising money by the wrecking of business, raising money by the wrecking of industry, raising money by driving out of the Commonwealth of Pennsylvania all good business is poor business for the Commonwealth of Pennsylvania and poor business for this Legislature, so if you are going to raise money, raise it, you of the majority of this House, assume the responsibility that has been placed upon you, but do not for God's sake reduce the revenue of our Commonwealth by wrecking every business enterprise within this Commonwealth and driving it out of the State of Pennsylvania into other states of the Union. That is not raising money to feed the poor. That is depriving the poor of the opportunity of keeping the money that we now get in taxation, and this bill—part of the administration program—ought to be defeated.

Mr. COHEN. Mr. Speaker and members of the House, it was with a great deal of satisfaction that I heard the gentleman representing the minority agree with the gentleman from York, Mr. Flinchbaugh. It is not necessary to quibble as to just how this deficit of fifty million dollars was arrived at.

The gentleman of the minority attempts to justify that deficit of fifty million dollars as being due to the fact that the deficit accrued in an attempt to feed starving humanity. Why should the gentleman of the minority now find fault with the majority in their attempt to feed that same starving humanity without the necessity of resorting to a deficit?

They maintain that they spent one hundred twenty million dollars without any new taxation. We want to pay as we go. We have to increase the taxation in order to make those payments. You members realize that, the citizens of this Commonwealth realize it. Good business dictates that that is how it should be done. And still through the discussion of the entire tax program and the entire legislative program not one indication was given by the minority as to how that money to feed starving humanity could be raised without the necessity of new taxation.

In reality these measures which we have before us tonight are not imposing burdens upon an industry in the Commonwealth. These measures, of all the measures in the program, are the least offensive. These measures, of all the propositions that have been submitted, are the most justifiable. They attempt to impose on certain types of vehicles the same taxation that those vehicles would pay in a majority of the states in the Union. They attempt to impose on those types of vehicles whose registration fees are increased—the average—mark you, gentlemen, the average type, the average amount being imposed upon them, we are not placing a burden upon any industry in the Commonwealth. What we are doing is eradicating a favoritism that has existed; we are abolishing a preference, and we are doing that in order to raise the money to feed the poor and the needy.

The gentleman from Philadelphia objects that these bills do not contain a section which transfers the money from the Department of Highways into the General Fund. Let him rest assured that upon the completion and the passage of these measures his objections will be met,—will be met by a proper type of legislation on which we will ask him to give his vote and his aid.

Members of the House, I can recommend these bills to you as a justifiable enactment, as an attempt to eradicate from our laws a preference that has existed and that has crept in, and I further recommend them to you as a part of the only method that has been suggested to this House and to this Commonwealth to meet the problem with which we are confronted.

On the question recurring,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—117

Achterman,	Downey, J. J.,	Lovett,	Ruffennach,
Alexander,	Eberharter,	Lynch,	Sarraf,
Allen,	Eroe,	Male,	Scanlon,
Andrews,	Falkenstein,	McCreary,	Schrope,
Arnold,	Finnerty,	McDermott,	Schwab,
Aukerman,	Fitch,	McElroy,	Shaw,
Baine,	Flanagan,	McHenry,	Shepard,
Baker, J J.,	Flinchbaugh,	Melchiorre,	Shugarts,
Barber,	Furman,	Mentzer,	Siegel,
Bradley,	Gerard,	Moomaw,	Simon,
Brancato,	Haberlen,	Mooney,	Smith, J. A.,
Brown, H. S.,	Hagerty,	Moran,	Smith, W. G.,
Brownfield,	Haluska,	Moul,	Stank,
Brumbaugh,	Hamilton, F. P.,	Munley,	Stevens,
Burke,	Harkins,	Murrin,	Stone,
Cannon,	Harmuth,	Nagel,	Sumney,
Caputo,	Hartman,	O'Keefe,	Tronzo,
Carson,	Hetrick,	Ominsky,	Tumelty,
Chervenak,	Hirsch,	O'Neill,	Van Allsburg,
Coakley,	Holland,	Panton,	Van Sickle,
Cochran,	Holstrom	Patterson, C.,	Walker,
Cohen,	Hoopes,	Patterson, J. W.,	Weiss,
Coleman,	Kelso,	Pearson,	Welliver,
Condon,	Kilroy,	Pfaff,	Welsh,
Coolahan,	Kinney,	Piole,	Westrick,
Decker,	Klingler,	Powers,	Wilson,
Dent,	Kobelak,	Reising,	Yourishin,
Diehl,	LaRue,	Rinn,	Zappala,
Dilley,	Long,	Robinson,	Sarig,
Downey, G. E.,			

NAYS—83

Altenburg,	Flynn,	McDevitt,	Sowers,
Atkins,	Forrest,	McKinney,	Sproul,
Baker, F. T.,	Gates,	Merrell,	Stewart,
Baldi,	Gillette,	Moore,	Stockham,
Barnhardt,	Green,	Muir,	Stott,
Bernhard,	Greenstein,	Nothnagle,	Surface,
Blumberg,	Habbyshaw,	Perry,	Tahl,
Boose,	Hamilton, R. S.,	Peters,	Terry,
Boyd, R.,	Hart,	Phillips,	Trout,
Boyer,	Hefferon,	Reynolds,	Turner,
Brennan,	Hermansen,	Rhys,	Wall,
Brown, J. E.,	Hindman,	Roan,	Wasserman,
Carr,	Hoffner,	Root,	Weidemann,
Castor,	Horst,	Schrock,	White,
Conner,	Jackson,	Schwartz,	Wickersham,
Cordier,	Jones,	Shortz,	Witkin,
Davies,	Kane,	Shreiner,	Wood,
Denning,	Linderman	Simpson,	Woodside,
Duffort,	Longaker,	Sloan,	Yeakel,
Ederer,	Mallen,	Snyder, F. E.,	Zimmerman,
Ferko,	Mason,	Snyder, J. L.,	

The majority required by the Constitution having voted

in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 992, entitled:

An Act to further amend sections five hundred two, six hundred seven, and six hundred eight of the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 1005), entitled "An act relating to and regulating tractors and trailers and their operation; providing for their registration, and the licensing of certain operators by the Department of Revenue upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of tractors and trailers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, and townships, within the Commonwealth, liability for damages caused by the negligent operation of tractors and trailers; imposing penalties; imposing certain costs upon counties; providing for the miscellaneous receipts; making an appropriation and providing for refunds," by revising certain registration fees and existing regulations for length and weight of certain vehicles.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken and were as follows, viz:

YEAS—117

Achterman,	Downey, J. J.,	Lovett,	Ruffennach,
Alexander,	Eberharter,	Lynch,	Sarraf,
Allen,	Eroe,	Male,	Scanlon,
Andrews,	Falkenstein,	McCreary,	Schrope,
Arnold,	Finnerty,	McDermott,	Schwab,
Aukerman,	Fitch,	McElroy,	Shaw,
Baine,	Flanagan,	McHenry,	Shepard,
Baker, J J.,	Flinchbaugh,	Melchiorre,	Shugarts,
Barber,	Furman,	Mentzer,	Siegel,
Bradley,	Gerard,	Moomaw,	Simon,
Brancato,	Haberlen,	Mooney,	Smith, J. A.,
Brown, H. S.,	Hagerty,	Moran,	Smith, W. G.,
Brownfield,	Haluska,	Moul,	Stank,
Brumbaugh,	Hamilton, F. P.,	Munley,	Stevens,
Burke,	Harkins,	Murrin,	Stone,
Cannon,	Harmuth,	Nagel,	Sumney,
Caputo,	Hartman,	O'Keefe,	Tronzo,
Carson,	Hetrick,	Ominsky,	Tumelty,
Chervenak,	Hirsch,	O'Neill,	Van Allsburg,
Coakley,	Holland,	Panton,	Van Sickle,
Cochran,	Holstrom,	Patterson, C.,	Walker,
Cohen,	Hoopes,	Patterson, J. W.,	Weiss,
Coleman,	Kelso,	Pearson,	Welliver,
Condon,	Kilroy,	Pfaff,	Welsh,
Coolahan,	Kinney,	Piole,	Westrick,
Decker,	Klingler,	Powers,	Wilson,
Dent,	Kobelak,	Reising,	Yourishin,
Diehl,	LaRue,	Rinn,	Zappala,
Dilley,	Long,	Robinson,	Sarig,
Downey, G. E.,			

NAYS—84

Altenburg,	Flynn,	McDevitt,	Snyder, J. L.,
Atkins,	Forrest,	McKinney,	Sowers,
Baker, F. T.,	Gates,	Merrell,	Sproul,
Baldi,	Gillette,	Moore,	Stewart,
Barnhardt,	Green,	Muir,	Stockham,
Bernhard,	Greenstein,	Nothnagle,	Stott,
Blumberg,	Habbyshaw,	Parks,	Surface,
Boose,	Hamilton, R. S.,	Perry,	Tahl,
Boyd, R.,	Hart,	Peters,	Terry,
Boyer,	Hefferon,	Phillips,	Trout,
Brennan,	Hermansen,	Reynolds,	Turner,
Brown, J. E.,	Hindman,	Rhys,	Wall,
Carr,	Hoffner,	Roan,	Wasserman,
Castor,	Horst,	Root,	Weidemann,
Conner,	Jackson,	Schrock,	White,
Cordier,	Jones,	Schwartz,	Wickersham,
Davies,	Kane,	Shortz,	Witkin,
Denning,	Linderman,	Shreiner,	Wood,
Duffort,	Longaker,	Simpson,	Woodside,
Ederer,	Mallen,	Sloan,	Yeakel,
Perko,	Mason,	Snyder, F. E.,	Zimmerman,

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

Agreeably to order,

The House preceeded to the third reading and consideration of House Bill No. 969, entitled:

An Act to amend the act, approved the first day of May, one thousand nine hundred twenty-nine, (Pamphlet Laws, nine hundred five) entitled, "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by increasing certain registration fees.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. WITKIN. Mr. Speaker, I ask for a verification of the roll.

The roll was verified and was as follows:

YEAS—111

Achterman,	Dilley,	LaRue,	Robinson,
Alexander,	Downey, G. E.,	Long,	Ruffennach,
Allen,	Downey, J. J.,	Lovett,	Sarraf,
Andrews,	Eberharter,	Male,	Scanlon,
Arnold,	Eroe,	McDermott,	Schrope,
Aukerman,	Falkenstein,	McElroy,	Schwab,
Baine,	Finnerty,	McHenry,	Shaw,
Baker, J J.,	Fitch,	Melchiorre,	Shepard,
Barber,	Flanagan,	Mentzer,	Shugarts,
Bradley,	Flinchbaugh,	Moomaw,	Siegel,
Brancato,	Furman,	Mooney,	Simon,
Brown, H. S.,	Gerard,	Moran,	Smith, J. A.,
Brownfield,	Haberlen,	Moul,	Smith, W. G.,
Brumbaugh,	Hagerty,	Munley,	Stank,
Burke,	Haluska,	Murrin,	Stevens,
Cannon,	Hamilton, F. P.,	Nagel,	Sumney,
Caputo,	Harkins,	O'Keefe,	Tronzo,
Carson,	Harmuth,	Ominsky,	Tumelty,

Chervenak,	Hartman,	O'Neill,	Van Sickle,
Coakley,	Hetrick,	Panton,	Walker,
Cochran,	Hirsch,	Patterson, C.,	Weiss,
Cohen,	Holland,	Patterson, J. W.,	Welliver,
Coleman,	Holstrom,	Pearson,	Welsh,
Condon,	Kelso,	Pfaff,	Westrick,
Coolahan,	Kilroy,	Piole,	Yourishin,
Decker,	Kinney,	Powers,	Zappala,
Dent,	Klingler,	Reising,	Sarig,
Diehl,	Kobelak,	Rinn,	

NAYS—89

Altenburg,	Gates,	McDevitt,	Sowers,
Atkins,	Gillette,	McKinney,	Sproul,
Baker, F. T.,	Green,	Merrell,	Stewart,
Baldi,	Greenstein,	Moore,	Stockham,
Barnhardt,	Habbyshaw,	Muir,	Stott,
Bernhard,	Hamilton, R. S.,	Nothnagle,	Surface,
Blumberg,	Hart,	Parks,	Tahl,
Boose,	Hefferon,	Perry,	Terry,
Boyd, R.,	Hermansen,	Peters,	Trout,
Boyer,	Hindman,	Phillips,	Turner,
Brennan,	Hoffner,	Reynolds,	Van Allsburg,
Brown, J. E.,	Hoopes,	Rhys,	Wall,
Carr,	Horst,	Roan,	Wasserman,
Castor,	Jackson,	Root,	Weidemann,
Conner,	Jones,	Schrock,	White,
Cordier,	Kane,	Schwartz,	Wickersham,
Davies,	Linderman,	Shortz,	Wilson,
Denning,	Longaker,	Shreiner,	Witkin,
Duffort,	Lynch,	Simpson,	Wood,
Ederer,	Mallen,	Sloan,	Woodside,
Ferko,	Mason,	Snyder, F. E.,	Yeakel,
Flynn,	McCreary,	Snyder, J. L.,	Zimmerman,
Forrest,			

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. HALUSKA. Mr. Speaker, I am voting "aye" and I desire to file my reasons for doing so.

First, I feel there is urgent need for funds to properly carry on the functions of State Government, especially for relief.

Second, because of an assurance of amendment in the Senate.

Mr. HOLSTROM. Mr. Speaker, I am voting "aye" and I desire to file my reasons.

I am voting "aye" on the promise of the administration that proper amendments will be enacted when the bill reaches the Senate.

Mr. WESTRICK. Mr. Speaker, I am voting "aye" and I desire to file my reasons for so voting.

First, because of the dire need of funds to carry on by our State Government.

Second, because of assurance of a chance of inserting amendments in the Senate when this measure comes up in Committee.

Third, because of the urgent need of funds to meet our relief demands.

Agreeably to order,

The House proceeded to the third reading and consideration of House Bill No. 970, entitled:

An Act to amend the act approved the first day of May, one thousand nine hundred twenty-nine (P. L. 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as amended, by revising certain registration fees and revising existing regulations for length, height, and weight of certain vehicles.

And said bill having been read at length the third time, considered and agreed to.

On the question,

Shall the bill pass finally?

Agreeably to the provisions of the Constitution, the yeas and nays were taken.

Mr. SOWERS. Mr. Speaker, I ask for a veriffcation of the roll.

The roll was verified and was as follows:

YEAS—109

Achterman,	Downey, G. E.,	LaRue,	Robinson,
Alexander,	Downey, J. J.,	Long,	Ruffennach,
Allen,	Eberharter,	Lovett,	Sarraf,
Arnold,	Eroe,	Male,	Scanlon,
Aukerman,	Falkenstein,	McDermott,	Schrope,
Baine,	Finnerty,	McElroy,	Schwab,
Baker, J J.,	Fitch,	McHenry,	Shaw,
Barber,	Flanagan,	Melchiorre,	Shepard,
Bradley,	Flinchbaugh,	Mentzer,	Shugarts,
Brancato,	Furman,	Moomaw,	Siegel,
Brown, H. S.,	Gerard,	Mooney,	Simon,
Brownfield,	Haberlen,	Moran,	Smith, J. A.,
Brumbaugh,	Hagerty,	Moul,	Smith, W. G.,
Burke,	Haluska,	Munley,	Stank,
Cannon,	Hamilton, F. P.,	Murrin,	Stevens,
Caputo,	Harkins,	Nagel,	Sumney,
Carson,	Harmuth,	O'Keefe,	Tronzo,
Chervenak,	Hartman,	Ominsky,	Tumelty,
Coakley,	Hetrick,	O'Neill,	Van Sickle,
Cochran,	Hirsch,	Panton,	Walker,
Cohen,	Holland,	Patterson, C.,	Weiss,
Coleman,	Holstrom,	Patterson, J. W.,	Welliver,
Condon,	Kelso,	Pearson,	Welsh,
Coolahan,	Kilroy,	Pfaff,	Westrick,
Decker,	Kinney,	Piole,	Yourishin,
Dent,	Klingler,	Powers,	Zappala,
Diehl,	Kobelak,	Reising,	Sarig,
Dilley,			

NAYS—91

Altenburg,	Forrest,	McDevitt,	Sproul,
Andrews,	Gates,	McKinney,	Stewart,
Atkins,	Gillette,	Merrell,	Stockham,
Baker, F. T.,	Green,	Moore,	Stone,
Baldi,	Greenstein,	Muir,	Stott,
Barnhardt,	Habbyshaw,	Nothnagle,	Surface,
Bernhard,	Hamilton, R. S.,	Parks,	Tahl,
Blumberg,	Hart,	Perry,	Terry,
Boose,	Hefferon,	Peters,	Trout,
Boyd, R.,	Hermansen,	Phillips,	Turner,
Boyer,	Hindman,	Reynolds,	Van Allsburg,
Brennan,	Hoffner,	Rhys,	Wall,
Brown, J. E.,	Hoopes,	Rinn,	Wasserman,
Carr,	Horst,	Roan,	Weidemann,
Castor,	Jackson,	Root,	White,
Conner,	Jones,	Schrock,	Wickersham,
Cordier,	Kane,	Schwartz,	Wilson,
Davies,	Linderman,	Shortz,	Witkin,
Denning,	Longaker,	Shreiner,	Wood,
Duffort,	Lynch,	Simpson,	Woodside,
Ederer,	Mallen,	Sloan,	Yeakel,
Ferko,	Mason,	Snyder, F. E.,	Zimmerman,
Flynn,	McCreary,	Snyder, J. L.,	

The majority required by the Constitution having voted in the affirmative, the question was determined in the affirmative.

Ordered, That the Clerk present the same to the Senate for concurrence.

REASONS FOR VOTE

Mr. HOLSTROM. Mr. Speaker, I am voting "aye" and wish to file my reasons.

I am voting "aye" on the promise of the administration that proper amendments will be enacted when the bill reaches the Senate.

Mr. RINN. Mr. Speaker, I desire to file my reasons for voting "no."

I am voting against this bill, because of the absolute direction given to me by a great number of my constituents, to so vote.

SENATE MESSAGE

The Clerk of the Senate being introduced presented extracts from the Journal of the Senate which were laid upon the table.

RECESS

The SPEAKER. The Chair will now declare a recess for a few minutes while a short program is rendered in honor of St. Patrick's Day.

AFTER RECESS

The SPEAKER. The time of recess having expired the House will be in order.

The SPEAKER (Wilson G. Sarig) in the Chair.

SENATE MESSAGE

TIME OF NEXT MEETING

The Clerk of the Senate being introduced presented an extract from the Journal of the Senate, which was read as follows:

In the Senate, March 18, 1935.

Resolved (if the House of Representatives concur), That when the Senate adjourns this week it reconvene on Monday evening, March 25, at nine o'clock; and when the House of Representatives adjourns this week it reconvene on Monday evening, March 25, at nine o'clock.

Ordered, That the Clerk present the same to the House of Representatives for its Concurrence.

On the question,

Will the House concur in the resolution of the Senate?

It was concurred in,

Ordered, That the Clerk inform the Senate accordingly.

SENATE MESSAGE

AMENDED HOUSE BILL RECALLED FROM THE GOVERNOR CONCURRED IN BY SENATE

The Clerk of the Senate being introduced, returned bill from the House of Representatives numbered and entitled as follows:

House Bill No. 120.

An Act to amend section one thousand two hundred and two of the act approved the fourth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws five hundred nineteen) entitled "An act concerning boroughs and revising amending and consolidating the law relating to boroughs" authorizing boroughs to acquire maintain and operate inclined plane passenger and vehicular traffic transportation facilities

Said bill having been recalled from the Governor for the purpose of amendment, the vote had on final passage and third reading reconsidered in the House and the bill amended, in which amendments the Senate has concurred.

RESOLUTIONS

EXTENDING SYMPATHY ON DEATH OF MRS. ADA MORRIS JAMES

Mr. ROAN offered the following resolution which was twice read, considered and unanimously adopted:

In the House of Representatives, March 18, 1935.

The people of Wyoming Valley and many friends throughout the State, were shocked to learn of the sudden death early Saturday morning, March 16th, of Mrs. Ada Morris James, wife of Hon. Arthur H. James, and mother of one daughter and one son;

In her community she was a leader in civic and welfare work, being a trustee of the Plymouth Civic Club, sponsor of the Civic Club Chorus, director of the Luzerne County Council of Republican Women, and chairman of the Plymouth Unit of the Wilkes-Barre General Hospital Auxiliary;

Resolved, That the members of the House of Representatives extend to the family of Mrs. Ada Morris James, its deepest sympathy and that a copy of this resolution be forwarded to them by the Chief Clerk of this House.

EXTENDING SYMPATHY ON DEATH OF PERCY W. BREWINGTON

Mr. O'NEILL offered the following resolution which was twice read, considered and unanimously adopted:

In the House of Representatives, March 18, 1935.

Sudden death has again deprived this Commonwealth of another worthy and efficient public officer, and his family and numerous friends of the comfort and joy of his companionship.

While seated at his desk engaged in the performance of his public duties, Percy W. Brewington, a native and resident of Benton, Columbia County, and, for the past two years, United States Marshall for the Middle District of Pennsylvania, succumbed to a heart attack.

The deceased was a staunch supporter of President Roosevelt and his policies, and, as a delegate from Pennsylvania, supported the President at the Democratic National convention at Chicago.

In private life Mr. Brewington was a newspaper man and a prominent Elk, and enjoyed the fellowship of an extensive group of friends and acquaintances; therefore, be it

Resolved, That the House of Representatives, by the adoption of these resolutions, record its sorrow over the passing of Percy W. Brewington, and its sympathy for his family and many friends; and, be it further

Resolved, That a copy of this action of the House of Representatives be sent by the Chief Clerk to the members of the immediate family of Percy W. Brewington.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1098, entitled:

An Act to amend section one of the act approved the seventh day of April, one thousand nine hundred and thirty-three (P. L. 26), entitled "An act empowering counties, cities, boroughs, towns and townships to borrow money from the Reconstruction Finance Corporation to finance certain projects, and prescribing the manner of such borrowing," enlarging the powers of such municipal subdivisions by authorizing them to borrow money for such projects from the Public Works Administration or any other agency of the Government of the United States.

And said bill having been read at length the first time,

Ordered, To be laid aside for second reading.

BILL RECOMMITTED

Mr. MENTZER. Mr. Speaker, I move that this bill be recommitted to the Committee on Municipal Corporations for further study and consideration.

The motion was agreed to.

BILLS ON FIRST READING

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 62, entitled:

An Act to amend article three, section one, clause (c) of an act approved the twenty-sixth day of July, one thousand nine hundred and thirteen (Pamphlet Laws, one thousand three hundred seventy-four), entitled "An act defining public service companies; and providing for their regulation by prescribing and defining their duties and liabilities: prescribing, and limiting their powers, and regulating their incorporation, and, to a limited extent, regulating municipal corporations engaged or about to engage in the business of public service companies; creating and establishing a Public Service Commission for the regulation aforesaid; prescribing and defining the powers and duties of such Commission and its officers, including the exclusive power to regulate the construction, alteration, relocation, or abolition of the crossings of railroad corporations, street railway corporations, or other public service companies, and of public highways by the tracks or other facilities of said companies; providing for the ascertainment by the Commission of the expense and damages resulting from such construction, alteration, relocation, or abolition, and for the payment of such expense and damages, severally or proportionately, by the public service companies interested, the State, or municipal corporation concerned, and giving persons whose property is thereby taken, injured, or destroyed, authority to sue the Commonwealth for damages in such cases; providing for the terms, salaries, and compensation of the members of the commission, its officers, counsel, and employes; prescribing and regulating the practice and procedure before such commission, and upon appeal and judicial review of its orders and determinations by the courts of common pleas; and giving the court of common pleas of Dauphin County exclusive jurisdiction of such appeals in certain cases, and of all injunctions, mandamus, or other appropriate proceedings to enforce the provisions of this act and the orders of the commission, and to restrain such orders, subject to an appeal to the Supreme Court; prescribing penalties, fines, and imprisonment for the violation of the provisions of this act and for the violation of the orders of said commission; making it the duty of the Public Service Commission to enforce the provisions of the act approved the nineteenth day of June, one thousand nine hundred and eleven, entitled 'An act to promote the safety of travelers and employes on railroads, by compelling common carriers by railroad to properly man their trains,' by amending section nine thereof; repealing the act approved the thirty-first day of May, one thousand nine hundred and seven, which provided for the appointment of the Pennsylvania State Railroad Commission; and sections one and two of the act approved the fourth day of June, one thousand eight hundred and eighty-three, entitled, 'An act to enforce the provisions of the seventeenth article of the Constitution, relative to railroads and canals;' and an act, entitled 'To provide the maximum car service charges, including car storage charges, that railroad companies and corporations, or associations, may charge and collect on each car loading, and not unloaded within the free time for unloading cars, and fixing the free time that shall be allowed for unloading cars,' approved twenty-fourth day of May, Anno Domini one thousand nine hundred and seven; and the proviso of clause three and the provisos of clause seven of section thirty-four of the act, entitled 'An act to provide for the incorporation and regulation of certain corporations,' approved the twenty-ninth day of April, one thousand eight hundred and seventy-four, and all other legislation inconsistent with or supplied by this act," by abolishing deposits to secure future payments and penalties for delayed payments of rates and requiring the crediting of minimum charges towards the payment for service.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 918, entitled

An Act to prohibit deductions from wages of employes for the payment of store bills for goods, wares and merchandise; declaring certain contracts, agreements and understandings against public policy and void; and providing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1227, entitled:

An Act authorizing the courts of quarter sessions to stay sales of goods and chattels distrained upon by sureties of defaulting tax collectors; and providing a procedure to exonerate the sureties where delinquent taxpayers are unable to pay taxes, and to direct satisfaction of the taxes charged in duplicates where it appears such taxes have been paid.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 320, entitled:

An Act providing for and regulating the appointment, promotion, reduction in rank, and removal of the paid members of the Bureau of Fire, Bureau of Police, Bureau of Detectives, Bureau of Electricity, Bureau of Electricity in connection with fire and police departments, Police Telephone Operators and their assistants, and Police Radio Operators and their assistants, in counties, cities, boroughs, towns and townships; creating a county civil service commission in each county, the members thereof to receive salaries to be payable by counties; defining the powers and duties of such civil service commissions; imposing certain duties and expenses on counties, cities, boroughs, towns and townships; imposing penalties; and repealing inconsistent laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1080, entitled:

An Act to amend sections two hundred and two, two hundred and three, four hundred and forty-eight, and one thousand eight hundred and six as amended, sections one thousand eight hundred and eleven, one thousand eight hundred and twelve, one thousand eight hundred and thirteen, and one thousand eight hundred and fourteen, and to repeal sections four hundred and thirty-four, four hundred and thirty-five, four hundred and thirty-six, and four hundred and thirty-seven of the act approved the ninth day of April, one thousand nine hundred and twenty-nine (P. L. 177), entitled "An act providing for and reorganizing the conduct of the executive and administrative work of the Commonwealth by the Executive Department thereof and the administrative departments, boards, commissions, and officers thereof, including the boards of trustees of State Normal Schools, or Teachers Colleges; abolishing, creating, reorganizing or authorizing the reorganization of certain administrative departments, boards, and commissions; defining the powers and duties of the Governor and other executive and administrative officers, and of the several administrative departments, boards, commissions, and

officers; fixing the salaries of the Governor, Lieutenant-Governor, and certain other executive and administrative officers; providing for the appointment of certain administrative officers, and of all deputies and other assistants and employes in certain departments, boards, and commissions; and prescribing the manner in which the number and compensation of the deputies and all other assistants and employes of certain departments, boards and commissions shall be determined," abolishing the Pennsylvania State Park and Harbor Commission of Erie, the Washington Crossing Park Commission, the Valley Forge Park Commission, and the Fort Washington Park Commission as departmental administrative commissions, and making said commissions advisory commissions in the Department of Forests and Waters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1045, entitled:

An Act relating to unemployment relief; work relief and the administration thereof; prescribing qualifications of persons entitled to relief or employment, and placing limitations on the amount thereof; and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 955, entitled:

An Act giving consent of the Commonwealth to the dissolution of corporations holding public funds in trust for public school purposes, and to the payment over of such funds to school districts for general school purposes.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1242, entitled:

An Act relating to the maintenance of insane, feebleminded, and other persons confined in various institutions by counties of the second class; fixing liability for their support; providing for the collection of the monies due the counties of the second class therefor, and for proceedings relating thereto.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 436, entitled:

An Act providing for the reimbursement by the State of counties for costs and the maintenance of prisoners imposed as the result of prosecutions under the Vehicle Code and liquor laws; providing for the audit of the accounts of counties by the Auditor General and for the collection of amounts due from counties, and for appeals by counties to the Board of Finance and Revenue, and imposing powers and duties on the Auditor General and the Department of Revenue and certain duties upon counties; repealing inconsistent acts and making an appropriation.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 749, entitled:

An Act to amend section two hundred and fifty-six of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth class; and revising, amending, and consolidating the laws relating thereto," as amended; reducing the number of assistant district attorneys in counties of the fifth and sixth class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1059, entitled:

An Act imposing the costs in certain cases of summary convictions upon cities, boroughs, incorporated towns or townships.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1287, entitled:

An Act providing when, how, and under what circumstances and conditions a claimant, being a county, municipality, township or school district may at a judicial sale on a tax or municipal claim bid in the real estate for record costs or postpone the sale; for the procedure, in such cases, by petition, rule, notice, hearing and decree of Court to sell said real estate freed and cleared of all taxes, municipal claims, liens, mortgages, ground rents, charges and estates and to prorate the proceeds of said sale if insufficient to pay all tax and municipal claims in full; for the stay of proceedings; for redemption and priority thereof and of the status of liens during said period; and for the right of a tax or municipal claimant to purchase the real estate at the sale pursuant to said petition.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1373, entitled:

An Act relating to local taxation; establishing a centralized system in counties of the second, third, fourth, fifth, sixth, seventh and eighth classes for the collection of all county, borough, town, township, and certain school and poor taxes through the county treasurer as county tax collector, defining the powers and duties of the county tax collector and of counties, boroughs, towns, townships and school and poor districts; regulating date of certification of tax levies; abolishing the office of county, borough, town, township, school and poor district tax collectors upon the expiration of existing terms defining offenses and imposing penalties and repealing existing laws.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1065, entitled:

An Act to amend section one of the act approved the sixth day of July, one thousand nine hundred and seventeen (P. L. 747), entitled "An act requiring all counties, cities, boroughs, townships, school districts, and other municipalities and incorporated districts to sell any bonds or other securities issued by them to the highest responsible bidder after due public notice," as amended; providing for the sale of municipal bonds at private sale under certain circumstances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1240, entitled:

An Act relating to the purchase and sale of old gold; and prescribing penalties.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 711, entitled:

An Act to abolish the Journal of the House of Representatives and to adopt the Legislative Journal as the official Journal of the House of Representatives.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1010, entitled:

An Act to amend article three of the act approved the second day of May, one thousand nine hundred and twenty-nine (P. L. 1278), entitled "An act relating to counties of the second, third, fourth, fifth, sixth, seventh and eighth classes; and revising, amending and consolidating the laws relating thereto," by providing for a retirement system for county and poor district employes in counties of the third class.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1245, entitled:

An Act to amend sections four thousand one hundred and forty-one four thousand one hundred and forty-two and four thousand one hundred and forty-three of the act approved the twenty-third day of June, one thousand nine hundred and thirty-one (P. L. 932), entitled "An act relating to cities of the third class and amending revising and consolidating the law relating thereto" eliminating compensation to owners whose property is destroyed to abate nuisances.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1247, entitled:

An Act to amend section eighteen of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales; and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," changing the method of service of writs on persons who are without the Commonwealth, and providing for the effect of a return nihil habet on persons named in such writs or added thereto when such persons cannot be located.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1248, entitled:

An Act to amend section five of the act approved the sixteenth day of May, one thousand nine hundred and twenty-three (P. L. 207), entitled "An act providing when, how, upon what property, and to what extent, liens shall shall be allowed for taxes and for municipal improvements, for the removal of nuisances, and for water rents or rates, sewer rates, and lighting rates; for the procedure upon claims filed therefor; the methods for preserving such liens and enforcing payment of such claims; the effect of judicial sales of the properties liened; the distribution of the proceeds of such sales, and the redemption of the property therefrom; for the lien and collection of certain taxes heretofore assessed, and of claims for municipal improvements made and nuisances removed, within six months before the passage of this act; and for the procedure on tax and municipal claims filed under other and prior acts of Assembly," as amended, by providing that all property owned by any county, city, or other municipality or municipal division, and actual places of religious worship, places of burial not held or used for private or corporate profit, and institutions of purely public charity, shall be subject to roadway paving claims.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1479, entitled:

An Act to amend the title and section three of the act approved the eighth day of May, one thousand nine hundred and twenty-nine (P. L. 1667), entitled "An act authorizing the Pennsylvania Historical Commission, on behalf of the Commonwealth of Pennsylvania, to acquire all real and personal property included in the Conrad Weiser Memorial Park, in Heidelberg Township, Berks County, from the Conrad Weiser Memorial Park Association; providing for the control, management, supervision, restoration and improvement thereof; authorizing the commission to make and enforce rules and regulations for the preservation and visitation thereof; and making an appropriation therefor," by transferring the control, management, supervision, restoration and improvement of said park, and the power to make and enforce rules and regulations for the preservation and visitation thereof to the Department of Forests and Waters.

And said bill having been read at length the first time, Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1480, entitled:

An Act to amend the title and section one as amended, and section three, of the act approved the tenth day of April, one thousand nine hundred and thirty-one (P. L. 23), entitled as amended, "An act providing for the acceptance by the Commonwealth of a gift of lands from the American Petroleum Institute, located on the left bank of Oil Creek in Oil Creek Township or Cherry Tree Township, or both, Venango County, to establish the Drake Well Memorial Park, under the control and supervision of the Pennsylvania Historical Commission; providing for cooperation by the Department of Forest and Waters; empowering the Department of Property and Supplies to acquire additional lands for such Memorial Park without cost to the Commonwealth and making an appropriation," by transferring the control and supervision of said park to the Department of Forests and Waters.

And said bill having been read at length the first time.
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 88, entitled:

An Act providing for the organization and equipment of two colored battalions of infantry and making an appropriation therefor.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1299, (Senate Bill No. 148), entitled:

An Act authorizing counties cities, boroughs, townships, poor districts, school districts or other municipalities or corporated districts to rent lease and hire suitable office and warehousing space and provide suitable accommodations therein within said districts or municipalities for distributing funds and merchandise or both by emergency relief boards.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1160, (Senate Bill No. 89), entitled:

An Act to validate acts done and contracts, conveyances, transfers, and mortgages of property made, to or by any corporations of the first class, created or intended to be created by decree of the courts of common pleas, granting a charter, where the applicants for incorporation had failed to register its proposed name as required by law; and to validate charters of corporations of the first class, granted since the sixteenth day of May, one thousand nine hundred and twenty-three, where there was a failure to register the name of title of the proposed corporation at the time of filing its application for a charter as required by law; providing for the subsequent filing of such registration; and providing for the amendment of names or titles of such corporations in certain cases.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

Agreeably to order,

The House proceeded to the first reading and consideration of House Bill No. 1485, (Senate Bill No. 152), entitled:

An Act authorizing the exoneration of taxes assessed or levied against any property purchased for hospital uses upon which contemplated and intended hospital buildings cannot be erected by reason of a portion of the property having been taken for municipal purposes.

And said bill having been read at length the first time,
Ordered, To be laid aside for second reading.

BILLS ON SECOND READING

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1307, entitled:

An Act relating to labor guaranteeing the right of self-organization without interference by employers and of collective bargaining by representatives chosen by employes defining and prohibiting unfair labor practice and prescribing penalties

Whereas Equality of bargaining power between employers and employes is not attained when the organization of employers in the corporate and others forms of ownership association is not balanced by the free exercise by employes of the right to bargain collectively through representatives of their own choosing and

Whereeas Experience has proved that in the absence of such equality the resultant failure to maintain equilibrium between the rate of wages and the rate of industrial expansion impairs economic stability and aggravates recurrent depressions with consequent detriment to the general welfare and

Whereas Denials of the right to bargain collectively lead also to strikes and other manifectations of economic strife and

Whereas It is hereby declared to be the policy of the Commonwealth of Pennsylvania to provide for the general welfare by encouraging the practice of collective bargaining and by promoting the exercise by the worker of full freedom of association self-organization and designation of representatives of his own choosing for the purpose of negotiating the terms and conditions of his employment or other mutual aid or protection therefore

The first, second, third and fourth sections were separately read and agreed to as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That this act shall be known and may be citied as the "Labor Relations Act of one thousand nine hundred thirty-five"

Section 2 When used in this act

(a) The term "person" includes one or more individuals partnerships associations corporations legal representatives trustees trustees in bankruptcy or receivers

(b) The term "employer" includes any person acting in the interest of an employer directly or indirectly but shall not incude the Federal Government the Commonwealth or any political subdivision thereof or any labor organization or any one acting in the capacity of officer or agent of such labor organization

(c) The term "employe" shall include any employe and shall not be limited to the employes of a particular employer and shall include any individual whose work has ceased as a consequence of or in connection with any current labor dispute or because of any unfair labor practice and who has not obtained any other regular and substantially equivalent employment

(d) The term "representative" includes any individual or labor organization

(e) The term "labor organization" means any organization of any kind or any agency or employe representation committee or plan in which employes participate and which exists for the purpose in whole or in part of dealing with employers concerning grievances labor disputes wages rates of pay or hours of employment

(f) The term "unfair labor practice" means any unfair labor practice listed in section four

(g) The term "labor dispute" includes any controversy concerning terms tenure or conditions of employment or concerning the association or representation of persons in negotiating fixing maintaining changing or seeking to arrange terms or conditions of employment regardless of whether the disputants stand in the proximate relation of employer and employe

Section 3 Employes shall have the right of self-organization to form join or assist labor organizations to bargain collectively through representatives of their own choosing and to engage in concerted activities for the purpose of collective bargaining or other mutual aid or protection

Section 4 It shall be unfair labor practice for an employer

(a) To interfere with restrain or coerce employes in the exercise of the rights guaranteed in section three

(b) To dominate or interfere with the formation or administration of any labor organization or contribute financial or other support to it Provided That an employer shall not be prohibited from permitting employes to confer with him during working hours without loss of time or pay

(c) By discrimination in regard to hire or tenure of employment or of any term or condition of employment to encourage or discourage membership in any labor organization Provided That nothing in this act shall preclude an employer from making an agreement with a labor organization (not established maintained or assisted by any action defined in this act as an unfair labor practice) to require as a condition of employment membership therein if such labor organization is the representative of the majority of the employes in the appropriate collective bargaining unit covered by such agreement when made

(d) To discharge or otherwise discriminate against an employe because he has filed charges or given testimony under this act or in any proceedings arising under this act or out of a labor dispute as herein defined

The fifth section was read as follows:

Section 5 Unfair labor practice as listed in section four hereof is hereby declared unlawful and any person copartnership association or corporation or agent manager superintendent or officer thereof who or which shall be guilty of such unfair labor practice shall be guilty of a misdemeanor and upon conviction shall be sentenced to pay a fine of not less than one hundred dollars nor more than five hundred dollars or to suffer imprisonment for not more than six months or both in the discretion of the court

On the question,

Will the House agree to the section?

Mr. HOOPES. Mr. Speaer, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Section 5, page 4, line 25, by striking out the word "unladful" and inserting in lieu thereof the word "unlawful"

Amend Section 5, page 5, line 4, by striking out the word "monthes" and inserting in lieu thereof the word "months".

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The sixth and seventh sections and title were separately read and agreed to as follows:

Section 6 If any section sentence clause or part of this act is for any reason held to be unconstitutional such decision shall not affect the remaining provisions of this act The Legislature hereby declares that it would have passed this act and each section sentence clause or part thereof irrespective of the fact that one or more sections sentences clauses or parts be declared unconstitutional

Section 7 This act shall become effective immediately upon its final enactment

An Act relating to labor, guaranteeing the right of self-organization without interference by employers, and of collective bargaining by representatives chosen by employes, defining and prohibiting unfair labor practice; and prescribing penalties.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill 1267, as follows:

An Act to repeal the act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred sixty-five) entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the first day of June one thousand nine hundred and fifteen (Pamphlet Laws six hundred sixty-five) entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof" be and the same is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1354, as follows:

An Act to amend the act approved the fifteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws six hundred twenty-four) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees share-holders attorneys and other employes of all such corporations or private bankers or of affiliated corporations association or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" by further providing for the powers and limitations upon the acts of corporations and persons authorized to engage in a banking or a fiduciary business or both and of affiliates of such corporations or persons and of officers directors trustees and employes of such corporations and persons

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same

That Section 2 Section 306 Section 401 Section 402 Section 407 Section 408 Section 411 Section 412 Section 413 Section 414 Section 415 Section 614 Section 701 of the Act approved the fifteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws six hundred twenty-four) entitled "An Act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or persons and of fiduciary powers by any other corporation conferring powers and imposing duties

upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of the acts" are hereby amended to read as follows

Section 2 Definitions A The following terms shall be construed in this act to have the following meanings except in those instances where the context clearly indicates otherwise

"Affiliated corporations or persons" means such an affiliate corporation or person as is defined by any Federal law or any regulation issued by any Federal authority pursuant to law to be a corporation or person affiliated with a national banking association or a member of a Federal Reserve Bank or as a holding company affiliate

"Articles" includes the original articles of incorporation any or all amendments thereto articles of merger consolidation or conversion and also what have heretofore been designated by law as certificates of incorporation or charter

"Asset" includes all the property and rights of every kind of an institution as herein defined

"Attorney" includes any attorney at law who receives a general retainer as solicitor or as counsel for an institution

"Authorized capital" means the sum of the par value of the shares authorized to be issued in the articles of incorporation or in any amendment thereto

"Bank" includes any bank which does not have the power to act as trustee guardian executor administrator or in other fiduciary capacities incorporated under this act or under the act approved the thirteenth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred sixty-one) entitled "An act for the incorporation and regulation of banks of discount and deposit" its amendments and supplements or under any special act of the General Assembly of this Commonwealth

"Bank and Trust Company" includes any bank and trust company incorporated under this act or any bank incorporated under the act approved the thirteenth day of May one thousand eight hundred and seventy-six (Pamphlet Laws one hundred sixty-one) entitled "An act for the incorporation and regulation of banks of discounts and deposit" its amendments and supplements which has acquired the power to act as fiduciary under the act approved the seventeenth day of July one thousand nine hundred and nineteen (Pamphlet Laws one thousand thirty-two) entitled "An act authorizing banking companies incorporated and organized under the laws of the Commonwealth and having capital stock at least equal to the capital stock which trust companies are required by law to have to act in any fiduciary capacity in which trust companies organized under the laws of the Commonwealth are empowered to act and prescribing the method of acquiring such rights" or any corporation organized "for insurance of owners of real estate mortgages and others interested in real estate from loss by reason of defective titles liens and encumbrances" under the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) its amendments and supplements and which has acquired the power to engage in the business of banking and to act as fiduciary under the supplement to that act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred fifty-nine) or a corporation organized under any special act of the General Assembly of this Commonwealth which has the power to engage in a banking business and to act as fiduciary

"Banking" means discounting and negotiating promissory notes drafts bills of exchange and other evidences of debt receiving money and commercial paper on deposit or for transmission lending money on real or personal security buying and selling gold and silver bullion foreign exchange coin or bills of exchange

"Capital" means the sum of the par value of the preferred and common shares issued and outstanding

"Corporation" means a corporation or a joint stock association organized under the laws of this Commonwealth of the United States or of any other state territory foreign country or dependency

"Department" means the Department of Banking of this Commonwealth

"Director" includes any individual who is a member of a board of directors board of managers or board of trustees of a bank bank and trust company or trust company

"Incorporator" means a signer of the original articles of incorporation

"Incorporated Institution" includes any banks bank and trust company savings bank or trust company

"Institution" includes any bank bank and trust company savings bank trust company or private bank

"Net worth" means the total of all the asserts of every kind employed in the business of a private bank less the total of all the liabilities of every kind of such business

"Person" means an individual or an unincorporated association including a partnership a limited partnership or any other form of unincorporated enterprise owned by two or more individuals

"Private Bank" means a banking business other than those specifically exempted by this act owned and operated in this Commonwealth by an individual a partnership or any other unincorporated association but this shall not include clubs and hotels which receive money from members and guests for temporary safekeeping express steamship or telegraph companies which receive money for transmission attorneys at law real estate agents fiscal agents and attorneys in fact who are not engaged in the business of receiving moneys in this Commonwealth for deposit or for transmission but receive and transmit moneys only as an incident to their general business or profession and brokers licensed under the laws of this Commonwealth holding membership in a lawfully constituted brokerage exchange who do and have authority to do only such banking as is incidental to their brokerage business

"Private Banker" means an individual who by himself or as a member of a partnership or other unincorporated association owns or operates a private bank

"Reorganized Stock Exchange" means the stock exchange of any city having a population of more than five hundred thousand according to the latest official census

"Savings Bank" includes any savings bank incorporated under this act or under the act approved the twentieth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws two hundred forty-six) entitled "An act to provide for the incorporation and regulation of savings banks and institution without capital stock established for the encouragement of saving money" or under any special act of the General Assembly of this Commonwealth

"Shares" means the units into which the shareholders' right to participate in the control of an incorporated institution in its undivided profits or in the distribution of its assets are divided

"Shareholder" means a registered owner of shares in an incorporated institution

"Share Certificate" means a written instrument signed by the proper corporate officers as required by this act and evidencing the fact that the corporation or person therein named is the registered owner of the shares therein described it also includes the term "certificate of stock" as used in existing laws

"Trust Company" includes any trust company incorporated under this act or any corporation organized for insurance of owners of real estate mortgages and others interested in the real estate from loss by reason of defective titles liens and encumbrances under the act approved the twenty-ninth day of April one thousand eight hundred and seventy-four (Pamphlet Laws seventy-three) its amendments and supplements and which has acquired the power to engage in the business of banking and acting as fiduciary under the supplement to the act approved the ninth day of May one thousand eight hundred and eighty-nine (Pamphlet Laws one hundred fifty-nine) or any other bank and trust company which renounces or has renounced its power to transact a banking business or a corporation organized under any special act of the General Assembly of this Commonwealth which has the power to engage in the banking business and act as a fiduciary but which renounces or has renounced its power to transact a banking business

"Trustee" includes any individual who is a member of the board of managers or board of trustees of a savings bank

"Written" includes printed typewritten engraved lithographed photographed photostated or telephotographed

B The singular shall be construed to include the plural

The masculine shall be construed to include the feminine and the neuter and conversely the neuter shall be construed to include the masculine and the feminine

Section 306 Approval of Articles by Department of Banking A The Department of Banking shall immediately upon the receipt of the articles from the Department of State conduct such investigation as it may deem necessary to ascertain from the best sources of information at its command

(1) Whether the name of the proposed incorporated institution is likely to mislead the public as to its character or purpose

(2) Whether the convenience and advantage of the public will be served by the proposed incorporation and whether the destiny of the population in the neighborhood designated for the place of business of such proposed incorporated institution and in the surrounding country affords reasonable promise of adequate support for the enterprise

(3) Whether the responsibility character and general fitness for the business of the incorporators directors and officers named in the articles are such as to command the confidence of the community and to warrant the belief that the business of the proposed incorporated institution will be honestly and effectively conducted in accordance with the intent and purpose of this act

(4) Whether any fee commission or compensation has been paid to any corporation or person for the promotion or organization of such incorporated institution or whether any part of the money collected or to be collected from subscribers or shareholders has been or is to be applied to the payment of promoters' fees for obtaining subscriptions or selling shares or for services in starting such incorporated institution whether such fee commission or compensation is provided for by contract with the proposed incorporated institution or by contract with the subscribers to the shares

(5) Whether the amount of the authorized common capital in relation to the amount of the authorized preferred capital is adequate to the needs of the bank bank and trust company or trust company and to the convenience and safety of the public

B Within thirty days after the receipt of the articles from the Department of State the Department of Banking shall upon the basis of the facts disclosed by the investigation provided for by this section either approve or disapprove the articles It shall immediately notify the Department of State in writing of its action If it shall approve the articles it shall endorse its approval thereon and shall return them to the Department of State

C If the Department of Banking disapproves the articles it shall return them to the Department of State stating in detail its reasons for doing so The Department of State shall immediately give notice to the proposed incorporators of the action of the Department of Banking and of the reasons therefor as stated to it by that Department The decision of the Department of Banking shall be conclusive and not subject to any review

Section 401 Minimum Capital of Banks Bank and Trust Companies and Trust Companies Incorporated Under This Act A A Bank shall not be incorporated under this act unless it has a minimum capital as follows

(1) Fifty thousand dollars if its place of business is to be in a borough or a township the population of which does not exceed [seven thousand] six thousand

(2) One hundred thousand dollars if its place of business is to be in a city borough or township the population of which exceeds [seven thousand] six thousand but does not exceed fifty thousand

(3) Two hundred thousand dollars if its place of business is to be in a city borough or township the population of which exceeds fifty thousand

B Neither a bank and trust company nor a trust company shall be incorporated under this act and a bank shall not become a bank and trust company under this act unless it has a minimum capital as follows

(1) One hundred fifty thousand dollars if its place of business is or is to be in a borough or township the population of which does not exceed [seven thousand] six thousand

(2) Two hundred thousand dollars if its place of business is or is to be in a city borough or township the population of which exceeds [seven thousand] six thousand but does not exceed fifty thousand

(3) Three hundred thousand dollars if its place of business is or is to be in a city borough or township the population of which exceeds fifty thousand

C For the purposes of this section the population of a city borough or township shall be taken to be that stated in the United States census last preceding the date of the filing of the articles of incorporation or in the case of a bank which is about to become a bank and trust company that stated in the United States Census last preceding the date when its articles of amendment are filed

Section 402 Minimum Capital for Existing Banks Bank and Trust Companies or Trust Companies or Trust Companies [Required Method of Increase A The capital of a bank a bank and trust company or a trust company incorporated prior to the effective date of this act shall not be less than the minimum capital required in the case of any bank bank and trust company or trust company as the case may be incorporated under this act except that no bank bank and trust company or trust company incorporated prior to the effective date of this act shall be required to maintain a capital of or to increase its capital to more than one hundred per centum above the minimum which was required by law for such bank bank and trust company or trust company prior to the effective date of this act]

A bank a bank and trust company or a trust company which upon the effective date of this act has a capital below that required [by this section] by Section 401 but not below that required by law prior to the effective date of this act may continue to do business with such a capital as it has [but it shall forthwith proceed to increase such capital by one of the following methods]

[(1) It may increase its capital out of surplus or otherwise provided that after such increase out of surplus the bank bank and trust company or trust company has a capital equal at least to the minimum required by this act and a surplus equal to at least fifty per centum of such capital]

[(2) It may increase its capital by the sale of additional common shares at a price equal at least to the par value of such shares plus fifty per centum thereof provided that the assent of the directors and of the shareholders to such increase is procured in the manner prescribed by this act for any increase in capital]

[(3) If such increase is not made by either of these methods within six months after the effective date of this act the bank bank and trust company or trust company shall increase its capital to the minimum required by this act in the following manner It shall at the close of each dividend period or at least annually if no dividend is paid credit to its surplus an amount equal to not less than one-half of its net earnings for such period until the capital and the surplus together equal an amount not less than fifty per centum above the minimum capital required by this act at which time a sufficient portion of the surplus shall be credited to capital to make the capital at least equal to the minimum required by this act and to leave a surplus of at least fifty per centum thereof However any bank bank and trust company or trust company may increase its capital after six months from the effective date of this act by the other methods provided in this section]

[B Unless such increase is made by an actual sale of shares a bank a bank and trust company or a trust company may increase its capital to the minimum required by this act without action of its shareholders The cashier or treasurer as the case may be or any other officer to whom such duties are delegated by the by-laws shall at the time such increase has actually been made pursuant to the provisions of this section file articles of amendment with the Department of State and procure a certificate of amendment in the manner provided by this act except that such articles need not unless the increase is made by an actual sale of shares state that advertisement has been made or notice given or action taken by the shareholders]

Section 407 Issuance of Shares Shares of each class to be Identical Shares as Personal Property A Except in the case of its original capital which as provided in this act shall be created issued and paid in full before a bank a bank and trust company or a trust company shall com-

mence business and except as otherwise provided in its articles or by-laws the board of directors of a bank a bank and trust company or a trust company shall have the power by resolution duly adopted to issue from time to time in whole or in part the shares authorized in the articles provided that no share shall be issued until paid for in full

B Every bank bank and trust company or trust company shall have power to issue one or more classes of shares but each class so issued shall consist of shares having a par value as required by this act Except as otherwise specifically provided in this act [Every] every share shall have equal voting rights but in all other respects preferred shares may be issued with such designations preferences qualifications privileges limitations options conversion rights [and] other special rights including such control over management and shall be subject to retirement in such manner and upon such conditions as shall be stated or authorized in the articles

C Shares of a bank a bank and trust company or a trust company shall be deemed personal property

Section 408 Par Value of Shares Change of Par Value A The authorized capital of a bank a bank and trust company or a trust company shall be divided into shares of a par value of not less than [ten] five dollars each nor more than one hundred dollars each [but] Every share shall have the same par value as every share of the same class provided however that shares of different classes may have a par value of a different amount Any bank bank and trust company or trust company may by amending its articles in the manner prescribed by this act change the par value of its shares but such change shall not be to an amount less than [ten] five dollars nor more than one hundred dollars each Such change of the par value of the shares shall not increase or diminish the total par value of the outstanding shares of such bank bank and trust company or trust company

B Whenever such change in par value is made such bank bank and trust company or trust company shall upon the surrender and cancellation of its outstanding shares issue to each shareholder the proper number of shares at the new par value The bank the bank and trust company or the trust company may withhold any cash or share dividends due on a share certificate which has not been exchanged within six months after the date upon which the change in par value was effected but upon the shareholder's thereafter exchanging such certificate the bank the bank and trust company or the trust company shall pay to him any dividends which were thus withheld

Section 411 Increase of Authorized Capital A A bank a bank and trust company or a trust company may amend its articles to increase its authorized capital in the same manner and with the same approval as is required by this act for any amendment to the articles of a bank a bank and trust company or a trust company except that written notice of a proposed amendment for increasing the authorized capital of the institution shall be given to each shareholder entitled to vote thereon at least sixty days prior to such meeting and except that a proposed amendment for increasing the authorized capital of the institution shall be adopted by the holders of at least a majority in amount of the aggregate per value of the outstanding shares entitled to vote at such meeting and by the holders of at least a majority in number of the outstanding shares entitled to vote at such meeting

Such increase of authorized capital shall however become invalid and inoperative unless the actual increase of capital [or of preferred shares] which is authorized shall be made within one year from the date of the issuance of the certificate of amendment If any portion of such authorized capital shall be created and issued within such one-year period only such portion as remains unissued within such period shall become invalid and inoperative In the case of a bank a bank and trust company or a trust company which upon the effective date of this act has an authorized capital which exceeds the par value of its outstanding shares such one-year period shall date from the effective date of this act Such actual increase may be made from time to time within such period of one year but no such increase shall be made until the shares shall be paid for in full pursuant to the provisions of this act as to the creation or issuance of any shares Such increase may however be made by the declaration of a share dividend in accordance with the provisions of this act concerning such share dividends

B Except as otherwise specifically provided in this act a common share shall not be issued pursuant to such increase for a consideration of less than the par value of such share plus fifty per centum thereof unless a share can be issued for a consideration less than such amount without reducing the surplus of the bank the bank and trust company or the trust company below one hundred per centum of the capital as increased but in no case shall such share be created or issued for a consideration which is less than the par value thereof

C The bank the bank and trust company or the trust company may withhold any cash or share dividend due on a share certificate which has not been exchanged within six months after the date upon which the shares were issued pursuant to such increase but upon the shareholder's thereafter exchanging such certificate the bank the bank and trust company or the trust company shall pay to him any dividends which were thus withheld

Section 412 Decrease of Authorized Capital A A bank a bank and trust company or a trust company may amend its articles to decrease its authorized capital either by reducing the number of its shares of any class or classes or by reducing the par value of [each share] the shares of any class or classes provided however every share shall have the same par value as every other share of the same class or by both such methods in the same manner and with the same approval as is required by this act for any amendment to the articles of a bank a bank and trust company or a trust company but the capital of a bank a bank and trust company or a trust company shall not be decreased to an amount below the minimum prescribed by this act for such bank bank and trust company or trust company

B The responsibility for the contracts debts or engagements of the bank bank and trust company or trust company to which its common shareholders are subject upon the date when the certificate of amendment is issued shall continue for one year thereafter

C Any capital gains resulting from such decrease of the authorized capital of a bank a bank and trust company or a trust company shall forthwith be transferred to the surplus of such bank bank and trust company or trust company or it may with the approval of the Department be returned to the shareholders in the form of a cash dividend provided that the surplus of the institution after the payment of such cash dividend equals at least one hundred per centum of the resulting capital Nothing in this paragraph shall be construed to prohibit a bank bank and trust company or a trust company from effecting a decrease in its authorized capital by the retirement of shares of any class other than common shares with the approval of the Department even though the surplus of the institution after the retirement of such shares does not equal at least one hundred per centum of the resulting capital

D Upon effecting a decrease in its authorized capital a bank a bank and trust company or a trust company shall issue to its shareholders new share certificates setting forth any changes in the par value of each share issued in exchange for the outstanding shares of such shareholders which shall then be cancelled The bank the bank and trust company or the trust company may withhold any cash or share dividend due on a share certificate which has not been exchanged within six months after the date upon which the certificate of amendment authorizing the decrease in authorized capital was issued but upon the shareholder's thereafter exchanging such certificate the bank the bank and trust company or the trust company shall pay to him any dividends which were thus withheld

E Upon effecting a decrease in its authorized capital by the retirement of shares of any class other than common shares without a vote of its shareholders pursuant to the provisions of its articles of incorporation a bank a bank and trust company or a trust company shall at the time of such decrease file articles of amendment in the manner provided by this act except that such articles need not state that advertisement has been made or notice given or action taken by the shareholders

Section 413 Surplus for Banks Bank and Trust Com-

panies or Trust Companies Incorporated Under This Act Impairments Thereof A bank a bank and trust company or a trust company incorporated under this act shall maintain a surplus of at least one hundred per centum of its capital Before it shall be granted a certificate of authorization to commence business such bank bank and trust company or trust company shall have a surplus equal to at least fifty per centum of its common capital such surplus to be created out of payment for shares in excess of the par value thereof If the surplus of such bank bank and trust company or trust company is not equal to at least one hundred per centum of its capital upon the date which it commences business or if at any subsequent time its surplus becomes impaired below such one hundred per centum minimum it shall at the close of each dividend period or at least annually if no dividend is paid credit to its surplus an amount which shall be not less than [one-half] one tenth of its net earnings for such period until its surplus shall equal at least one hundred per centum of its capital

Section 414 Surplus for Existing Banks Bank and Trust Companies or Trust Companies A bank a bank and trust company or a trust company incorporated prior to the effective date of this act shall maintain a surplus of at least one hundred per centum of its capital If upon the effective date of this act [the capital of such bank bank and trust company or trust company is equal to the minimum requirement established by this act for such bank bank and trust company or trust company or if its capital upon such date does not meet such minimum requirement then when it has accumulated such capital in the manner provided by this act such bank bank and trust company or trust company shall if] its surplus is not equal to at least one hundred per centum of its capital [increase its surplus as follows] it shall at the close of each dividend period or at least annually if no dividend is paid credit to its surplus an amount which shall be not less than [one-half] one-tenth of its net earnings for such period until its surplus shall equal at least one hundred per centum of its capital If at any subsequent time the surplus of such bank bank and trust company or trust company shall become impaired to less than one hundred per centum of its capital it shall forthwith proceed to accumulate surplus in the same manner

Section 415 Expense Fund A bank bank and trust company or a trust company incorporated under this act shall not be granted a certificate of authorization to commence business until it shall have as a reserve for expenses a fund of at least five per centum of its common capital or such greater fund as the Secretary of Banking may decide to be necessary for the requirements of the institution and the convenience and safety of the public Such expense fund shall be created out of payments for common shares in excess of their par value plus at least fifty per centum thereof

Such expense fund may be charged for the expenses incurred by a bank a bank and trust company or a trust company in its organization and operation Any balance remaining in such expense fund may at the expiration of not less than one year from the date of the issuance of such certificate of authorization be credited to undivided profits

Section 614 Liability of Shareholders A The holders of preferred shares of banks banks and trust companies or trust companies shall not be held individually responsible as such holders for any debts contracts or engagements of such banks banks and trust companies or trust companies and shall not be liable for assessments to restore impairments in the capital of such banks bank and trust companies or trust companies

B As to deposits in and claims outstanding against banks bank and trust companies or trust companies upon the effective date of this act the liability of common shareholders shall be as heretofore provided by law until terminated in accordance with the provisions of this section As to any deposit made or claim arising after the effective date of this act common shareholders now subject to statutory liability shall be liable to the extent of the percentage of the par value of their stock by which the unimpaired surplus of the bank the bank and trust company or the trust company falls short of one hundred per centum of its common capital If at the effective date of this act the unimpaired surplus of any such bank bank and trust company or trust company is or at any time thereafter becomes equal to the aggregate par value of its common capital the liability of common shareholders for deposits and other claims against such bank bank and trust company shall cease and determine Shareholders of banks bank and trust companies or trust companies incorporated under this act shall not be subject to any liability to the depositors or other creditors thereof

Section 701 Declaration and Payment of Cash and Share Dividends A Except as otherwise provided in this act and subject to any restrictions contained in the articles of incorporation any bank any bank and trust company or any trust company by its board of directors may declare and pay dividends upon its outstanding shares out of its undivided profits as hereinafter provided from time to time and to such extent as the board of directors may deem advisable A dividend shall not be declared or paid unless at the opening of business upon the day such dividend is declared the capital the surplus and the reserve fund required by this act would despite such dividend be unimpaired

B Such dividends may be paid to the shareholders in cash or if such increase of capital has been authorized in the manner provided by this act it may be paid in shares of the bank the bank and trust company or the trust company If the dividend is in the form of shares of the bank the bank and trust company or the trust company it may if properly authorized be paid out of unimpaired surplus provided that such surplus is not thereby reduced to an amount less than one hundred per centum of its capital as increased by virtue of such share dividend [but this provision shall not be construed to affect the power conferred by this act upon a bank a bank and trust company or a trust company incorporated prior to the effective date of this act to credit to capital a sufficient portion of surplus to make the capital equal to the minimum required by this act and to leave a surplus of at least fifty per centum thereof]

Section 2 This act shall become effective immediately upon final enactment

And said bill having being read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 609, as follows:

An Act to further amend section seventeen of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" permitting the assignment of rights by members in certain cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section seventeen of the act approved the twenty-seventh day of June one thousand nine hundred and twenty-three (Pamphlet Laws eight hundred fifty-eight) entitled "An act establishing a State employes' retirement system and creating a retirement board for the administration thereof establishing certain funds from contributions by the Commonwealth and contributing State employes defining the uses and purposes thereof and the manner of payments therefrom and providing for the guaranty by the Commonwealth of certain

of said funds imposing powers and duties upon the heads of departments in which State employes serve excepting annuities allowances returns benefits and rights from taxation and judicial process and providing penalties" as amended by section nine of the act approved the fourteenth day of May one thousand nine hundred and twenty-nine (Pamphlet Laws one thousand seven hundred twenty-three) is hereby further amended to read as follows

Exemption from Execution

Section 17 The right of a person to a member's annuity a State annuity or retirement allowance to the return of contributions any benefit or right accrued or accruing to any person under the provisions of this act and the moneys in the fund created under this act are hereby exempt from any State or municipal tax and exempt from levy and sale garnishment attachment or any other process whatsoever and shall be unassignable except as in this act specifically otherwise provided and with the further exception that the assignment of any or all such rights as security for a loan not in excess of three hundred dollars ($300) the interest on which loan shall not exceed six per centum per annum discounted by a person to a credit union now or hereafter organized and incorporated under the laws of this Commonwealth the membership of which credit union is limited solely to officers and employes of the Commonwealth of Pennsylvania shall be valid

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1270, entitled:

An Act to amend section five hundred and thirty-four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by giving to certain former policyholders of mutual fire insurance companies the same rights as persons holding policies at the time of such mutual company becoming a stock company

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section five hundred and thirty-four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

Section 534 Mutual Companies Organized Prior to May First One Thousand Eight Hundred and Seventy-six May Become Stock Companies Any mutual fire insurance company incorporated prior to May first one thousand eight hundred and seventy-six that may have accumulated in the course of its business not less than twenty thousand dollars ($20,000) over and above all liabilities including the cash reserve required by law on cash risks and may desire to create a capital stock may do so with the assent of two-thirds in interest of its policyholders Such interest shall be determined by the amount of premiums paid or premium notes given at a meeting specially called for that purpose of which at least six weeks' previous notice shall have been given by publication in a newspaper of general circulation published in the county in which the principal office of the company is located and also by written or printed notice addressed and mailed to each policyholder In case the consent of two-thirds of the policyholders is obtained as aforesaid and due proof thereof is made to the Insurance Commissioner the directors or trustees of the company shall open books and receive subscriptions to the stock of the company and otherwise proceed as is provided in this act for the organization of stock fire insurance companies No share of stock shall be disposed of or a certificate issued therefor unless the actual par value thereof has been paid to the company in cash The persons who are policyholders of said company at the time of such reorganization and all persons who have been policyholders of said company at any time during the period of twenty years immediately preceding such reorganization shall have to the same extent the first right to subscribe to said stock subject to such equitable regulations as the directors or trustees may prescribe and the surplus of the mutual company shall not be distributed but shall remain intact as the surplus of the stock company The mutual policies and all the rights and liabilities attached thereto and all the powers and obligations of the company with reference to the same shall survive and be obligations of the stock company so long as said policies remain in force When said policies shall have expired said company shall be subject in all respects to the provisions of this act as if originally organized under the same No company shall insure upon both the stock and mutual plan except temporarily as in this section provided

On the question,

Will the House agree to the section?

Mr. MOUL. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend Sec. 1, page 3, line 17, by striking out the word "twenty" and inserting in lieu thereof: "five."

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended.

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 The provisions of this act shall become effective immediately upon its final enactment

An Act to amend section five hundred and thirty-four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by giving to certain former policyholders of mutual fire insurance companies the same rights as persons holding policies at the time of such mutual company becoming a stock company.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1061, entitled:

An Act requiring banks trust companies bank and trust companies private bankers and building and loan associations to disclose the amount of deposits and investments of persons applying for or receiving unemployment relief under certain circumstances

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That every bank trust company bank and trust company private banker and building and loan association shall when requested in writing so to do by the Executive Director of the State Emergency Relief Board or by an official legislative investigating committee disclose to such official or committee whether or not any person applying for or receiving unemployment relief has any money on deposit with or invested in such banking institution or building and loan association and if so the amount of such deposit or investment

On the question,

Will the House agree to the section?

Mr. AUKERMAN. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend sec. 1, page 1, line 10 by inserting, after the word "has" and before the word "any," the words "or had"

Amend sec. 1, page 1, line 12 by inserting, after the word "association" and before the word "and," the following:

"within one year prior to their application for relief"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second, third and fourth sections and title were separately read and agreed to as follows:

Section 2 Any bank trust company bank and trust company private banker or building and loan association who or which violates the provisions of section one of this act or who or which makes any false or misleading statement in connection with any disclosure required by said section shall be guilty of a misdemeanor and upon conviction thereof shall be sentenced to pay a fine not exceeding one thousand dollars

Section 3 All acts and parts of acts inconsistent with the provisions of this act are hereby repealed

Section 4 This act shall become effective immediately upon its final enactment

An Act requiring banks, trust companies, bank and trust companies, private bankers and building and loan associations to disclose the amount of deposits and investments of persons applying for or receiving unemployment relief under certain circumstances.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1206, entitled:

An Act to fix the status of officers and employes of the Commonwealth while in training with the armed forces of the United States

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all officers and employes of the Commonwealth of Pennsylvania members either enlisted or commissioned of any reserve component of the United States Army Navy or Marine Corps shall be entitled to leave of absence from their respective duties without loss of pay time or efficiency rating on all days not exceeding thirty in any one year during which they shall as members of such reserve components be engaged in the active service of the United States or in field training ordered or authorized by the Federal forces

On the question,

Will the House agree to the section?

Mr. WILLIAM G. SMITH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend sec. 1, page 1, line 5, by inserting after the word "sylvania" the following: "or of any political subdivision thereof"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second and third sections were separately read and agreed to as follows:

Section 2 All acts or parts of acts inconsistent herewith are hereby repealed

Section 3 This act shall become effective immediately upon final enactment

The title was read as follows:

An Act to fix the status of officers and employes of the Commonwealth while in training with the armed forces of the United States.

On the question,

Will the House agree to the title?

Mr. WILLIAM G. SMITH. Mr. Speaker, I desire to offer the following amendment.

The SPEAKER. The amendment will be read by the Clerk.

The amendment was read by the Clerk as follows:

Amend title, page 1, line 2 of title, by inserting after the part word "monwealth" the following: "and political subdivisions thereof"

On the question,

Will the House agree to the amendment?

It was agreed to,

On the question,

Will the House agree to the title as amended?

It was agreed to.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1268 as follows:

An Act to repeal the act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred fifty) entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof"

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the twenty-fourth day of June one thousand eight hundred and ninety-five (Pamphlet Laws two hundred fifty) entitled "An act authorizing boroughs to redeem outstanding bonds and for that purpose issue and sell new interest-bearing bonds and to provide a fund for the redemption thereof" be and the same is hereby repealed

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 580 as follows:

An Act authorizing and empowering county commissioners of this Commonwealth of the counties of the second class within this Commonwealth to destroy certain public records

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the county commissioners of the counties of the second class in this Commonwealth are hereby authorized and empowered to destroy by incineration under the terms and conditions of this act retired public bonds and coupons whether serial or otherwise and expired insurance policies on county property

Section 2 That on or after the passage of this act bonds of counties of the second class which have heretofore matured or may hereafter mature and all coupons pertaining to the same upon redemption by the treasurers of said counties and all expired insurance policies on county property both real and personal which have been expired for a period of not less than six years may be destroyed by incineration at a place to be designated by the county commissioners Before the destruction of any such public records there shall first be filed a petition in the Court of Common Pleas of the respective county by either the county commissioners the county controller or the county treasurer or by all of them jointly setting forth full and detailed information about the numbers valuations and maturity dates of the bonds so to be destroyed and full and detailed information in regard to the insurance policies including the date of issuance the name of the risk the amount of the coverage the date of expiration and the disposition of any claim made in regard to said policy or policies so to be destroyed In case of the failure or refusal or either the county commissioners the county controller or the county treasurer to join in the prayer of the said petition the Court shall make a preliminary order upon those officers failing or refusing to sign said petition to show cause why such destruction should not be effected said rule to be returnable in ten days After a hearing thereon the Court of Common Pleas of the respective county shall make such order as it may deem advisable and proper under the facts After an order for said destruction of said public records if the Court of Common Pleas grants the prayer of the petition for the said destruction of said bonds and coupons and insurance policies the county commissioners shall at an appointed place designated by them at a period not less than sixty days from the date of said order publicly destroy said records and the county controller shall make a minute in his office of such records destroyed

Section 3 All acts or parts of acts incorporated herewith are hereby repealed

Section 4 The provisions of this act shall become effective immediately upon its enactment

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 826, as follows:

An Act to amend section one of the act approved the seventeenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred four) entitled "An act to preserve the continuity of service of officers and enlisted men of the Pennsylvania National Guard who were mustered into the service of the United States during the World War and afterward were enlisted or commissioned in the said National Guard" making such continuity of service effective for qualification for service medals

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section one of the act approved the seventeenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws eight hundred four) entitled "An act to preserve the continuity of service of officers and enlisted men of the Pennsylvania National Guard who were mustered into the service of the United States during the World War and afterward were enlisted or commissioned in the said National Guard" is hereby amended to read as follows

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the term of continuous service of any officer or enlisted man in the Pennsylvania National Guard in so far as the same is necessary to enable him to be placed on the State retired list or to become entitled to receive Service Medals authorized by law shall not be construed to have been interrupted by such officer or enlisted man being mustered into the service of the United States prior to or during the World War if after being mustered out of the service of the United States subsequent to November eleventh one thousand nine hundred and eighteen he was either commissioned or enlisted in the Pennsylvania National Guard as the organizations and units thereof were reorganized up to and including the date of Federal recognition of the division on the twenty-second day of December one thousand nine hundred and twenty-one

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 869, as follows:

An Act requiring cities of the first class to allow members of the fire departments twenty-four consecutive hours of rest in each week and fourteen days vacation each year except in emergency cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That all cities of the first class shall allow and permit every member of such fire departments

to have at least twenty-four consecutive hours of rest in every calendar week and shall rotate the members of the fire departments on a regular schedule except in emergency cases for the suppression of riots or tumults or in times of war pestilence conflagration or public celebrations without diminution of the salary or compensation fixed by ordinances or resolutions of such cities Provided however That no vacation or suspension period of a member of the fire department shall be increased or reduced by reason of the fact that during such period such member if working would have been entitled to one or more rest days under the provisions of this act

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 224, as follows:

An Act requiring cities to allow members of the fire departments twenty-four consecutive hours of rest each week and fourteen days vacation each year except in emergency cases

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That any city except cities of first class having fire departments shall allow and permit every member of such fire departments to have at least twenty-four consecutive hours of rest in every calendar week except in emergency cases for the suppression of riots or tumults or the preservation of the public peace in times of war riot conflagration or public celebrations and to have an annual vacation of not less than fourteen days without diminution of the salary or compensation fixed by ordinance or resolution of such city This act shall become effective immediately upon its final enactment

And said bill having been read at length the second time and agreed to.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1246, entitled:

An Act to amend section two hundred and four of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws six hundred twenty-four) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as amended further regulating the establishment and maintenance of certain branch offices or agencies

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section two hundred and four of the act approved the fifteenth day of May one thousand nine hundred and thirty-three (Pamphlet Laws six hundred twenty-four) entitled "An act relating to the business of banking and to the exercise of fiduciary powers by corporations providing for the organization of corporations with fiduciary powers and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks and for the licensing of private bankers defining the rights powers duties liabilities and immunities of such corporations of existent corporations authorized to engage in a banking business with or without fiduciary powers of private bankers and of the officers directors trustees shareholders attorneys and other employes of all such corporations or private bankers or of affiliated corporations associations or persons restricting the exercise of banking powers by any other corporation association or person and of fiduciary powers by any other corporation conferring powers and imposing duties upon the courts prothonotaries recorders of deeds and certain State departments commissions and officers imposing penalties and repealing certain acts and parts of acts" as amended by the act approved the thirtieth day of December one thousand nine hundred and thirty-three (Pamphlet Laws one hundred twenty-five one thousand nine hundred thirty-three thirty-four) is hereby further amended to read as follows

Section 204 Branch Offices and Sub-Agencies A An institution shall not establish maintain or operate either directly or indirectly any branch bank branch office agency sub-office sub-agency or branch place of business within this Commonwealth for the transaction of any part of its business but all of the business of such institution shall be carried on solely and exclusively at its principal place of business except as may be permitted by this act

This section shall not apply to branches sub-offices and sub-agencies established or those for which locations had been purchased or leased by deed recorded or leases actually delivered prior to the first day of March one thousand nine hundred twenty-seven or to branches sub-offices and sub-agencies which resulted from mergers or consolidations of institutions effective prior to the first day of April one thousand nine hundred twenty-seven and such institutions shall have the right to relocate the same within the corporate limits of the city borough or township in which the principal place of business is located at the time of such relocation provided that such relocation is made with the approval of the department in the manner provided by this act for any removal of the place of business of an institution

This section shall not apply to any institution which has its principal place of business in a city borough or township within this Commonwealth in which one or more national banking associations incorporated under the laws of the United States was on the first day of March one thousand nine hundred twenty-seven operating one or more branch banks branch offices agencies sub-offices sub-agencies or branch places of business for the transaction of any part of its business and any such institution may hereafter establish subject to the approval of the department and thereafter maintain and operate branch banks branch offices agencies sub-offices sub-agencies and branch places of business for the transaction of any part of its business but only within the corporate limits of the city borough or township in which its principal office is located and in which such national banking association was on the first day of March one thousand nine hundred twenty-seven operating one or more branch banks branch offices agencies sub-offices sub-agencies or branch places of business The right to establish and maintain branch banks branch offices agencies sub-offices sub-agencies or branch places of business under the provisions of this subsection shall be limited to the territory included within the corporate limits on the first day of March one thousand nine hundred twenty-seven of the respective cities boroughs or townships in which such national banking associations were on that date operating one or more branch banks branch offices agencies sub-offices sub-agencies or branch places of business and such right shall not extend to additional territory which may after the first day of March one thousand nine hundred twenty-seven be added

to such cities boroughs or townships by annexation consolidation with one or more municipal corporations or otherwise nor shall it extend to other portions or divisions of municipal corporations to which such cities boroughs or townships may be annexed or with which they may be consolidated after that date the intention being to limit to the respective cooperate limits such cities boroughs or townships as they existed on the first day of March one thousand nine hundred twenty-seven the right to establish and maintain the branch banks branch offices agencies sub-offices sub-agencies and branch places of business authorized in this section

B Any institution may continue to maintain and operate any branch bank branch office agency sub-office sub-agency or branch place of business lawfully established by such institution

C Any institution may in the manner provided by this act for an amendment to its articles establish a branch bank branch office agency sub-office sub-agency or branch place of business at any place within this Commonwealth where at the time such institution proposes to establish such branch bank branch office agency sub-office sub-agency or branch place of business any national banking association having its principal office in the same county as that in which the principal office of the institution proposing to take such action is located would have the power under the laws of the United States now or hereafter enacted to establish a branch bank branch office agency sub-office sub-agency or branch place of business of such national banking association

D Any institution in any city of the first class or any city of the second class may in the manner provided by this act for an amendment to its articles or in pursuance of a plan of merger or consolidation in accordance with the provisions of this act establish and thereafter maintain and operate a branch bank branch office agency sub-office sub-agency or branch place of business at any place within the corporate limits of the said city of the first class or city of the second class in which its principal office is located or in any township of the first class contiguous to a city of the first class where the community in which such branch bank branch office agency sub-office sub-agency or branch place of business is to be established originally is without banking facilities or in the case of a merger or consolidation is without banking facilities other than an institution or institutions party or parties to a plan of merger or consolidation in accordance with this act

E Any institution may in the manner provided by this act for an amendment to its articles establish a branch office or agency at the county seat of the county wherein it is situate for the sole purpose of the transaction of title and title insurance business or to expedite the title and title insurance business of said institution acting as agent for or in association with any Federal agency for the granting of loans No money shall be received on deposit and no transactions of a purely banking nature shall be conducted at such branch office or agency

On the question,

Will the House agree to the section?

Mr. TURNER. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 4, line 23, by striking out the word "mainatin" and insert in lieu thereof "maintain"

Amend Sec. 1, page 4, line 29, by striking out the word "asociations" and insert in lieu thereof "associations"

On the question,

Will the House agree to the amendments?

They were agreed to.

On the question,

Will the House agree to the section as amended?

It was agreed to.

The second section and title were separately read and agreed to as follows:

Section 2 This act shall become effective immediately upon final enactment

An Act to amend section two hundred and four of the act approved the fifteenth day of May, one thousand nine hundred and thirty-three (P. L. 623), entitled "An act relating to the business of banking, and to the exercise of fiduciary powers by corporations; providing for the organization of corporations, with fiduciary powers, and of banking corporations with or without fiduciary powers including the conversion of National banks into State banks, and for the licensing of private bankers; defining the rights, powers, duties, liabilities, and immunities of such corporations, of existent corporations authorized to engage in a banking business, with or without fiduciary powers, of private bankers, and of the officers, directors, trustees, shareholders, attorneys, and other employes of all such corporations or private bankers, or of affiliated corporations, associations, or persons; restricting the exercise of banking powers by any other corporation, association, or person, and of fiduciary powers by any other corporation; conferring powers and imposing duties upon the courts, prothonotaries, recorders of deeds, and certain State departments, commissions, and officers; imposing penalties; and repealing certain acts and parts of acts" as amended; further regulating the establishment and maintenance of certain branch offices or agencies.

And said bill having been read at length the second time and agreed to as amended.

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1266 as follows:

An Act to repeal the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act prohibiting cities boroughs towns and townships to increase or diminish the salary compensation or emoluments of elected officers after their election" heretofore repealed as to cities of the second class cities of the third class townships of the first class and townships of the second class as far as the same relates to boroughs

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That the act approved the thirteenth day of May one thousand nine hundred and twenty-seven (Pamphlet Laws nine hundred ninety-two) entitled "An act prohibiting cities boroughs towns and townships to increase or diminish the salary compensation or emoluments of elected officers after their election" heretofore repealed as to cities of the second class cities of the third class townships of the first class and townships of the second class be and the same is hereby repealed as to boroughs

And said bill having been read at length the second time and agreed to

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1269, entitled:

An Act to amend section eight hundred and four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire in-

surance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" by requiring policies of mutual insurance companies other than mutual life companies to show that the insured may become subject to assessment

The first section was read as follows:

Section 1 Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania in General Assembly met and it is hereby enacted by the authority of the same That section eight hundred and four of the act approved the seventeenth day of May one thousand nine hundred and twenty-one (Pamphlet Laws six hundred eighty-two) entitled "An act relating to insurance amending revising and consolidating the law providing for the incorporation of insurance companies and the regulation supervision and protection of home and foreign insurance companies Lloyds associations reciprocal and inter-insurance exchanges and fire insurance rating bureaus and the regulation and supervision of insurance carried by such companies associations and exchanges including insurance carried by the State Workmen's Insurance Fund providing penalties and repealing existing laws" is hereby amended to read as follows

Section 804 Policy Provisions Mutual insurance companies other than mutual life companies may insert in any form of policy prescribed by the law of this Commonwealth any provisions or conditions required by its plan of insurance which are not inconsistent or in conflict with any law of this Commonwealth Such policy in lieu of conforming to the language and form prescribed by such law may conform thereto in substance if such policy includes a provision or endorsement reciting that the policy shall be construed as if in the language and form prescribed by such law and a copy of such policy and endorsements if any shall have been first filed with and shall not have been disapproved by the Insurance Commissioner Provided That all such policies shall contain a clause so worded as to plainly indicate to the insured that he as a policyholder in a mutual insurance company is subject to assessment whenever the need for an assessment arises

On the question,

Will the House agree to the section?

Mr. MOUL. Mr. Speaker, I desire to offer the following amendments.

The SPEAKER. The amendments will be read by the Clerk.

The amendments were read by the Clerk as follows:

Amend Sec. 1, page 3, line 1, by inserting after the word "policies" the following "whether issued on the purely mutual plan or issued for a cash premium with an additional contingent premium"

Amend Sec. 1, page 3, line 1, by inserting after the word "contain" the following: "on the face of the policy"

On the question,

Will the House agree to the amendments?

They were agreed to,

On the question,

Will the House agree to the section as amended?

It was agreed to.

The title was read and agreed to as follows:

An Act to amend section eight hundred and four of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by requiring policies of mutual insurance companies, other than mutual life companies, to show that the insured may become subject to assessment.

And said bill having been read at length the second time and agreed to as amended,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with,

The House proceeded to the second reading and consideration of House Bill No. 1163 (Senate Bill No. 153), entitled:

An Act to further amend section five hundred and thirty-one of the act approved the seventeenth day of May, one thousand nine hundred and twenty-one (P. L. 682), entitled "An act relating to insurance; amending, revising, and consolidating the law providing; for the incorporation of insurance companies, and the regulation, supervision, and protection of home and foreign insurance companies, Lloyds associations, reciprocal and inter-insurance exchanges, and fire insurance rating bureaus, and the regulation and supervision of insurance carried by such companies, associations, and exchanges, including insurance carried by the State Workmen's Insurance Fund; providing penalties; and repealing existing laws," by classifying foreign mutual fire, mutual marine, or mutual fire and marine companies for the purpose of licensing and relicensing and providing the requirements for licensing and relicensing.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

Agreeably to order,

The rule requiring bills to be considered in Committee of the Whole being in in this case dispensed with

The House proceeded to the second reading and consideration of House Bill No. 1301 (Senate Bill No. 168), entitled:

An Act creating a commission to allot all space in the Capitol Building and the Museum Building and defining the duties of the said commission.

And said bill having been read at length the second time and agreed to,

Ordered, To be transcribed for a third reading.

BILL RECOMMITTED

Mr. COHEN. Mr. Speaker, I move that this bill be recommitted to the Committee on State Government for further study.

On the question,

Will the House agree to the motion?

The SPEAKER declared the ayes appeared to have it,

Whereupon, a division was called for and one hundred and ten members or more than a majority having voted in the affirmative, the question was determined in the affirmative and the motion was agreed to.

RECESS

The SPEAKER. If there are no objections the Chair is about to declare a recess for fifteen minutes. Are there objections? The Chair hears none and declares a recess for fifteen minutes.

AFTER RECESS

The SPEAKER. The time of recess having expired, the House will be in order.

The SPEAKER. (Wilson G. Sarig) in the Chair.

HOUSE BILLS NOS. 1127, 936, 862 and 839 MADE SPECIAL ORDER

Mr. WITKIN. Mr. Speaker, I move that the Special Order on third reading and final passage on House Bills Nos. 1127, 936, 862, and 839 fixed for 12:00 o'clock noon Tuesday, March 19th, be rescinded and that these bills be made a special order on third reading and final passage at 4:00 o'clock P. M. on Tuesday, March 19th.

The motion was agreed to.

TIME EXTENDED ON BILL

Mr. YOURISHIN. Mr. Speaker, I move that the time on House Bill No. 371, Printer's No. 226, entitled:

An Act to amend an act approved the twenty-fifth day of July, one thousand nine hundred thirteen (P. L. 1024), entitled "An act to protect the public health and welfare, by regulating the employment of females in certain establishments, with respect to their hours of labor and the conditions of their employment; by establishing certain sanitary regulations in the establishments in which they work; by requiring certain abstracts and notices to be posted; by providing for the enforcement of this act by the Commissioner of Labor and Industry and others; by prescribing penalties for violations thereof; by defining the procedure in prosecutions; and by repealing all acts and parts of acts inconsistent with the provisions thereof" as amended, by excepting from the provisions of the act certain occupations and professions and further regulating the hours of labor.

on page 22 of today's calendar, bills on second reading postponed, be extended five days.

The motion was agreed to.

ANNOUNCEMENTS

COMMITTEE MEETINGS

The Committee on Highways will meet on Tuesday, March 19th, at 10:00 A. M. in the House Caucus Room.

The Committee on Ways and Means will meet on Tuesday, March 19th, in Room 324, at 3:00 P. M.

The Committee on Judiciary General will meet in Room 325 on Tuesday, March 19th at 10:00 A. M.

The Judiciary General Committee will hold a public hearing on Bills 473 and 1209 in the Senate Caucus Room at 2:00 P. M., Tuesday, March 19th.

The Committee on Elections will meet on Tuesday, March 19th, at 9:30 A. M. in Room 323.

Mr. CONNER, Chairman of the Legislative Sons of St. Patrick Dinner Committee wishes to announce for the benefit of the members of the House that reservations close this week. The dinner is to be held in the Penn Harris Hotel on Tuesday evening, March 26th. To obtain reservations before the listing is closed, members will please see Mr. Connor, Mr. Schwartz or Mr. E. J. Hart, Secretary of the Committee.

ADJOURNMENT

Mr. LARUE. Mr. Speaker, I move that this House do now adjourn until tomorrow morning at 11:00 o'clock.

The motion was agreed to, and (at 12:57 o'clock A. M.) the House adjourned until Tuesday, March 19, 1935, at 11:00 o'clock.

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